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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

1341-1 Payment of Unemployment Benefits Due Deceased or Incompetent or Physically Disabled Persons

Article 3@ FILING, DETERMINATION, AND PAYMENT OF UNEMPLOYMENT COMPENSATION BENEFIT CLAIMS

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Section 1341-1@ Payment of Unemployment Benefits Due Deceased or Incompetent or Physically Disabled Persons

(a)

The department may pay unemployment compensation benefits and extended duration benefits due a deceased or legally declared incompetent person or a person physically disabled to a degree that he cannot act for himself, to a spouse, parent, adult child, or a close relative, or to a person who is an authorized representative legally entitled to act for the claimant if: (1) The claimant has completed a claim for benefits prior to his death or incapacity; or (2) The person seeking payment of benefits on behalf of the claimant has sufficient knowledge of the activities and capabilities of the claimant during the week for which benefits are claimed to complete the claim and certify to the statements thereon; and (3) The person seeking payment of the benefits executes and submits to the department an oath establishing that he is entitled to receive the payment.

(1)

The claimant has completed a claim for benefits prior to his death or incapacity; or

(2)

The person seeking payment of benefits on behalf of the claimant has sufficient knowledge of the activities and capabilities of the claimant during the week for which benefits are claimed to complete the claim and certify to the statements thereon; and

(3)

The person seeking payment of the benefits executes and submits to the department an oath establishing that he is entitled to receive the payment.

(b)

The payment by the department of benefits to a person pursuant to an oath under this section shall discharge the obligations of the department to the claimant to the extent of the payment, without the necessity of inquiring into the truth of any of the facts stated in the oath. The department shall prescribe the form of oath to be executed.