

APPENDIX II-G

**COVER SHEET FOR FINAL PROPOSAL**

Notice Number	<b>2021-128</b>	Rule Number	<b>Emp 404 (various); Emp 504.01</b>
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<p>1. Agency Name &amp; Address:</p> <p style="text-align: center;"><b>State of New Hampshire Department of Employment Security 45 South Fruit Street Concord, NH 03301</b></p>	<p>2. RSA Authority: <b>RSA 282-A:112, I; RSA 282-A:181; RSA 282-A:182, I</b></p> <hr/> <p>3. Federal Authority: <b>26 U.S.C. 3304(a)(8); 42 U.S.C. 1320b-7(a) and (b)(3)</b></p> <hr/> <p>4. Type of Action:</p> <p><input type="checkbox"/> Adopt</p> <p><input type="checkbox"/> Amendment (only if Initial Proposal was filed before 9/27/20.)</p> <p><input type="checkbox"/> Repeal</p> <p><input type="checkbox"/> Readoption</p> <p><input checked="" type="checkbox"/> Readoption w/amendment</p>
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5. Short Title: **Job Training Program and Work Search Waivers for WorkNowNH**

6. Contact person for copies and questions:

Name:	Marie-Helene Bailinson	Title:	Legal Coordinator
Address:	New Hampshire Employment Security 45 South Fruit Street Concord, NH 03301	Phone #:	603-228-4072

7. The rulemaking notice appeared in the Rulemaking Register on December 16, 2021

**SEE THE INSTRUCTIONS--PLEASE SUBMIT ONE COPY OF THIS COVER SHEET  
AND ONE COPY OF THE FOLLOWING:  
(optional to number correspondingly)**

8. The "Final Proposal-Fixed Text," including the cross-reference table required by RSA 541-A:3-a, II as an appendix.

9. Yes  N/A  Incorporation by Reference Statement(s) because this rule incorporates a document or Internet content by reference for which an Incorporation by Reference Statement is required pursuant to RSA 541-A:12, III.

10. Yes  N/A  The "Final Proposal-Annotated Text," indicating how the proposed rule was changed because the text of the rule changed from the Initial Proposal pursuant to RSA 541-A:12, II(d).

11. Yes  N/A  The amended fiscal impact statement because the change to the text of the Initial Proposal affects the original fiscal impact statement (FIS) pursuant to RSA 541-A:5, VI.

## INSTRUCTIONS FOR THE COVER SHEET FOR FINAL PROPOSAL

The first and second unnumbered items, and Items 1 through 5, shall be completed with the same information as appeared in the “Rulemaking Notice Form” (Appendix II-C) as published for the Initial Proposal in the Rulemaking Register. Item 6 shall identify the name, title, address, and telephone number of the person in the agency who can answer questions about the proposed rule and supply copies.

In Item 7 the agency shall list the full date, by month, day, and year, on which the “Rulemaking Notice Form” was published in the Rulemaking Register.

Items 8 through 11 all relate to required attachments to the “Final Proposal Cover Sheet”. PROVIDE ONE COPY OF EVERYTHING SUBMITTED. IT IS OPTIONAL TO NUMBER THEM ACCORDINGLY. Item 8 is required in every filing, and therefore is listed without a check-box. Items 9 through 11 will be required only under the circumstances set forth in the description of the items listed below. The agency shall determine whether such attachment is required and then check either the “Yes” box to indicate that the document is required and has been attached or the “N/A” box if the document is not required and therefore not applicable:

- Item 8. The “Final Proposal—Fixed Text,” required by RSA 541-A:12, II(b). See also Section 2.12 of Chapter 3 in the Manual. Include the cross-reference table required by RSA 541-A:3-a, II as was done for the Initial Proposal. See Section 2.4 of Chapter 3 in the Manual.
- Item 9. An “Incorporation by Reference Statement” (Appendix II-H) if the agency has incorporated a third-party document or Internet content by reference for which such a statement is required pursuant to RSA 541-A: 12, III. See Section 3.12 of Chapter 4 in the Manual.
- Item 10. The text of the final proposal annotated to reflect how the text of the Final Proposal differs from the text of the Initial Proposal, if the text has changed during the public hearing and comment process. See RSA 541-A:12, II(e) and Section 5.4 of Chapter 4 in the Manual.
- Item 11. The amended fiscal impact statement obtained from the Legislative Budget Assistant if, as a result of the public hearing and comment process, a change has been made to the rule which affects the original fiscal impact statement. See RSA 541-A:5, VI and Section 2.11 of Chapter 3 in the Manual.

Notice Number

2021-128

Rule Number

Emp 404 (various); Emp  
504.01

1. Agency Name & Address:

**State of New Hampshire  
Department of Employment Security  
45 South Fruit Street  
Concord, NH 03301**

2. RSA Authority:

**RSA 282-A:112, I: RSA  
282-A:181; RSA 282-  
A:182, I**

3. Federal Authority:

**26 U.S.C. 3304(a)(8):  
42 U.S.C. 1320b-7(a),  
(b)(3)**

4. Type of Action:

Adoption \_\_\_\_\_  
Repeal \_\_\_\_\_  
Readoption \_\_\_\_\_  
Readoption w/amendment   X  

5. Short Title:

**Job Training Program and Work Search Waivers for WorkNowNH**

6. (a) Summary of what the rule says and of any proposed amendments:

The intended rulemaking action is to readopt with amendment some of the sections under Part Emp 404 titled “Job Training Program” and to readopt with amendment Emp 504.01 titled ‘Approved Training’. The regular Job Training Program (JTP) rules became effective on July 22, 2020 and prior to that interim rules were effective on December 26, 2019. Rules relative to the Department’s administration of the JTP and the grant award process are mandated by RSA 282-A:181 and RSA 282-A:182, which became effective on September 26, 2019.

The current regular rule Emp 404 sets forth the Department’s criteria for funding training and providing workforce development activities and services to eligible participants under the JTP. After administering the program for approximately two years, the Department has identified some sections of the current rule that should be amended.

The proposal amends certain provisions of the current Part Emp 404 as follows:

**Emp 404.01 Definitions:**

**Emp 404.03 (a)** - Expands the definition of “beneficiary” under WorkNowNH to include individuals who are eligible for and receiving Temporary Assistance to Needy Families (TANF) and Supplemental Nutrition Assistance Program (SNAP) benefits.

**Emp 404.03 (j)** – Amends the definition of “participant” to include those enrolled in TANF or SNAP and receiving WorkNowNH services.

**Emp 404.03 (l) and (m)** - Adds definitions for “Temporary Assistance to Needy Families” and “Supplemental Nutrition Assistance Program.”

**Emp 404.14 WorkInvestNH Grant Application**

**Emp 404.14** - Includes revision date for the WorkInvestNH grant application form.

**Emp 404.19 Reimbursement of Funds:**

**Emp 404.19 (a) and (b)** - Include revision dates for the WorkInvestNH TRAINING REIMBURSEMENT REQUEST form.

**Emp 404.19 (c)** - Adds that expenses incurred to secure training prior to the effective date of grant approval shall be eligible for reimbursement.

**Emp 404.25 Participant Eligibility:**

**Emp 404.25 (a)** - Expands participant eligibility for WorkNowNH to include individuals who are enrolled in the TANF and SNAP programs.

**Emp 404.25 (b)** - Adds language to include a mandatory minimum age requirement for participation in WorkNowNH to be 18 years old or over.

**Emp 404.27 Employment Support Services:**

**Emp 404.27 (a)(1)a.** - Increases the maximum annual tuition assistance to \$6500 and the maximum per participant training assistance to \$13,000.

**Emp 404.27 (a)(1)d.** - Removes the requirement that participants inform the Department that a course has been changed/dropped by “notarized” letter.

**Emp 404.27 (a)(4)** - Inserts language, “for eligible participants.”

**Emp 504.01 Approved Training:**

**Emp 504.01(c)** - Adds language pertaining to the fact that participants in the WorkNowNH program as promulgated at Emp 404.25 – Emp 404.28, in accordance with RSA 282-A:181, II, shall be waived from conducting work search activities as a condition to receipt of unemployment compensation benefits.

Emp 504.01 specifies criteria and the process by which a claimant may be approved to receive benefits without work search while participating in an approved job training program in accordance with RSA 282-A:31, III. The proposed amendment includes WorkNowNH as an approved training program.

6. (b) Brief description of the groups affected:

The citizens of the state stand to benefit from the proposed expansion of this program as more individuals will be able to voluntarily participate in reemployment services that include 1-on-1 case management with a career counselor, financial assistance to pursue desired training opportunities, and financial assistance to help alleviate barriers to training such as transportation and related supplies. The employers of the state will benefit from this investment as more individuals will have requisite skills to be able to pursue in demand employment. As the state’s workforce continues to recover from the pandemic, training and providing assistance to access training are going to be more important than ever. This will increase the pool of qualified candidates for critical in demand occupations and will help remove barriers to entering the workforce.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule	Specific State or Federal Statutes the Rule implements
Emp 404.03; Emp 404.14; Emp 404.19; Emp 404.25; Emp 404.27	RSA 282-A:181; RSA 282-A:182
Emp 504.01	RSA 282-A:112; RSA 282-A:31, III; 26 U.S.C. 3304(a)(8); 42 U.S.C. 1320b-7(a) and (b)(3)

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Marie-Helene Bailinson** Title: **Legal Coordinator**  
Address: **New Hampshire Employment Security** Phone #: **603-228-4072**  
**45 South Fruit Street** Fax#: **603-228-4080**  
**Concord, NH 03301** E-mail: **Marie-Helene.Bailinson@nhes.nh.gov**

TTY/TDD Access: Relay NH 1-800-735-2964  
or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **January 20, 2022**

Fax  E-mail  Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Tuesday, January 11, 2022 at 10:00 AM.**

Place: **NH Department of Employment Security**  
**45 South Fruit Street,**  
**Room 033B – Tobey Conference Center, Back Portion**  
**Concord, NH 03301**

**\*Please use NH Works entrance**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 21:133, dated 12/1/21

1. **Comparison of the costs of the proposed rule(s) to the existing rule(s):**

When compared to the existing rules, the proposed rules will increase State expenditures and increase benefits to certain State citizens and employers including independently owned businesses, political subdivisions, and the State.

2. **Cite the Federal mandate. Identify the impact on state funds:**

No federal mandate, no impact on state funds.

**3. Cost and benefits of the proposed rule(s):**

The proposed rules include the following changes that will have a fiscal impact:

- Emp 404.03(a) and (j) and Emp 404.25(a) amend the definitions of “beneficiary” and “participant” under WorkNowNH to include individuals who are eligible for and receiving Temporary Assistance to Needy Families (TANF) and Supplemental Nutrition Assistance Program (SNAP) benefits and expands eligibility for WorkNowNH to include those individuals. The Department estimates 5% to 10% of eligible individuals will participate in the WorkNowNH Program at an annual cost to the Job Training Fund (JTF) of between \$1 million and \$2 million.
- Emp 404.19(c) adds that expenses incurred to secure training prior to the effective date of grant approval shall be eligible for reimbursement.
- Emp 404.27(a)(1) a. increases the maximum annual tuition assistance from \$5,000 to \$6500 and the maximum per participant training assistance from \$10,000 to \$13,000. This will increase costs to the JTF by an indeterminate amount.

**A. To State general or State special funds:**

There will be no cost or benefit to the State general fund. There will be additional costs to the Job Training Fund, established in RSA 282-A:182, as described in #3 above.

**B. To State citizens and political subdivisions:**

State citizens eligible for and receiving Temporary Assistance to Needy Families (TANF) and Supplemental Nutrition Assistance Program (SNAP) benefits and others participating in the WorkNowNH program will benefit from the changes described in #3 above. Political subdivisions participating in the WorkNowNH program as employers will benefit as more individuals will have requisite skills to be able to pursue in demand employment. There will be no cost to State citizens or political subdivisions.

**C. To independently owned businesses:**

Independently owned businesses participating in the WorkNowNH program as employers will benefit as more individuals will have requisite skills to be able to pursue in demand employment.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

**The proposal does not mandate or assign any new, expanded, or modified fees, duties, expenditures, programs, or responsibilities to any political subdivision of the state and therefore does not violate Part I, Article 28-a of the NH Constitution.**

**Edit:** Please bold

Readopt with amendment Emp 404.03, effective 7-22-20 (Doc. # 13074), to read as follows:

Emp 404.03 Definitions.

**Edit:** Lowercase

(a) "Beneficiary" means an individual determined eligible and currently receiving:

- (1) Medicaid;
- (2) Temporary Assistance to Needy Families (TANF); and
- (3) Supplemental Nutrition Assistance (SNAP).

(b) "Department" means the New Hampshire department of employment security.

(c) "Entity" means for - profit businesses which pay contributions per RSA 282-A:69, I or governmental and non-profit organizations, who are described in section 501(c)(3) and exempt under section 501(a) of the internal revenue code, who have elected to pay contributions pursuant to RSA 282-A:69, II.

(d) "Granite advantage health care program (granite advantage)" means the granite advantage health care program established under RSA 126-AA or any successor law.

(e) "Grant recipient under WorkInvestNH" means the entity that receives funds from the department to reimburse it for training provided under Emp 404.

(f) "Grant recipient under WorkNowNH" means a participant who is eligible to receive funds from the department for technical education, training, and related supports.

(g) "Individualized employment plan" means the long term career plan created by the department and the participant in WorkNowNH.

(h) "NH Medicaid Program" means the Title XIX and Title XXI programs administered by the department, under RSA 167:3-i, RSA 167:4, RSA 167:5, RSA 167:6, I, RSA 167:6, IV, RSA 167:6, VI, RSA 167:6, IX, and RSA 167:68 or any successor law.

(i) "On-the-job training (OJT)" means a hands-on method of teaching the skills, knowledge, and competencies needed for employees to perform a specific job within the workplace. Employees learn in an environment where they will need to practice the knowledge and skills obtained during their training.

(j) "Participant" means a beneficiary enrolled in granite advantage, traditional Medicaid, TANF or SNAP and receiving WorkNowNH services under this part.

**Edit:** Lowercase

(k) "Program year" means the 12 month period of time that a WorkNowNH participant is enrolled in the program starting from their enrollment date.

(l) "SNAP" means the Supplemental Nutrition Assistance program as described in RSA 161 and RSA 167.

(m) "TANF" means the Temporary Assistance to Needy Families programs as described in RSA 161 and RSA 167.

(n) "WorkInvestNH" means the public-private partnership whereby NH provides grants to eligible entities in order to train their workers.

**Edit:** Lowercase

**Edit:** "Supplemental nutrition assistance program (SNAP)"

**Edit:** "Temporary assistance to needy families (TANF)"



**Edit:** Please bold

(o) “WorkNowNH” means a program whereby NH provides enhanced support services including child care, transportation, and tuition assistance to eligible participants who are determined in need of those services to successfully compete for employment opportunities.

(p) “WorkNowNH representative” means the department or an employee of the department.

Readopt with amendment Emp 404.14, effective 7-22-20 (Doc. # 13074), to read as follows:

Emp 404.14 WorkInvestNH Grant Application. The entity applying for WorkInvestNH grant funds shall complete and submit the WorkInvestNH grant application form (NHES 0354 R-11/21).

Readopt with amendment Emp 404.19, effective 7-22-20 (Doc. # 13074), to read as follows:

Emp 404.19 Reimbursement of Funds.

(a) Grant recipients under WorkInvestNH shall request reimbursement of training funds by completing and submitting the “WorkInvestNH TRAINING REIMBURSEMENT REQUEST” (NHES 0703 R-11/21) form.

(b) The WorkInvestNH grant recipient shall submit the “WorkInvestNH TRAINING REIMBURSEMENT REQUEST” (NHES 0703 R-11/21) form and all attachments by:

- (1) E-mail at [jobtrainingfund@nhes.nh.gov](mailto:jobtrainingfund@nhes.nh.gov);
- (2) Fax at 603-223-2047; or
- (3) Regular mail and/or hand delivery to:

**Edit:** Delete

NH Employment Security  
45 South Fruit Street  
Concord, NH 03301-4857  
Attn: Operations/JTF

**Edit:** Please bold

(c) Expenses incurred to secure training prior to the effective date of the grant approval shall be eligible for reimbursement.

Readopt with amendment Emp 404.25, effective 7-22-20 (Doc. # 13074), to read as follows:

Emp 404.25 Participant Eligibility.

(a) To be eligible to receive WorkNowNH services, a beneficiary shall be:

- (1) Enrolled in the granite advantage health care program established under RSA 126-AA or any successor law;
- (2) Enrolled in the NH Medicaid Program;
- (3) Enrolled in the TANF program; or
- (4) Enrolled in the SNAP program;

**Edit:** Period

**Lack of Authority:** What is the authority to take this eligibility requirement away after 12 months?  
**Unclear/Edit:** Please change the end of the sentence to read "of this rule". The word "amended" is not needed once the rules are effective.

(b) Eligibility to receive WorkNowNH services based upon the beneficiary being enrolled in either the TANF program or the SNAP program shall terminate twelve (12) months after the effective date of the amended rule.

(c) The minimum age requirement to participate in WorkNowNH shall be 18 years old or over.

(d) A participant whose earned income increases and causes the household income to exceed the eligibility limits contained in programs described above in Emp 404.25(a) shall continue to receive WorkNowNH for a period of 12 months.

**Unclear:** There is no Emp 404.27(b)(2). Please update citation.

(e) Participants in OJT employment shall continue to be eligible for unused tuition assistance under Emp 404.27(a)(1) and unused financial support under Emp 404.27(b)(2) during their program year.

(f) Participants in OJT employment shall be terminated from receiving WorkNowNH services 6 months following the end of the OJT.

**Edit:** Please bold

Readopt with amendment Emp 404.27, effective 7-22-20 (Doc. # 13074), to read as follows:

Emp 404.27 Employment Support Services. The department shall offer the following activities and services to participants:

(a) Case management, vocational assessment, career planning, and job readiness services including referral for employment support services and direct job placement consistent with a participant's individualized employment plan, as follows:

(1) Tuition assistance shall be provided for allowable education and training activities as follows:

**Edit:** Insert comma

a. Payment shall be made to the education provider, training provider or equipment vendor, if applicable, up to \$6500 per participant in a program year. The lifetime maximum payment per participant for training shall be \$13,000;

b. Payment shall be approved only upon submission of the following information by the participant:

1. Name of the institution or business providing the training;

2. Verification of the courses the participant is taking;

3. Verification of the cost of any necessary tuition or equipment; and

4. Invoice from the education provider, training provider and or equipment provider;

**Edit:** "or"

c. The department shall review the submitted invoice(s) as required in (a)(1)b., above to confirm that they are consistent with the participant's individualized employment plan and the assessment results; and

**Edit:** "or"

d. Once an invoice is submitted for payment the participant shall not change/drop classes unless he or she submits a letter to the department explaining why he or she needs to change/drop classes.

**Edit:** semi-colon

(2) Financial support shall be provided for books, fees, and supplies, subject to the following limitations:

- a. No more than \$500 per participant in a program year with a lifetime maximum payment of \$1000 per participant;
- b. Payment shall be approved to the education or training provider only upon submission of the following information:
  1. Name of the education or training provider;
  2. Verification of the courses the participant is taking;
  3. Verification of the cost of any necessary books, fees, and supplies; and
  4. Invoice from the education or training provider;
- c. If a participant purchases their own books, fees, and supplies then reimbursement shall be approved only upon submission of the following information:
  1. Name of the education or training provider;
  2. Verification of the courses the participant is taking;
  3. Verification of the cost of any necessary books, fees, and supplies; and
  4. Presentation of itemized receipts; and
- d. The department shall review the submitted invoices and receipts to confirm that they are consistent with the participant's individualized employment plan and the assessment results;

(3) Direct payment or reimbursement for child care registration fees shall be paid subject to the following limitations:

- a. No more than \$100 per child in a program year. The lifetime maximum payment per participant for child care registration shall be \$200 per child;
- b. Only be made for registration fees and shall not include other fees associated with the pre-payment of child care services or the holding or securing of child care slots;
- c. Participants shall:
  1. Provide verification or an invoice from the child care provider indicating the child's name and the required child care registration fees due; or
  2. Provide receipt (s) indicating the child's name and the amount paid to the child care provider for the child care registration fee (s); and
- d. The department shall review the submitted invoice(s), receipts, or both, to confirm that they are consistent with the participant's individualized employment plan and the assessment results;

(4) Transportation assistance for eligible participants shall be provided for transportation to and from approved activities subject to the following:

- a. Transportation assistance shall not exceed \$160 per month with a lifetime maximum payment amount per participant of \$1,280;

b. Participants shall not receive transportation assistance for more than 3 months during a program year unless:

1. The participant is in approved training under WorkNowNH in which case they shall receive transportation for one additional month during the applicable program year; or
2. The participant is enrolled in approved WorkNowNH training during a second consecutive year in which case they shall receive 4 additional months of transportation assistance;

c. Participants shall provide the following information to the department for transportation assistance:

1. Mileage to and from the approved WorkNowNH activity; or
2. Verification of the actual cost of transportation to and from the approved WorkNowNH activity and

d. Transportation assistance shall be paid as follows:

1. Participants who are identified as having a transportation barrier shall be provided with a one-time bus pass by the department to the extent such transportation service is available;
2. Participants shall be reimbursed for the actual cost of transportation to and from the approved WorkNowNH activity for the number of miles traveled multiplied by \$0.30; and
3. Participants shall be reimbursed for rides verified by receipt and purchased from a registered common carrier such as:

**Edit:** No caps for state agencies

(i) A registered transportation network company, taxi or bus; or

**Edit:** Insert comma

(ii) A public for hire transportation agency under contract with the New Hampshire Department of Transportation or the United States Department of Transportation; and

(5) The department shall refer WorkNowNH participants to education and training providers including:

- a. The New Hampshire community college system for training and apprenticeship opportunities;
- b. The department of business and economic affairs for available training funds and support services;
- c. The department of education for education and employment programs for youth;
- d. The department of education for adult basic education, high school equivalency diploma program and English as a second language;
- e. Driver's Education providers; and
- f. Other available post-secondary educational programs, training programs, and apprenticeship programs.

**Edit:** no cap

**Edit:** Please bold.

Readopt with amendment Emp 504.01, effective 8-23-18 (Doc. # 12613), to read as follows:

Emp 504.01 Approved Training.

- (a) The purpose of this section shall be to establish selection procedures under RSA 282-A:31, III.
- (b) A request to receive unemployment compensation benefits while in approved vocational training shall be considered for approval by the commissioner or his authorized representative only if the claimant's request is communicated to the commissioner at any office of the New Hampshire department of employment security.
- (c) Approval shall be granted only if the commissioner finds either:
  - (1) That the claimant is an eligible dislocated worker as defined at 29 U.S.C. 2801(9) who is participating in training, other than on-the-job training, under the Workforce Innovation and Opportunity Act of 2014, P. L. 113-128, as amended;
  - (2) That the Claimant is a participant in WorkNowNH; or
  - (3) That:
    - a. The program of instruction relates to an occupation or skill for which there are, or are expected to be, reasonable employment opportunities in the individual's labor market area or in New Hampshire;
    - b. Employment opportunities for which the individual is fitted by past training and experience do not exist or have substantially diminished in the individual's labor market due to business or economic conditions in the area, or because of conditions peculiar to the individual, such as age or handicap, to the extent that in the judgment of the commissioner that individual will experience an extended period of unemployment and dependence upon the unemployment compensation program;
    - c. The applicant for training meets the criteria as to the aptitude, abilities, and education level necessary to satisfactorily enter and complete the training program; and
    - d. The training is an organized program offering a course or a sequence of courses designed to prepare an individual for gainful employment requiring other than a baccalaureate or higher degree.
- (d) An applicant so selected and enrolled in a vocational training program which substantially impairs the applicant's ability to meet the requirements of RSA 282-A:31, I(c) shall not be required to meet the requirements of RSA 282-A:31, I(c) for any week during which the applicant:
  - (1) Is otherwise entitled to unemployment compensation benefits;
  - (2) Is in good standing in the training program; and
  - (3) Has not failed for personal reasons to attend all scheduled training sessions.
- (e) The exemption to the requirements of RSA 282-A:31, I(c) stated in (d) above shall apply to a participant during regularly scheduled vacation periods or periods between terms. Benefits paid for weeks in these periods shall be charged as stated in paragraph (f) below except that such exemption and such charging provisions shall not apply to periods longer than 2 consecutive weeks.

(f) Unemployment compensation paid a trainee by reason of employment with a reimbursing employer shall be billed in accordance with Emp 304.02. Unemployment compensation paid a trainee based on all other employment shall be charged in accordance with RSA 282-A:75.

(g) Determination on requests for training, made under this rule, shall be in writing and may be reconsidered or appealed pursuant to RSA 282-A:46 through RSA 282-A:68.

(h) An individual participating in approved training who is not exempted from the provisions of RSA 282-A:31(c) because the scheduled vacation or between terms period exceeded 2 consecutive weeks who accepts unsuitable work as defined in RSA 282-A:32, I(d), shall not be disqualified for leaving that work to resume the course of training.

(i) The employer whose work is left by the individual referred to in (h) above shall not become the most recent employer by reason of having provided work during the scheduled vacation or between terms period.

**Appendix**

<b>Rule</b>	<b>Specific State or Federal Statutes the Rule implements</b>
Emp 404.03; Emp 404.14; Emp 404.19; Emp 404.25; Emp 404.27	RSA 282-A:181; RSA 282-A:182
Emp 504.01	RSA 282-A:112; RSA 282-A:31, III; 26 U.S.C. 3304(a)(8); 42 U.S.C. 1320b-7(a) and (b)(3)