

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

ELIZABETH CORONA Claimant IOWA WORKFORCE DEVELOPMENT DEPARTMENT	<div>68-0157 (9-06) - 3091078 - EI</div> <div>APPEAL NO: 15A-UI-00507-DT ADMINISTRATIVE LAW JUDGE DECISION</div> <div>OC: 06/29/14 Claimant: Appellant (1)</div>
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871-IAC 24.40 – Training Extension Benefits

STATEMENT OF THE CASE:

Elizabeth Corona (claimant) appealed a representative's January 12, 2015 decision (reference 02) that concluded she was not eligible for training extension benefits. After a hearing notice was mailed to the claimant, a telephone hearing was held on February 9, 2015. The claimant participated in the hearing. Based on the evidence, the arguments of the claimant, and the law, the administrative law judge enters the following findings of fact, reasoning and conclusions of law, and decision.

ISSUE:

Is the claimant eligible for training extension benefits (TEB)?

FINDINGS OF FACT:

The claimant established an unemployment insurance claim year effective June 29, 2014, after a separation from Wells Fargo Bank, N.A. This employer had been her only base period employer. She worked full time as a personal banker until July 1, 2014; that employer discharged her from her position for an issue related to ability to perform her job to the employer's satisfaction. The personal banker position is not identified as a declining occupation.¹ She exhausted regular unemployment benefits on or about December 27, 2014. The claimant made her application for TEB on December 22, 2014. She was not previously in any department approved training.

The claimant is taking classes through the Des Moines Area Community College in the area of information technology and finance; her anticipated completion date is January 12, 2016.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code § 96.3-5-b(1) provides training extension benefits for claimants who are in department approved training under specified circumstances. Before a claimant qualifies for training extension benefits the claimant must: 1) be able to meet the minimum requirements for

¹ <http://www.iowaworkforce.org/trainingextensionbenefits>

unemployment benefits; 2) establish that the claimant's separation must have been from full time work in a declining occupation or the claimant must have been involuntarily separated from full time work due to a permanent reduction of operations; 3) show that she is in a job training program that has been approved by the Department; 4) establish that she has exhausted all regular and emergency unemployment benefits; 5) show that she was in the training program at the time regular benefits are exhausted; 6) demonstrate that the training falls under one of the following three categories: a) it must be for a high demand or high technology occupation as defined by the Agency; b) it must be for a high-tech occupation or training approved under the Workforce Investment Act (WIA); c) it must be an approved program for a GED; and 7) show that she is enrolled and making satisfactory progress towards completing the training. Iowa Code § 96.3(5)b(5).

The claimant's separation was not from a declining occupation and it was not due to a reduction in operations. Even if the claimant satisfies some of the other criteria, at the least she does not satisfy criteria (2), and all criteria must be met. Training extension benefits are denied.

DECISION:

The unemployment insurance decision dated January 12, 2015 (reference 02) is affirmed. The claimant is ineligible for training extension benefits.

Lynette A. F. Donner
Administrative Law Judge

Decision Dated and Mailed

ld/pjs