

TABLE OF CONTENTS

CHAPTER 208. BENEFIT CLAIMS	2
<i>Subchapter A. Filing of Claim</i>	2
Sec. 208.001. Filing; Information Notices	2
Sec. 208.002. Notice of Initial Claim	2
Sec. 208.003. Notice to Employer.....	2
Sec. 208.004. Notification of Adverse Facts Affecting Claim; Waiver	2
<i>Subchapter B. Claim Determination</i>	3
Sec. 208.021. Initial Claim Determination.....	3
Sec. 208.022. Notice of Initial Claim Determination	3
Sec. 208.023. Request for Redetermination or Appeal by Claimant.....	3

CHAPTER 208. BENEFIT CLAIMS

Subchapter A. Filing of Claim

Sec. 208.001. Filing; Information Notices

- (a) Claims for benefits shall be made in accordance with rules adopted by the commission. An unemployed individual who does not have a current benefit year may file an initial claim in accordance with commission rules.
- (b) The commission shall supply, without cost to each employer, printed notices that provide general information about filing a claim for unemployment benefits. Each employer shall post and maintain the notices in places accessible to the individuals in the employ of the employer.

Sec. 208.002. Notice of Initial Claim

- (a) The commission shall mail a notice of the filing of an initial claim to the person for whom the claimant last worked before the effective date of the initial claim. If the person for whom the claimant last worked has more than one branch or division operating at different locations, the commission shall mail the notice to the branch or division at which the claimant last worked.
- (b) Mailing of a notice under this section to the correct address of the person, branch, or division for which the claimant last worked constitutes notice of the claim to the person.

Sec. 208.003. Notice to Employer

- (a) An employer may designate in writing to the commission an address for mail service.
- (b) If an employer designates a mailing address under Subsection (a), mailing of notice of claims, determinations, or other decisions to that address constitutes notice to the employer.

Sec. 208.004. Notification of Adverse Facts Affecting Claim; Waiver

- (a) A person to whom notice is mailed under Section 208.002 shall notify the commission promptly of any facts known to the person that may:
 - (1) adversely affect the claimant's right to benefits; or
 - (2) affect a charge to the person's account.

- (b) A person who does not mail or otherwise deliver that notification to the commission within 14 days after the date notice of a claim was mailed to the person by the commission waives all rights in connection with the claim, including rights the person may have under Subchapter B, Chapter 204, other than rights relating to a clerical or machine error as to the amount of the person's chargeback or maximum potential chargeback in connection with the claim for benefits.

Subchapter B. Claim Determination

Sec. 208.021. Initial Claim Determination

- (a) The commission shall determine whether an initial claim is valid.
- (b) For each valid initial claim, the commission shall determine:
 - (1) the claimant's benefit year;
 - (2) the benefit amount for total unemployment; and
 - (3) the duration of benefits.

Sec. 208.022. Notice of Initial Claim Determination

The commission shall mail a notice of the determination of an initial claim to the claimant's last known address as shown by the commission's records.

Sec. 208.023. Request for Redetermination or Appeal by Claimant

A claimant, within 14 days after the date the commission mailed notice of the commission's determination to the claimant under Section 208.022, may request a redetermination of or may appeal the commission's determination of the validity of an initial claim in the manner provided by Chapter 212.

Index

Address for mail service, designated by employer [Sec. 208.003]	2
Adverse facts affecting claim [Sec. 208.004]	2
Appeal	
from claim determination of unemployment insurance - timeliness [Sec. 208.023, 212.053]	3
from unemployment claim determination [Sec. 208.004, 212.053]	2
Benefit claims [Chapter 208]	2
Benefit(s)	
filing claims, information notices [Sec. 208.001]	2
Branch or division, for whom claimant last worked [Sec. 208.002, 212.051(b)(2)]	2
Chargeback(s)	
waiver of right to protest [Sec. 208.004]	2
Claim	
determination [Chapter 208, Subchapter B]	3
filing of [Chapter 208, Subchapter A].....	2
for benefits [Sec. 208.001]	2
required information notices [Sec. 208.001]	2
Duration of	
benefits [Sec. 208.021(b)(3)].....	3
Employer	
mailing address [Sec. 208.003]	2
Filing	
benefit claim [Chapter 208, Subchapter A]	2
Initial claim for benefits	
determination [Sec. 208.021]	3
mailing requirements of notice [Sec. 208.002].....	2
notice of determination [Sec. 208.022]	3
Last known address [Sec. 208.022, 212.052(b), 212.053(1), 212.054(b)]	3
Mail service address designated by employer [Sec. 208.003]	2
Maximum	
potential chargebacks [Sec. 208.004(b)]	2
Notice	
employer must post claim information [Sec. 208.001].....	2
to employer [Sec. 208.003]	2
Notice of	
claim determination [Sec. 208.022, 212.051].....	3
initial claim [Sec. 208.002]	2
Poster about filing claim for unemployment benefits [Sec. 208.001]	2
Redetermination request for or appeal by claimant [Sec. 208.023]	3
Request for redetermination or appeal by claimant [Sec. 208.023]	3
Waiver	
of right to protest claim and chargeback [Sec. 208.004]	2
of rights [Sec. 208.004]	2