

FACT SHEET #161 JANUARY 2020

Waivers of Unemployment Insurance Eligibility Requirements

TYPE OF WAIVER	REQUIREMENTS			
		Required to Seek Work & Weekly Work Search	Required to Register for Work	Required to be Available for Work
Registration and Seeking Work (RSW) - can be requested by the employer when there is a temporary layoff of 45 days or fewer	<ul style="list-style-type: none"> MES Act §28(1)(a) Mich Admin Code R421.208(4) & R421.216(1) 	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.	<ul style="list-style-type: none"> Mich Admin Code R208(2) 	YES	Registration satisfied by the application for benefits. Do not have to register when waiver is expired.	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 employment.	<ul style="list-style-type: none"> Mich Admin Code R421.216(3) 	NO	Registration is satisfied by the application for benefits. MUST register when waiver is expired.	YES
Waiver based on Labor Market Information – this waiver goes into effect when the statewide total unemployment rate is at least 8.5% and TIA-UI concludes that suitable work is not available to the claimant.	<ul style="list-style-type: none"> MES Act §28(1)(a) Mich Admin Code R421.216(2) 	NO	YES	YES
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.	<ul style="list-style-type: none"> MES Act §28(3) 	NO	YES	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	<ul style="list-style-type: none"> MES Act 28(5) 	NO	YES	NO