

Sec. 31-236-16. Refusal of work commencing between 1 and 6 a.m.

The Administrator shall not deny benefits to an individual solely for refusing to accept work if the position is for work which commences or ends between one and six o'clock in the morning and the Administrator finds that:

- (1) such work or the surrounding conditions would constitute a high degree of risk to the health, safety or morals of the individual; or
- (2) such work would be beyond the physical capabilities or fitness of the individual; or
- (3) there is no suitable transportation available between the individual's home and his place of employment.

(Effective June 24, 1986)