

insured unemployment (not seasonally adjusted) under this subtitle was less than [5] 6 percent.

(iii) The State "on" indicators under subparagraphs (i) and (ii), respectively, take precedence over a State "off" indicator under subparagraph (ii) or subparagraph (i).

[(5)] (3) "Rate of insured unemployment," for purposes of paragraph [(4)] (2) of this subsection, means the percentage derived by dividing

(i) The average weekly number of individuals filing claims FOR REGULAR BENEFITS in this State for weeks of unemployment with respect to the most recent 13-consecutive-week period, as determined by the Executive Director on the basis of his reports to the United States Secretary of Labor, by

(ii) The average monthly employment covered under this act for the first four of the most recent six completed calendar quarters ending before the end of such 13-week period.

[(6)] (4) "Regular benefits" means benefits payable to an individual under this act or under any other State law (including benefits payable to federal civilian employees and to ex-servicemen pursuant to 5 U.S.C. chapter 85) other than extended benefits.

[(7)] (5) "Extended benefits" means benefits (including benefits payable to federal civilian employees and to ex-servicemen pursuant to 5 U.S.C. chapter 85) payable to an individual under the provisions of this section for weeks of unemployment in his eligibility period.

[(8)] (6) "Eligibility period" of an individual means the period consisting of the weeks in his benefit year which begin in an extended benefit period and, if his benefit year ends within the extended benefit period, any weeks thereafter which begin in that period.

[(9)] (7) "Exhaustee" means an individual who, with respect to any week of unemployment in his eligibility period:

(i) Has received, prior to that week, all of the regular benefits that were available to him under this act or any other State law (including dependents' allowances and benefits payable to federal civilian employees and ex-servicemen under 5 U.S.C. chapter 85) in his current benefit year which includes that week;

Provided, that, for the purposes of this subparagraph, an individual shall be deemed to have received all of the