



Office of Faith-Based and Community Initiatives

Mitchell E. Daniels, Jr., *Governor* • Paula Parker-Sawyers, *Executive Director*

COMMUNICATION

2007-P-02

TO: AmeriCorps*State Sub-Grantee Organizations
FROM: Paula Parker-Sawyers
CC: Agency Operations Manual (2007)
DATE: August 21, 2007
SUBJECT: **Unemployment Insurance**

PURPOSE

To communicate Indiana's policy on unemployment insurance for AmeriCorps*State Members.

EFFECTIVE DATE

September 1, 2007

SCOPE

This communication applies to all AmeriCorps*State sub-grantee organizations.

RECESSION

None.

STATEMENT OF POLICY

A. Policy.

- (1) Indiana Code 22-4-8-2 states: "Service performed after December 31, 1971, by an individual in the employ of this state or any of its instrumentalities (or in the employ of this state and one (1) or more other states or their instrumentalities) for a hospital or institution of higher education located in this state; and,
- (2) Service performed after March 31, 1981, by an individual whose service is part of an unemployment work relief or work training program assisted or financed in whole by any federal agency or an agency of this state or a political subdivision of this state, by an individual receiving such work relief or work training is excluded." (Emphasis added).

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- (3) An AmeriCorps*State sub-grantee organization shall not remit unemployment insurance taxes payable to the Indiana Department of Workforce Development (IDWD) on behalf of an AmeriCorps*State Member.
- (4) Under Indiana law, AmeriCorps*State service is deemed ineligible from those periods of employment for which an AmeriCorps*State Member may be eligible to receive unemployment benefits.

REFERENCES AND PRECEDENCE

A. References.

Code of Federal Regulations

45 CFR § 2521.45(a)

I.C. 22-4-8-2

AmeriCorps Special and General Provisions

B. Precedence.

Should there be any inconsistency between the United States and Indiana Codes, Indiana Executive Orders, U.S. and Indiana Administrative Codes, and this internal policy the order of precedence that will prevail is (1) United States and Indiana Codes; (2) AmeriCorps General Provisions; (3) AmeriCorps Special Provisions; (4) this internal policy.

INTERPRETATION

The OFBCI executive director shall have the sole authority to interpret the provisions set forth in this policy.

APPROVAL:



Paula Parker-Sawyers, Executive Director

August 21, 2007

Date