

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

JERRY D OLSON
Claimant

APPEAL NO: 15A-UI-02778-DWT

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 02/08/15
Claimant: Appellant (2)

Iowa Code § 96.4(3) – Able to and Available for Work
871 IAC 24.22(3) – Active Work Search

STATEMENT OF THE CASE:

The claimant appealed a representative's February 24, 2015 determination (reference 02) that gave him a warning for failing to make an active work search for the week ending February 21, 2015. Based on the claimant's appeal and the documents he sent with his appeal, this issue is resolved in the claimant's favor without a hearing.

Based on the administrative record and the law, the administrative law judge concludes the warning the claimant received for his work search efforts for the week ending February 21, 2015, is not warranted.

ISSUE:

Should the claimant receive a warning for not making a minimum of two job contacts during the week ending February 21, 2015?

FINDINGS OF FACT:

The claimant established a claim for benefits during the week of February 8, 2015. He received written information that he was NOT required to look for work because he was on a temporary layoff.

The claimant filed a claim for the week ending February 21, 2015. He reported he had not made any job contacts. The claimant appealed a February 24 determination that gave him warning for failing to make an active work search for the week ending February 21, 2015.

REASONING AND CONCLUSIONS OF LAW:

Each week a claimant files a claim for benefits, he must make an active search for work. Iowa Code § 96.4(3). When a claimant does not make an earnest and active search for work, he is not eligible to receive benefits. 871 IAC 24.22(3). Usually a claimant is required to make a minimum of two job contacts each week he files a claim for benefits. The claimant's work

search requirements were waived and he is not required to look for work since he is on a temporary layoff from his employer. As a result, the warning the claimant received is not warranted.

DECISION:

The representative's February 24, 2015 determination (reference 02) is reversed. The claimant was **NOT** required to look for work since he is on a temporary layoff. As a result the warning the claimant received for the week ending February 21, 2015, is not warranted.

Debra L. Wise
Administrative Law Judge

Decision Dated and Mailed

dlw/pjs