



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017)
(Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 31, 2019

TIME: 4:33 PM

WSR 19-16-081

Agency: Employment Security Department

Effective date of rule:

Permanent Rules

☒ 31 days after filing.

☐ Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

☐ Yes ☒ No If Yes, explain:

Purpose: The Employment Security Department (ESD) is responsible for implementing the Paid Family and Medical Leave Program in accordance with Title 50A RCW. Rulemaking is being done in several distinct phases. In Phase 5, ESD includes rules regarding collective bargaining agreements, employer responsibilities, initial applications for benefits, overpayments of benefits, collection and recovery of overpayments, employment restoration, and practice and procedure for how the department will differentiate between employers.

Citation of rules affected by this order:

New: WAC 192-610-065, 192-610-066, 192-640-005, 192-640-010, 192-640-015, 192-640-020, 192-640-025, 192-640-030, 192-650-005, 192-650-010, 192-650-015, 192-650-020, 192-650-025, 192-700-005, 192-700-010, 192-700-015, 192-800-020

Repealed:

Amended: WAC 192-520-010, 192-540-040

Suspended:

Statutory authority for adoption: RCW 50A.04.215

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 19-11-106 on May 21, 2019 (date).

Describe any changes other than editing from proposed to adopted version: None.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: Christina Streuli

Address: Employment Security Department PO Box 9046, Olympia, WA 98507-9046

Phone: (360)-791-6710

Fax:

TTY: WA Relay: 711 (contact Teresa Eckstein at 360-507-9890 for accommodations)

Email: cstreuli@esd.wa.gov

Web site: Online portal: https://www.opentownhall.com/portals/289/forum_home?phase=open

Other:

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	<u>17</u>	Amended	<u>2</u>	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted on the agency's own initiative:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

Date Adopted: July 31, 2019

Name: April Amundson

Title: Policy and Rules Manager, Paid Family and Medical Leave

Signature:

