



FACT SHEET #161 AUGUST 2014

Waivers of Unemployment Insurance Eligibility Requirements

TYPE OF WAIVER		REQUIREMENTS			
		*Required to Seek Work	Required to Register for Work	Required to be Available for Work	Required to Complete Weekly Work Search (Form UIA 1583)
	Legal Authorization				
Registration and Seeking Work (RSW) can be requested by the employer when there is a temporary layoff of 45 days or fewer.	MES Act-Section 28(1)(a) Administrative Rules 208(4) and 216(1)	NO	NO	NO	NO
Job Attached Waiver (JAW) - for a worker who is separated for lack of work and has a return to work date within 120 days from the last day of work is considered job attached.	Administrative Rule 208(2)	YES	YES (Registration is not waived, but is satisfied by the application for benefits)	YES	YES
Short Term Layoff Waiver - for a worker who is separated for lack of work with a definite return to work date not later than 15 consecutive calendar days from the first day of the scheduled unemployment.	Administrative Rule 216(3)	NO	YES (Registration is not waived, but is satisfied by the application for benefits)	YES	NO
Waiver based on Labor Market Information - this waiver goes into effect when the statewide total unemployment rate is at least 8.5% and the Agency concludes suitable work is not available to the claimant.	MES Act-Section 28(1)(a) Administrative Rule 216(1)	NO (Not waived for Extended Benefit claimants unless in Agency Approved training)	YES	YES	NO
Agency Approved Training Waiver - for a claimant participating in training with the approval of the Agency and is satisfactorily pursuing the approved course of vocational training.	MES Act-Section 28(3)	NO	YES	NO	NO
Trade Adjustment Act (TAA) Approved Training - For a claimant attending training or beginning approved training within 30 days under Section 236 of the Trade Adjustment Act of 1974.	MES Act-Section 28(5)	NO	YES	NO	NO

*Seeking work requirement is waived for claimants who are returning to work with their previous employer.