



## KENTUCKY LABOR CABINET

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### ADMINISTRATIVE ORDER

2021-002

**WHEREAS**, in March, 2020, the Governor declared a State of Emergency related to the COVID-19 pandemic on March 6, 2020 in Executive Order 2020-215; and

**WHEREAS**, as a result of COVID-19 supply chain disruptions, automobile industry employers, including employers in the associated supply and distribution chains ("Auto Industry Employers") continue to experience adverse economic effects and it is expected that Auto Industry Employers with at least 100 workers who lay off workers can electronically file claims on behalf of their workers for the full duration of the respective lay off period;

**WHEREAS**, 787 KAR 1:090, Section 4(a), enables employers to file an unemployment insurance claim on behalf an unemployed worker if the worker has a definite recall rights within four (4) calendar weeks;

**WHEREAS**, it is anticipated that some employers who have at least 100 workers may lay off workers for a time period more than four (4) calendar weeks; and

**WHEREAS**, the Kentucky Labor Cabinet desires to enable Auto Industry Employers to electronically file mass unemployment insurance claims on behalf of their workers in order to reduce the strain on the unemployment insurance system.

**NOW THEREFORE**, I, Larry L. Roberts, Secretary of the Kentucky Labor Cabinet, by virtue of the authority delegated to this Office pursuant to Executive Order 2020-215, KRS 11.065, KRS 336.015, KRS 336.050, KRS 341.115(1), and 2021 Ky. Acts Ch. 169 § 1(I)(7), deem it necessary to suspend 787 KAR 1:090, Section 4(a) as it applies to Auto Industry Employers to address those situations where a worker may be laid off for a period more than four (4) calendar weeks, and order as follows:

1. That notwithstanding 787 KAR 1:090, Section 4(a), Auto Industry Employers may electronically file an unemployment insurance claim on behalf of an unemployed worker if the worker has definite recall rights within eight (8) calendar weeks.

This Order is effective as of May 24, 2021, and shall be in effect until this Order is rescinded by further Order or by operation of law. This order shall supersede all previous administrative orders or regulations to the extent they may conflict. The Labor Cabinet may extend or modify this Order at any time.



Larry D. Roberts  
Secretary  
DATED: May 24, 2021