

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

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

CARRIE S BOOK

Claimant

APPEAL NO. 12A-UI-04661-S2T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 03/25/12

Claimant: Appellant (2)

Section 96.4-3 – Able and Available

STATEMENT OF THE CASE:

Carrie Book (claimant) appealed a representative's April 19, 2012 decision (reference 02) that concluded she was not eligible to receive unemployment insurance benefits because she had not made adequate arrangements for child care. A hearing was not deemed necessary to be held in order to make a decision for reasons which will appear in the Findings of Fact.

ISSUE:

The issue is whether the claimant is able and available for work.

FINDINGS OF FACT:

The administrative law judge, having considered all of the evidence in the record, finds that: The claimant filed an original claim for job insurance benefits effective March 25, 2012. A representative's April 19, 2012 decision (reference 02) concluded she was not eligible to receive unemployment insurance benefits because she had not made adequate arrangements for child care. A representative's April 26, 2012 decision (reference 03) concluded she was eligible to receive unemployment insurance benefits because she had adequate child care. The reference 03 decision corrected the reference 02 decision.

REASONING AND CONCLUSIONS OF LAW:

For the reasons that follow the administrative law judge concludes the claimant is able and available for work.

871 IAC 24.23(8) provides:

Availability disqualifications. The following are reasons for a claimant being disqualified for being unavailable for work.

(8) Where availability for work is unduly limited because of not having made adequate arrangements for child care

When an employee is spending working hours caring for children, she is considered to be unavailable for work. The claimant has provided information to the fact finder indicating she has adequate child care. She is considered to be available for work. The claimant is qualified to receive unemployment insurance benefits.

DECISION:

The representative's April 19, 2012 decision (reference 02) is reversed. She is considered to be available for work. The claimant is qualified to receive unemployment insurance benefits.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/pjs