

EMPLOYMENT SECURITY COMMISSION OF NORTH CAROLINA
RALEIGH, NORTH CAROLINA

INTERPRETATION NO. 92 – SUPPLEMENT NO. 1

TO: R. F. Martin, Director

FROM: D. G. Ball, Attorney

RE: Interpretation of Section 96-15(b) of the Employment Security Law of North Carolina – The Extent of Payment of Benefits under the Double Affirmance Clause

It is our opinion that in a situation where the Appeals Deputy affirms the decision of the Claims Deputy, allowing benefits, and the Appeals Deputy's decision is appealed by an interested party, we shall pay only claims which have a week-ending date prior to the effective date of the decision of the Commission which reverses the decision of the Appeals Deputy. The effective date of the decision of the Commission reversing the Appeals Deputy's determination means the date the decision is made. The same reasoning applies when the Court reverses a double affirmance decision of the Commission.

Adopted as an official Interpretation of the Commission on May 25, 1965.

Cancels and replaces Interpretation No. 92 – Supplement No. 1 adopted on February 2, 1954.