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CHAPTER 27-02-01 DEFINITIONS

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27-02-01-01. Meaning of terms.

Unless the context otherwise requires, terms used in regulations, interpretations, rules, forms, instructions, and other official pronouncements issued by the bureau shall have the following meanings:

1. All terms which are defined in the North Dakota Unemployment Compensation Law shall be construed in the sense in which they are defined.
2. "Pay period" means that period of time during which the wages due on any pay day were earned.
3. "Wages paid" include both wages actually received by the worker and wages constructively paid. Wages are constructively paid when they are:
 - a. Credited to the account of or set apart for a worker without any substantial restriction as to the time or manner of payment or condition upon which payment is to be made;
 - b. Made available so that they may be drawn upon by the worker at any time; and
 - c. Brought within the worker's own control and disposition, although not then actually reduced to possession.
4. "Wages payable" means wages earned, including wages earned and paid as well as wages earned and unpaid.

General Authority: NDCC 52-02-02

Law Implemented: NDCC 52-01-01(16), 52-01-01(22), 52-06-04, 52-06-06

27-02-01-02. Week defined.

The term "week" for liability determination purposes shall consist of a period of seven consecutive calendar days commencing 12:01 a.m. Sunday and ending midnight of the following Saturday. It is further prescribed that any portion of the period of seven consecutive days at the beginning or ending of a calendar year shall be declared to constitute a week.

General Authority: NDCC 52-02-02

Law Implemented: NDCC 52-01-01(11), 52-01-01(13)