

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

KEYANNA LAWRENCE
Claimant

APPEAL NO: 22A-UI-03349-SN-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

**IOWA WORKFORCE
DEVELOPMENT DEPARTMENT**

OC: 03/15/20
Claimant: Appellant (2)

Iowa Code § 96.3(7) – Lost Wage Assistance

STATEMENT OF THE CASE:

The claimant filed an appeal from the January 10, 2022, (reference 07) unemployment insurance decision that concluded she was overpaid \$1,500.00 in Lost Wage Assistance (LWA) benefits. After proper notice, a telephone hearing was conducted on March 4, 2022. The hearing was held jointly with appeal 22A-UI-03345-SN-T, 22A-UI-03346-SN-T, 22A-UI-03347-SN-T, and 22A-UI-03348-SN-T. The claimant participated. Official notice of the administrative records was taken.

ISSUE:

Has the claimant been overpaid any unemployment insurance benefits?

FINDINGS OF FACT:

The claimant filed a new claim for unemployment insurance benefits with an effective date of March 15, 2020.

The claimant filed for and received a total of \$1,500.00 in LWA benefits for the weeks between July 25, 2020 and August 29, 2020.

The unemployment insurance decision that disqualified the claimant from receiving unemployment insurance benefits has been reversed in a decision of the administrative law judge in appeal 22A-UI-03345-SN-T.

REASONING AND CONCLUSIONS OF LAW:

The issue in this case is whether the claimant was overpaid LWA benefits.

Iowa Code section 96.3(7) provides, in pertinent part:

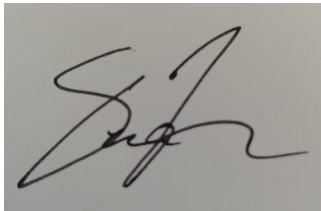
7. Recovery of overpayment of benefits.

a. If an individual receives benefits for which the individual is subsequently determined to be ineligible, even though the individual acts in good faith and is not otherwise at fault, the benefits shall be recovered. The department in its discretion may recover the overpayment of benefits either by having a sum equal to the overpayment deducted from any future benefits payable to the individual or by having the individual pay to the department a sum equal to the overpayment.

Since the decision disqualifying the claimant has been reversed, the claimant was overpaid \$1,500.00 in LWA benefits.

DECISION:

The unemployment insurance decision dated January 10, 2022, (reference 07), is reversed. The claimant was not overpaid \$1,500.00 in LWA benefits.



Sean M. Nelson
Administrative Law Judge
Unemployment Insurance Appeals Bureau
1000 East Grand Avenue
Des Moines, Iowa 50319-0209
Fax (515) 725-9067

March 25, 2022
Decision Dated and Mailed

smn/kmj

Note to Claimant: This decision determines you have been overpaid LWA under the CARES Act. If you disagree with this decision, you may file an appeal to the Employment Appeal Board by following the instructions on the first page of this decision. Additionally, instructions for requesting a waiver of this overpayment can be found at <https://www.iowaworkforcedevelopment.gov/application-overpayment-waiver>. If this decision becomes final and you are not eligible for a waiver, you will have to repay the benefits you received.