RULE-MAKING ORDER
EMERGENCY RULE ONLY

CR-103E (December 2017)
(Implements RCW 34.05.350 and 34.05.360)

Agency: Employment Security Department

Effective date of rule:
- Emergency Rules
  ☒ Immediately upon filing.
  ☐ Later (specify)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?
- ☐ Yes  ☒ No  If Yes, explain:

Purpose: The purpose is to remove the option to serve petitions for judicial review in person at Employment Security Department’s physical office and add the option to serve petitions for judicial review via e-mail.

Citation of rules affected by this order:
- New:
- Repealed: WAC 192-04-210, 192-800-125
- Suspended:

Statutory authority for adoption: RCW 50.12.010, 50.12.040, 50A.05.060, 34.05.020(19), 34.05.542(4).

Other authority:

EMERGENCY RULE
Under RCW 34.05.350 the agency for good cause finds:
- ☒ That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- ☐ That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: Due to the COVID-19 pandemic, the Employment Security Department’s offices, including offices in the Maple Park Avenue building, are closed to the public to protect the safety of agency staff and to limit the spread of the virus. Due to these closures, petitions for judicial review cannot be physically presented to, or received by, the Commissioner’s office. However, petitions for judicial review may still be submitted via mail. Additionally, the Department is adding the option of filing petitions for judicial review via e-mail.

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- Federal statute: New ____  Amended ____  Repealed ____
- Federal rules or standards: New ____  Amended ____  Repealed ____
- Recently enacted state statutes: New ____  Amended ____  Repealed ____
The number of sections adopted at the request of a nongovernmental entity:

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<tr>
<th></th>
<th>New</th>
<th>Amended</th>
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The number of sections adopted on the agency’s own initiative:

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<tr>
<th></th>
<th>New</th>
<th>Amended</th>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

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<th></th>
<th>New</th>
<th>Amended</th>
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The number of sections adopted using:

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<th>Method</th>
<th>New</th>
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<th>Repealed</th>
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<tbody>
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<td>Negotiated rule making</td>
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<td>Pilot rule making</td>
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<td>Other alternative rule making</td>
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**Date Adopted:** November 20, 2020

**Name:** Dan Zeitlin

**Title:** Employment System Policy Director

**Signature:**

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