

regular benefits that were available to him although as a result of a pending appeal with respect to wages that were not considered in the original monetary determination in his benefit year, he may subsequently be determined to be entitled to added regular benefits; or

(ii) His benefit year having expired prior to that week, has no, or insufficient, wages on the basis of which he could establish a new benefit year that would include that week; and

(iii) Has no right to unemployment benefits or allowances, as the case may be, under the Railroad Unemployment Insurance Act or under such other federal laws as are specified in regulations issued by the United States Secretary of Labor; and has not received and is not seeking unemployment benefits under the unemployment compensation law of Canada; but if he is seeking those benefits and the appropriate agency finally determines that he is not entitled to benefits under the law he is considered an exhaustee.

[(10)] (8) "State law" means the unemployment insurance law of any state, approved by the United States Secretary of Labor under § 3304 of the Internal Revenue Code of 1954.

(c) An individual shall be eligible to receive extended benefits with respect to any week of unemployment in his eligibility period only if the Executive Director finds that with respect to that week:

(1) He is an "exhaustee" as defined in subsection [(a) (9)] (A)(7);

(2) He has satisfied the requirements of this act for the receipt of regular benefits that are applicable to individuals claiming extended benefits, including not being subject to a disqualification for the receipt of benefits; AND

(3) DURING THE BASE PERIOD WITH RESPECT TO WHICH THE INDIVIDUAL HAS EXHAUSTED HIS ENTITLEMENT TO REGULAR BENEFITS, HE WAS PAID TOTAL INSURED WAGES WHICH EXCEED ONE AND ONE-HALF TIMES THE AMOUNT OF INSURED WAGES WHICH HE WAS PAID DURING THE CALENDAR QUARTER OF HIS BASE PERIOD IN WHICH HIS INSURED WAGES WERE THE HIGHEST.

(f) (1) Whenever an extended benefit period is to become effective in this State [(or in all states)] as a result of a State [or national] "on" indicator, or an extended benefit period is to be terminated in this State as a result of [a state "off" indicator or] a State [and national] "off" indicator, the Executive Director shall make an appropriate public announcement.