

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

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**JOHN K LOVELADY**  
Claimant

**APPEAL 15A-UI-13394-H2T**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 11/15/15  
Claimant: Appellant (2)**

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Iowa Code § 96.4(4) – Monetary Eligibility and Subsequent Benefit Year

**STATEMENT OF THE CASE:**

Claimant filed a timely appeal from the November 25, 2015, (reference 01) decision that denied benefits because of a lack of at least \$250.00 in insured wages during or after the prior claim year. After due notice was issued, a hearing was scheduled to be held on December 28, 2015. Prior to the hearing being held the administrative law judge reviewed agency records and it became clear that no additional testimony was needed to resolve the issue and no hearing was held.

**ISSUE:**

Did the claimant earned insured wages of \$250.00 or more during or after the previous benefit year.

**FINDINGS OF FACT:**

Having reviewed all of the evidence in the record, the administrative law judge finds: The claimant did earn at least \$250.00 in insured wages during or subsequent to the prior claim year beginning November 16, 2014 as he reported wages of over \$900.00 dollars for the four weeks ending December 13, 2014 during his prior claim year.

**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 1¼ 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 \$250.00, as a condition to receive benefits in the next benefit year.

Because the claimant did earn at least \$250.00 in insured wages during or subsequent to the claim year beginning November 16, 2014, he is eligible to receive benefits during the current claim year beginning November 15, 2015.

**DECISION:**

The November 25, 2015, (reference 01) decision is reversed. The claimant is eligible to receive benefits during the current claim year beginning November 15, 2015.

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Teresa K. Hillary  
Administrative Law Judge

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Decision Dated and Mailed

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