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Title 22@ Social Security

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Division 1@ Employment Development Department

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Subdivision 1@ Director of Employment Development

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Division 1@ Unemployment and Disability Compensation

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Part 1@ Unemployment Compensation

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Chapter 5@ UNEMPLOYMENT COMPENSATION BENEFITS

## **1256-5 Voluntary Leaving -Good Cause -Attendance at a**

Article 1@ ELIGIBILITY AND DISQUALIFICATIONS

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Section 1256-5@ Voluntary Leaving -Good Cause -Attendance at a School or a Training Course

### **(a)**

Scope. This section relates to whether good cause exists to leave most recent work when the individual leaves work to enroll in or attend a school or a training course. Sections 1256-1, 1256-2, and 1256-3 of these regulations set forth general principles also applicable under this section.

### **(b)**

General Rule. Voluntarily leaving the most recent work to enroll in or attend a school or a training course is not a compelling reason to constitute good cause within the meaning of Section 1256 of the code, except as provided in subdivision (c) of this section.

### **(c)**

Good Cause to Leave to Attend School or Training Course. An individual who voluntarily leaves the most recent work to attend a school or training course leaves with good cause if, at the time of leaving, any of the following conditions exists: (1) The employer has requested that the individual participate in a school or a training course. (2) Prior to obtaining the most recent work, the individual had been enrolled in a retraining or training course, including institutional training under Job Training and Partnership Act of 1982, as amended, conducted in California and scheduled on a full-time basis under the requirements of the

particular institution, approved by the director under Section 1267 of the code, continuing the work would require termination of the retraining or training course, and the employer does not or cannot adjust the individual's hours of work to allow continuation of the work and the retraining or training course. (3) The individual was legally required to attend school due to compulsory attendance requirements based on age and could not arrange to continue working for the same employer while attending school.

**(1)**

The employer has requested that the individual participate in a school or a training course.

**(2)**

Prior to obtaining the most recent work, the individual had been enrolled in a retraining or training course, including institutional training under Job Training and Partnership Act of 1982, as amended, conducted in California and scheduled on a full-time basis under the requirements of the particular institution, approved by the director under Section 1267 of the code, continuing the work would require termination of the retraining or training course, and the employer does not or cannot adjust the individual's hours of work to allow continuation of the work and the retraining or training course.

**(3)**

The individual was legally required to attend school due to compulsory attendance requirements based on age and could not arrange to continue working for the same employer while attending school.