
Work Requirements

- Second violation: The individual is removed from the AG for no more than 6 months or until he meets an exemption, whichever is less. If the individual does not meet an exemption prior to the end of the penalty, he is added back into the AG for 6 months. A one-person AG must reapply to establish eligibility.
- Third and subsequent violations: The individual is removed from the AG for no more than 12 months or until he meets an exemption, whichever is less. If the individual does not meet an exemption, prior to the end of the penalty he is added back into the AG after 12 months. A one person AG must reapply to establish eligibility.

EXAMPLE: A man in a 3-person AG failed to register with **WorkForce West Virginia** in December. He was placed in a first penalty beginning in January. The minimum length of the penalty was 3 months, but he did not register until April, so he was not added back into the AG until May. In July, he quit a job of at least 30 hours a week without good cause. He was placed in a voluntary quit penalty beginning August. Since this was his second penalty, the maximum length of the penalty is 6 months. If he does not meet an exemption prior to the end of the 6 months, he is not eligible to be added back into the AG until February.

2. Non-Voluntary Quit Penalties

A non-WV WORKS recipient who refuses or fails to register with **WorkForce West Virginia**, refuses employment or refuses to provide information about employment status and job availability is subject to the following penalties for at least the minimum penalty period or until he reports a change which makes him exempt from the work requirements. See Section 13.2 for exemptions.

- First violation: The individual is removed from the AG for at least 3 months or until he meets an exemption, whichever is less. If after 3 months, the individual has not complied or met an exemption, the penalty continues until the failure or refusal stops, or until the individual reports a change that makes him exempt according to Section 13.2 for some reason other than UCI-related activities.
- Second violation: The individual is removed from the AG for at least an additional 6 months or until he meets an exemption, whichever is less. If after the 6 months, the individual has not complied or met an exemption, the penalty continues until the failure or refusal ceases, or until the individual reports a change that makes him exempt according to Section 13.2 for some reason other than UCI-related activities.

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- Third and subsequent violations: The individual is removed from the AG for at least an additional 12 months or until he meets an exemption, whichever is less. If after the 12 months, the individual has not complied or met an exemption, the penalty continues until the failure or refusal ceases, or until the individual reports a change that makes him exempt according to Section 13.2 for some reason other than UCI-related activities.

EXAMPLE: In April, a recipient fails to register with **WorkForce West Virginia** and refuses a job offer. He incurs the first penalty for failure to register and is disqualified for a minimum of 3 months beginning in May. In June, he registers with **WorkForce West Virginia**, but still has a month of the penalty left. Effective August 1st, his first penalty ends, but his second penalty for refusing a job offer begins after expiration of the first penalty, taking into consideration advance notice requirements.

EXAMPLE: In June, a recipient fails to register with **WorkForce West Virginia** and a penalty is imposed effective July 1st. At the end of the minimum penalty period of 3 months, the client has still not registered, so the penalty continues. In November, the client reports he is working 35 hours a week. Since he meets an exemption, he is added back to the AG effective December. In February he reports he was fired. He does not meet another exemption. He has still not registered with **WorkForce West Virginia**, so he remains subject to the original penalty. He is ineligible until he registers with BEP or meets another exemption.