

TITLE 219 - DEPARTMENT OF LABOR

CHAPTER 11 - RECOUPMENT OF WILLFUL OVERPAYMENTS BY WITHHOLDING FUTURE BENEFITS

001. This chapter is adopted pursuant to Neb. Rev. Stat. '48-607 and '48-665.

002. Whenever a determination or redetermination by the Department results in a willful benefit overpayment to a claimant, the notice of determination or redetermination shall include the following information:

- A. That the determination or redetermination resulted in an overpayment to the claimant and the amount of that overpayment;
- B. That the overpayment was caused by the claimant's willful failure to disclose relevant information or falsification as to any material fact or facts;
- C. The effective date of the cancellation of uncharged wage credits;
- D. That since the claimant was at fault in the cause of the overpayment, relief from withholding of current or future benefits pursuant to Section 48-665 of the Nebraska Revised Statutes is denied;
- E. That the determination or redetermination can be appealed as prescribed in Section 48-634 of the Nebraska Revised Statutes.