

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

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

**DEBBIE L HASS**  
Claimant

**APPEAL NO. 07A-UI-09345-H2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 07-22-07 R: 01  
Claimant: Appellant (2)**

Section 96.4-4 – Subsequent Benefit Year

**STATEMENT OF THE CASE:**

The claimant filed a timely appeal from the September 28, 2007, reference 01, decision that denied benefits. After due notice was issued, a hearing was held on October 22, 2007 and October 24, 2007. The claimant did participate. Claimant's Exhibit A was received.

**ISSUE:**

Has the claimant worked and earned at least \$250.00 in insured wages between claim years?

**FINDINGS OF FACT:**

Having reviewed the testimony and all of the evidence in the record, the administrative law judge finds: The claimant filed a claim for benefits with an effective date of July 23, 2006. The claimant worked on July 25, 26, 27 and 28 for a total of thirty-one hours at an hourly rate of pay of \$15.55. The claimant earned \$482.50. The claimant did earn at least \$250.00 in insured wages during or subsequent to the claim year beginning July 23, 2006. The claimant has not worked for the employer since July 28, 2006 but did receive twenty-six weeks of accident and sickness benefits through February 2007.

**REASONING AND CONCLUSIONS OF LAW:**

For the reasons that follow, the administrative law judge concludes the claimant is eligible to receive benefits during the subsequent benefit year.

Iowa Code § 96.4-4 provides:

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

4. 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 subsection 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.

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 two hundred fifty dollars, as a condition to receive benefits in the next benefit year.

Because the claimant did work and earn at least \$250.00 in insured wages during or subsequent to the claim year beginning July 23, 2007, the claimant is eligible to receive benefits during the claim year beginning July 22, 2007.

**DECISION:**

The September 28, 2007, reference 01, decision is reversed. The claimant is eligible to receive benefits during the claim year beginning July 22, 2007.

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Teresa K. Hillary  
Administrative Law Judge

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Decision Dated and Mailed

tkh/css