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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 2@ Disability Compensation

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Chapter 2@ Disability Benefits

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Article 6@ RIGHTS OF TRAINEES

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Section 2768-1@ Re-Establishment of Balances -Affidavit

2768-1 Re-Establishment of Balances -Affidavit

If the records relating to a trainee claim have been destroyed under proper approval, the trainee shall execute the affidavit provided for in Section 2768 of the code. The affidavit shall be on a form prescribed by the department and shall specify: (1) The date of the prior claim establishing the disability benefit year which was current at the time of induction into the armed forces. (2) The weekly rate and the maximum benefit amount under the prior claim, or information with respect to the approximate wages paid him or her by employers in employment prior to his or her induction into the armed forces. (3) The amount of basic and additional benefits paid and the periods for which benefits were claimed under the prior claim. (4) The department office where the prior claim was filed.

(1)

The date of the prior claim establishing the disability benefit year which was current at the time of induction into the armed forces.

(2)

The weekly rate and the maximum benefit amount under the prior claim, or information with respect to the approximate wages paid him or her by employers in employment prior to his or her induction into the armed forces.

(3)

The amount of basic and additional benefits paid and the periods for which benefits

were claimed under the prior claim.

(4)

The department office where the prior claim was filed.

(b)

If a trainee is unable to furnish in an affidavit the detail specified by this section, the department shall re-establish his or her unexpended balance under his or her prior claim based on the information furnished by an affidavit in substantial compliance with this section. The department may verify such information with the trainee's prior employers.