

ELIGIBILITY

Table 400. – Ability to Work, Availability for Work, and Seeking Work Requirements					
State	Able to work and available for			Actively seeking work (42 States)	Special provision for illness or disability during unemployment <u>1/</u> (11 States)
	Work (32 States)	Suitable work (12 States)	Work in usual occupation or for which reasonably fitted by prior training or experience (9 States)		
AL	*****	*****	X _{2/}	X	*****
AK	*****	X _{3/}	*****	*****	X _{1/}
AZ	X _{11/}	*****	*****	*****	*****
AR	*****	X _{3/}	*****	X _{5/}	*****
CA	X _{3/}	*****	*****	X	*****
CO	*****	X	*****	X	*****
CT	X _{4/}	*****	*****	X	*****
DE	X _{4/}	*****	*****	X _{5/}	X
DC	X _{10/}	*****	*****	X _{9/}	*****
FL	X	*****	*****	X	*****
GA	X _{6/}	*****	*****	X _{7/}	*****
HI	X	*****	*****	<u>5/</u>	X
ID _{3/}	*****	X	*****	X	X _{1/}
IL _{3/}	X _{2/}	*****	*****	X	*****
IN _{3/}	X	*****	*****	X	*****
IA _{12/}	X	*****	*****	X	*****
KS	*****	*****	X	X	*****
KY	*****	X	*****	X	*****
LA	X	*****	*****	X	*****
ME	*****	*****	X _{13/}	X	*****
MD	X _{11/}	*****	*****	X _{7/}	X
MA	*****	*****	X	X	X _{1/}
MI	*****	*****	X _{2/}	X _{5/}	*****
MN _{3/}	X	*****	*****	X	*****
MS	X	*****	*****	*****	*****
MO	X	*****	*****	X _{5/}	*****
MT	X	*****	*****	X	X

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Table 400. – Ability to Work, Availability for Work, and Seeking Work Requirements (Continued)					
State	Able to work and available for			Actively seeking work (42 States)	Special provision for illness or disability during unemployment <u>1/</u> (11 States)
	Work (32 States)	Suitable work (12 States)	Work in usual occupation or for which reasonably fitted by prior training or experience (9 States)		
NE	X <u>6/8/</u>	*****	*****	*****	*****
NV	X	*****	*****	*****	X
NH	*****	X	*****	X	*****
NJ	X <u>6/</u>	*****	*****	X	*****
NM	X	*****	*****	X <u>5/</u>	*****
NY	*****	*****	X <u>6/</u>	*****	*****
NC ^{14/}	X <u>6/</u>	*****	*****	X <u>5/9/</u>	*****
ND	*****	X	*****	X	X <u>1/</u>
OH	*****	X <u>2/</u>	*****	X <u>5/</u>	*****
OK	X	*****	*****	X <u>9/</u>	*****
OR	*****	X <u>3/</u>	*****	X	*****
PA	*****	X	*****	*****	*****
PR	*****	X	*****	*****	*****
RI	X	*****	*****	X	*****
SC	*****	*****	X <u>2/</u>	X	*****
SD	X	*****	*****	*****	*****
TN ^{14/}	X <u>6/</u>	*****	*****	*****	X
TX	X	*****	*****	*****	*****
UT	X	*****	*****	X	*****
VT	X	*****	*****	X <u>9/</u>	X
VA ^{3/14/}	X <u>6/</u>	*****	*****	X	*****
VI	*****	X	*****	X	*****
WA	*****	*****	X <u>6/</u>	X <u>9/</u>	*****
WV	*****	*****	X <u>11/</u>	X	*****
WI	X	*****	*****	X <u>9/</u>	*****
WY	X	*****	*****	X	*****

(Footnotes for Table 400 on next page)

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1/Claimants are not ineligible if unavailable because of illness or disability occurring after filing claim and registering for work if no offer of work that would have been suitable at time of registration is refused after beginning of such disability; in ID only if no suitable work was available that would have paid wages greater than one-half of the individual's wba; in AK waiver may not exceed 6 consec. wks; in MA provision is applicable for 3 weeks only in a BY; in ND only if illness not covered by workers' compensation.

2/In locality where BPWs were earned or where suitable work may reasonably be expected to be available, AL and SC; where the commission finds such work available, Mich.; where suitable work is normally performed, OH; where opportunities for work are substantially as favorable as those in the locality from which he has moved, IL.

3/Intrastate claimant not ineligible if unavailability is caused by noncommercial fishing or hunting necessary for survival or if traveling to obtain medical services outside residence for himself, spouse or dependent if suitable work is not offered, AK; claimant not ineligible if unavailable 2 or 4 workdays because of death in immediate family or unlawful detention, CA; claimant not ineligible if unavailable for 7 days because of death in immediate family, or if required to withdraw from the labor market for less than 4 days in the week for compelling personal emergency, AR; not unavailable if compelling personal circumstance requires absence from normal market area for less than major part of wk., ID; claimant in county or city work relief program not unavailable solely for that reason, OR. Claimant not ineligible solely because of serving on grand or petit jury, or responding to a subpoena, CA; not unavailable if claimant is serving as a prospective or impaneled juror, AK. For special provisions in other States noted concerning benefits for claimants unable to work or unavailable for part of a week, see sec. 410.

4/Involuntarily retired individual eligible if registered for work, able to work, and not refusing a suitable job offer, CT; if available for work suitable in view of age, physical condition, and other circumstances, DE.

5/Employees temporarily laid off for not more than 45 days deemed available for work and actively seeking work if the employer notifies the agency that the layoff is temporary, Del., Mich., Ohio, for no more than 8 wks., AR, and MO; and for no more than 4 wks. or if the individual has an offer in writing for full-time work that will begin in 4 wks, NM. Individual customarily employed in seasonal employment must show that he is actively seeking work for which he is qualified by past experience or training during the nonseasonal period, NC. Claimant must make an active search for work if he voluntarily left work because of marital obligations or approaching marriage, HI.

6/Claimant deemed available while on involuntary vacation without pay, Nebr. and NJ; unavailable for 2 weeks or less in CY if unemployment is result of vacation, GA and NC; eligible only if he is not on a bona fide vacation, VA. Vacation shutdown pursuant to agreement or union contract is not of itself a basis for ineligibility, NY and WA. Vacation caused by plant shutdown not basis for denial of benefits if individual does not receive vacation pay for the period, TN.

7/And is bona fide in the labor market, GA. Not applicable to persons unemployed because of plant shutdown of up to 10-26 weeks if conditions justify, or to person 60 or over who has been furloughed and is subject to recall; blindness or severe handicap do not make a person ineligible if the person was employed by the Maryland Workshop for the Blind prior to his unemployment, MD.

8/Receipt of nonservice connected total disability pension by veteran at age 65 or more shall not of itself preclude ability to work.

9/Requirement not mandatory; see text, OK, VT, WA, WI; by judicial interpretation, DC; by regulation, NC.

10/Considers ineligible any individual who makes a claim for any week during which he is a prisoner in a penal or correctional institution.

11/A member of the National Guard or other reserve component of the U.S. Armed Forces may not be considered employed or unavailable for work while engaged in inactive duty for training, AZ, MD, and WV.

12/Iowa waives the able to work, available for work and actively seeking work requirement if an individual left work in lieu of exercising bumping rights to oust an employee with less seniority, also if the individual is partially unemployed while employed at the regular job.

13/No individual will be ineligible for benefits because he is unable to accept employment on a shift, the greater part of which falls between midnight and 5 a.m. and is prevented from accepting the job because of family obligations.

14/An individual who tests positive for drugs will be considered unavailable for work if the test is required as a condition of hire and the job would be suitable work for the individual, NC, and VA; an individual will not be considered unavailable for leaving most recent work either to avoid a drug or alcohol screening test, or after receiving a positive result to a drug or alcohol screening test, TN.