

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

**SARAH M RECKNER**  
Claimant

**APPEAL NO. 20A-UI-03059-B2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 03/29/20**  
**Claimant: Appellant (2)**

Iowa Code § 96.4-4 – Wages Earned Between Claim Years  
Iowa Code § 96.3-7 – Recovery of Overpayment of Benefits

**STATEMENT OF THE CASE:**

Claimant filed an appeal from a decision of a representative dated April 8, 2020, reference 01, which held claimant ineligible for unemployment insurance benefits in a second benefit year. After due notice, a telephone conference hearing was scheduled for and held on May 7, 2020. Claimant participated personally. Department Exhibits A-B were admitted into evidence.

**ISSUES:**

The issue in this matter is whether claimant has worked and earned insured wages of at least eight times the weekly benefit amount of the previous claim year.

Whether claimant is overpaid unemployment insurance benefits.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds: Claimant earned \$11,038.00 in wages from insured work during the last benefit year 2018-2019 and or during the current benefit year.

**REASONING AND CONCLUSIONS OF LAW:**

The administrative law judge holds claimant has earned sufficient wages during the last benefit year to qualify for benefits.

Iowa Code section 96.4(4)a-c provides:

An unemployed individual shall be eligible to receive benefits with respect to any week only if the department finds that:

4. a. The individual has been paid wages for insured work during the individual's base period in an amount at least one and one-quarter times the wages paid to the individual during that quarter of the individual's base period in which the individual's wages were

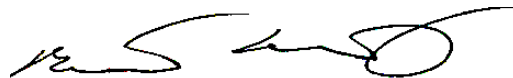
highest; provided that the individual has been paid wages for insured work totaling at least three and five-tenths percent of the statewide average annual wage for insured work, computed for the preceding calendar year if the individual's benefit year begins on or after the first full week in July and computed for the second preceding calendar year if the individual's benefit year begins before the first full week in July, in that calendar quarter in the individual's base period in which the individual's wages were highest, and the individual has been paid wages for insured work totaling at least one-half of the amount of wages required under this paragraph in the calendar quarter of the base period in which the individual's wages were highest, in a calendar quarter in the individual's base period other than the calendar quarter in which the individual's wages were highest. The calendar quarter wage requirements shall be rounded to the nearest multiple of ten dollars.

c. If the individual has drawn benefits in any benefit year, the individual must during or subsequent to that year, work in and be paid wages for insured work totaling at least eight times the individual's weekly benefit amount, as a condition to receive benefits in the next benefit year.

As claimant's weekly benefit amount is \$249 and claimant earned \$11,038 in wages in the previous benefit year, she has qualified for benefits in the second benefit year. AS claimant is qualified to receive benefits, any benefits received are not overpayments.

**DECISION:**

The decision of the representative dated April 8, 2020, reference 01, is reversed. Claimant is eligible to receive unemployment insurance benefits, provided claimant meets all other eligibility requirements.



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Blair A. Bennett  
Administrative Law Judge

May 26, 2020  
Decision Dated and Mailed

bab/scn