

**EMPLOYMENT APPEALS BOARD DECISION**  
**2024-EAB-0566**

*Affirmed*  
*Eligible Weeks 19-24 through 20-24*  
*Ineligible Week 21-24*

**PROCEDURAL HISTORY:** On May 22, 2024, the Oregon Employment Department (the Department) served notice of an administrative decision concluding that claimant failed to register for work in accordance with the Department's rules and was therefore ineligible to receive unemployment insurance benefits for the week of May 5, 2024, through May 11, 2024 (week 19-24) and until the reason for the denial ended (decision # L0004253696). Claimant filed a timely request for hearing. On July 3, 2024, ALJ Chiller conducted a hearing, and on July 18, 2024, issued Order No. 24-UI-259586, modifying decision # L0004253696 by concluding that claimant had failed to register for work and was therefore ineligible to receive unemployment insurance benefits for the week of May 19, 2024, through May 25, 2024 (week 21-24), but that claimant was not ineligible for benefits for the weeks of May 5, 2024 through May 18, 2024 (weeks 19-24 through 20-24) on that basis. On July 26, 2024, claimant filed an application for review with the Employment Appeals Board (EAB).

**WRITTEN ARGUMENT:** EAB considered claimant's argument in reaching this decision.

**FINDINGS OF FACT:** (1) On or around May 5, 2024, claimant filed an initial application for unemployment insurance benefits that was determined to be monetarily valid. Thereafter, claimant filed weekly claims for benefits for the weeks of May 5, 2024, through May 25, 2024 (weeks 19-24 through 21-24). These are the weeks at issue. The Department paid claimant benefits for week 20-24, but did not pay claimant benefits for weeks 19-24 or 21-24.

(2) Upon initially applying for benefits, claimant elected to receive communications regarding her claim electronically.

(3) On May 7, 2024, the Department electronically sent claimant a letter stating that she must register for work by May 21, 2024, and detailing the steps to complete this registration. Claimant did not check for online messages from the Department until May 22, 2024, as her focus was on other matters. Claimant was unaware of the registration requirement and deadline until that date.

(4) On May 22, 2024, claimant read the registration letter and scheduled an appointment for her registration interview for the following week, which she attended. Claimant completed the other registration requirements by the time of that interview.

**CONCLUSIONS AND REASONS:** Claimant failed to register for work as required during week 21-24.

ORS 657.155(1)(a) states that an individual shall only be eligible to receive benefits with respect to any week if “[t]he individual has registered for work at and thereafter has continued to report at an employment office in accordance with” the Department’s rules. ORS 657.159 states that to satisfy the registration requirement of ORS 657.155(1) an individual shall submit such information regarding the individual’s job qualifications, training and experience as the Department requests.

OAR 471-020-0020(l)(a) (August 8, 2004) provides, in relevant part, that except for individuals identified in OAR 471-020-0021 (January 8, 2006), all unemployment insurance claimants shall submit such information as may be required by the Department to carry out job placement services for the individual including, but not limited to, the individual's job qualifications, training and experience. Such information shall be entered into the Business & Employment Services online job match system concurrent with, or as soon as possible following, the filing of an initial claim for unemployment insurance benefits. Entry of this information shall constitute enrollment.

OAR 471-030-0035 (January 11, 2018) provides, in part:

(1) A claimant may fulfill the “registered for work” requirements of ORS 657.155(1)(a) by completion of such processes as directed by the Director in order to create a full registration for work.

(2) “Full registration for work” as used in this rule, means providing information regarding the individual's job qualifications, skills, training and experience as the Director or an authorized representative of the Director deems necessary to carry out job placement services for the individual.

\* \* \*

The record shows that the Department sent an electronic notice to claimant on May 7, 2024, detailing the steps required to register for work, and stating that the registration requirement must be completed by May 21, 2024. Claimant testified that she elected to receive correspondence from the Department electronically when she filed her initial claim. Audio Record at 10:53. Claimant further testified that she failed to check for online messages from the Department from at least May 7, 2024, through May 22, 2024, as she dealt with her child’s illness and stressors resulting from being unemployed. Audio Record at 9:46. Claimant was therefore unaware of the registration requirement until after the deadline had passed. However, the record shows that claimant completed the requirement in the week following the deadline, the week of May 26, 2024, through June 1, 2024 (week 22-24).

The statute and rules governing the work registration requirement contain no “good cause” exception for failing to register as directed. Claimant’s right to due process was satisfied by the Department having

sent notice of the registration requirement and the deadline by which to complete it using the electronic means claimant selected. Regrettably, claimant failed to check for messages from the Department for two weeks, causing her to miss the deadline. As a result, claimant failed to register for work as directed during the week of May 19, 2024, through May 25, 2024 (week 21-24). Since claimant had not been required to register in any week preceding week 21-24, she did not fail to register during those weeks and is eligible to receive benefits for those weeks (weeks 19-24 and 20-24) if otherwise eligible.

For these reasons, claimant failed to register for work and is therefore ineligible to receive unemployment insurance benefits for week 21-24, but is not ineligible for benefits for weeks 19-24 through 20-24 on that basis.

**DECISION:** Order No. 24-UI-259586 is affirmed.

D. Hettle and A. Steger-Bentz;  
S. Serres, not participating.

**DATE of Service:** August 7, 2024

**NOTE:** You may appeal this decision by filing a Petition for Judicial Review with the Oregon Court of Appeals within 30 days of the date of service listed above. *See* ORS 657.282. For forms and information, you may write to the Oregon Court of Appeals, Records Section, 1163 State Street, Salem, Oregon 97310 or visit the Court of Appeals website at [courts.oregon.gov](https://courts.oregon.gov). Once on the website, use the ‘search’ function to search for ‘petition for judicial review employment appeals board’. A link to the forms and information will be among the search results.

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# Understanding Your Employment Appeals Board Decision

## English

Attention – This decision affects your unemployment benefits. If you do not understand this decision, contact the Employment Appeals Board immediately. If you do not agree with this decision, you may file a Petition for Judicial Review with the Oregon Court of Appeals following the instructions written at the end of the decision.

## Simplified Chinese

注意 – 本判決會影響您的失業救濟金。如果您不明白本判決，請立即聯繫就業上訴委員會。如果您不同意此判決，您可以按照該判決結尾所寫的說明，向俄勒岡州上訴法院提出司法複審申請。

## Traditional Chinese

注意 – 本判決會影響您的失業救濟金。如果您不明白本判決，請立即聯繫就業上訴委員會。如果您不同意此判決，您可以按照該判決結尾所寫的說明，向俄勒岡州上訴法院提出司法複審申請。

## Tagalog

Paalala – Nakakaapekto ang desisyong ito sa iyong mga benepisyo sa pagkawala ng trabaho. Kung hindi mo naiintindihan ang desisyong ito, makipag-ugnayan kaagad sa Lupon ng mga Apela sa Trabaho (Employment Appeals Board). Kung hindi ka sumasang-ayon sa desisyong ito, maaari kang maghain ng isang Petisyon sa Pagsusuri ng Hukuman (Petition for Judicial Review) sa Hukuman sa Paghahabol (Court of Appeals) ng Oregon na sinusunod ang mga tagubilin na nakasulat sa dulo ng desisyon.

## Vietnamese

Chú ý - Quyết định này ảnh hưởng đến trợ cấp thất nghiệp của quý vị. Nếu quý vị không hiểu quyết định này, hãy liên lạc với Ban Kháng Cáo Việc Làm ngay lập tức. Nếu quý vị không đồng ý với quyết định này, quý vị có thể nộp Đơn Xin Tái Xét Tư Pháp với Tòa Kháng Cáo Oregon theo các hướng dẫn được viết ra ở cuối quyết định này.

## Spanish

Atención – Esta decisión afecta sus beneficios de desempleo. Si no entiende esta decisión, comuníquese inmediatamente con la Junta de Apelaciones de Empleo. Si no está de acuerdo con esta decisión, puede presentar una Aplicación de Revisión Judicial ante el Tribunal de Apelaciones de Oregon siguiendo las instrucciones escritas al final de la decisión.

## Russian

Внимание – Данное решение влияет на ваше пособие по безработице. Если решение Вам непонятно – немедленно обратитесь в Апелляционный Комитет по Трудоустройству. Если Вы не согласны с принятым решением, вы можете подать Ходатайство о Пересмотре Судебного Решения в Апелляционный Суд штата Орегон, следуя инструкциям, описанным в конце решения.

**Khmer**

ចំណុចសំខាន់ – សេចក្តីសម្រេចនេះមានផលប៉ះពាល់ដល់អត្ថប្រយោជន៍គ្មានការងារធ្វើរបស់លោកអ្នក។ ប្រសិនបើលោកអ្នកមិនយល់អំពីសេចក្តីសម្រេចនេះ សូមទាក់ទងគណៈកម្មការឧទ្ធរណ៍ការងារភ្លាមៗ។ ប្រសិនបើលោកអ្នកមិនយល់ស្របចំពោះសេចក្តីសម្រេចនេះទេ លោកអ្នកអាចដាក់ពាក្យប្តឹងសុំឲ្យមានការពិនិត្យរឿងក្តីឡើងវិញជាមួយតុលាការឧទ្ធរណ៍រដ្ឋ Oregon ដោយអនុវត្តតាមសេចក្តីណែនាំដែលសរសេរនៅខាងចុងបញ្ចប់នៃសេចក្តីសម្រេចនេះ។

**Laotian**

ເອົາໃຈໃສ່ – ຄໍາຕັດສິນນີ້ມີຜົນກະທົບຕໍ່ກັບເງິນຊ່ວຍເຫຼືອການຫວ່າງງານຂອງທ່ານ. ຖ້າທ່ານບໍ່ເຂົ້າໃຈຄໍາຕັດສິນນີ້, ກະລຸນາຕິດຕໍ່ຫາຄະນະກຳມະການອຸທອນການຈ້າງງານໃນທັນທີ. ຖ້າທ່ານບໍ່ເຫັນດີນຳຄໍາຕັດສິນນີ້, ທ່ານສາມາດຍື່ນຄໍາຮ້ອງຂໍການທົບທວນຄໍາຕັດສິນນຳສານອຸທອນລັດ Oregon ໄດ້ໂດຍປະຕິບັດຕາມຄໍາແນະນຳທີ່ບອກໄວ້ຢູ່ຕອນທ້າຍຂອງຄໍາຕັດສິນນີ້.

**Arabic**

هذا القرار قد يؤثر على منحة البطالة الخاصة بك، إذا لم تفهم هذا القرار، إتصل بمجلس منازعات العمل فوراً، و إذا كنت لا توافق على هذا القرار، يمكنك رفع شكوى للمراجعة القانونية بمحكمة الاستئناف بأوريغون و ذلك بإتباع الإرشادات المدرجة أسفل القرار.

**Farsi**

توجه - این حکم بر مزایای بیکاری شما تاثیر می گذارد. اگر با این تصمیم موافق نیستید، بلافاصله با هیأت فرجام خواهی استخدام تماس بگیرید. اگر از این حکم رضایت ندارید، می‌توانید با استفاده از دستور العمل موجود در پایان آن، از دادگاه تجدید نظر اورگان درخواست تجدید نظر کنید.

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