

MISCELLANEOUS: 95.05
Construction of statutes:
General

Refer to: ABLE & AVAILABLE - 250

Incarceration or other legal detention

Decision 44994-C

RE: Herman Christian

MISCELLANEOUS

5. General.
Includes cases which contain points not covered by any other line in the Miscellaneous division or by any other division of the Code.
60. Benefit computation factors:
Includes cases which discuss a claimant's base period, benefit year, disqualification period, duration of benefits, duration of unemployment, or waiting period, as a factor in determining benefit amount or qualifications for benefits.
- 60.05 General.
Includes (1) a general discussion of benefit computation factors, (2) points not covered by any other subline under line 60, or (3) points covered by three or more sublines..
- 60.1 Base period.
- 60.15 Benefit year.
- 60.2 Disqualification period.
- 60.25 Duration of benefits.
- 60.3 Duration of unemployment.
- 60.35 Waiting period.
70. Citizenship or residence requirements.
Includes cases in which citizenship or residence requirements affect the right to benefits.
75. Claim and registration.
Includes cases in which requisites pertaining to claim and registration are discussed.
95. Construction of statutes:
- 95.05 Includes cases containing (1) a general discussion of the construction of statutes, (2) points not covered by any other subline under line 95, or (3) points covered by three or more sublines.
- 95.1 Common meaning.
Considers the generally accepted meaning of a term.
- 95.15 Construction with reference to other statutes.
Where a statute is interpreted with reference to another statute.
- 95.2 Legislative intent.
Where the intent of the legislature is discussed.

95. Construction of statutes - Continued
- 95.25 Retroactive operation.
Where the retroactive effect of a provision is considered.
- 95.3 Statute as a whole as an aid to construction.
Consideration of the entire statute or parts thereof as a guide in the interpretation of a particular provision.
- 95.35 Strict or liberal construction.
Contains a discussion of whether a statute should be given a strict or liberal interpretation.
115. Deceased claimants, disposition of unpaid benefits of.
Includes cases which discuss the disposition of the unpaid benefit amount of deceased claimant.
120. Dependents' allowances.
Includes cases which relate to a claimant's rights to dependent's allowance.
260. Interstate relations.
Includes cases which involve reciprocal agreements or other unemployment insurance factors pertaining to two or more States.
340. Overpayments:
- 340.05 General.
Includes cases containing (1) a general discussion of benefit overpayments, (2) points not covered by any other subline under line 340, or (3) points covered by three or more sublines.
- 340.1 Fraud or misrepresentation.
Involves a discussion of the question of whether the claimant or another has willfully or knowingly misrepresented or failed to disclose a material fact for the purpose of obtaining benefits.
- 340.15 Nonfraudulent.
Involves benefit overpayments where the question of fraud is not an issue.
- 340.2 Restitution.
Relates to a discussion of restitution of benefits to which the claimant was not entitled.
375. Receipt of other payments:
- 375.05 General.
Includes cases containing (1) a general discussion of the receipt of other payments, (2) points not covered by any other subline under line 375, or (3) points covered by three or more sublines.
- 375.1 Disability compensation.
Involves a discussion of reduction or cancellation of benefits because of the receipt of disability payments.

375. Receipt of other payments - Continued
- 375.15 Lieu of notice, remuneration.
Discusses reduction of benefits because of the receipt of remuneration in lieu of separation notice.
- 375.2 Loss of wages, compensation for.
Discusses reduction of benefits because of receipt of compensation for loss of wages.
- 375.25 Old-age and survivors insurance.
Discusses reduction or cancellation of benefits because of receipt of old-age or survivors insurance.
- 375.3 Pension.
Discusses reduction or cancellation of benefits because of the receipt of a pension, either governmental or nongovernmental.
- 375.35 Public assistance.
Discusses reduction or cancellation of benefits because of the receipt of old-age, or other, public assistance.
- 375.4 Railroad retirement benefits.
Discusses reduction or cancellation of benefits because of the receipt of railroad retirement benefits.
- 375.45 Relief project wages.
Discusses reduction or cancellation of benefits because of the receipt of relief project wages.
- 375.5 Unemployment compensation under another law.
Discusses reduction or cancellation of benefits because of the receipt of unemployment compensation under any other unemployment compensation law, including the Railroad Unemployment Insurance Law and the Servicemen's Readjustment Act.
- 375.55 Workmen's compensation.
Discusses reduction or cancellation of benefits because of the receipt of workmen's compensation.
410. Seasonal employment.
Includes cases which contain a discussion of the rights to benefits under the provisions relating to seasonal workers and seasonal employment.