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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 7@ Family Temporary Disability Insurance

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Section 3301(d)-1@ Twelve-Month Period Defined

3301(d)-1 Twelve-Month Period Defined

(a)

Any "12-month period," means the 365 consecutive days beginning with the first day from which the individual first establishes a valid claim for Family Temporary Disability Insurance benefits. EXAMPLE 1. Claimant A establishes a claim for Family Temporary Disability Insurance benefits beginning November 1, 2020. Claimant A receives eight weeks of benefits through December 26, 2020. Claimant A returns to work through May 31, 2021. Claimant A establishes a claim for benefits requesting additional Family Temporary Disability Insurance benefits beginning June 1, 2021. Claimant A is ineligible for additional benefits because the maximum amount of eight weeks of benefits was paid in full during the 365 days beginning November 1, 2020. Claimant A is not eligible for any further benefits until a new 12-month period can be established which could not be earlier than November 1, 2021. EXAMPLE 2. Claimant B establishes a claim for Family Temporary Disability Insurance benefits beginning November 17, 2020 to provide care for her parent. Claimant B receives six weeks of benefits through December 28, 2020. Claimant B returns to work through November 2, 2021. Claimant B requests an additional four weeks of benefits beginning November 3, 2021 to provide care for her spouse. Claimant B is only eligible for two weeks of benefits, November 3 through November 16, since the 12-month period terminates on November 16, 2021. EXAMPLE 3. Claimant C establishes a claim for Family Temporary Disability

Insurance benefits beginning November 17, 2020 to provide care for his parent. Claimant C receives six weeks of benefits through December 28, 2020. Claimant C returns to work through November 2, 2021. Claimant C requests an additional six weeks of benefits beginning November 3, 2021 to provide care for his spouse. Claimant C is only eligible for two weeks of benefits, November 3 through November 16, since the 12-month period terminates on November 16, 2021. However, Claimant C may submit a new claim for Family Temporary Disability Insurance benefits to establish a new 12-month period beginning November 17, 2021. Claimant C may receive additional benefits in the new 12-month period if his care is warranted and he is otherwise eligible.