



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: January 29, 2021

TIME: 9:55 AM

WSR 21-04-067

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 (department) Paid Family and Medical Leave Division is amending sections of Title 192 WAC to remove references to subsections of RCW to ensure the accuracy of referenced sections of statute within the Title.

Citation of rules affected by this order:

New:

Repealed:

Amended:

WAC 192-500-190 Sibling.

WAC 192-510-010 Election, withdrawal, and cancellation of coverage.

WAC 192-510-031 What are reportable wages for self-employed persons electing coverage?

WAC 192-510-040 How does an employer's size affect liability for premiums and eligibility for small business assistance grants?

WAC 192-510-065 When can an employer deduct premiums from employees?

WAC 192-510-080 What are the requirements to be eligible for a conditional premium waiver?

WAC 192-530-060 How can approved voluntary plans end and what happens when they do?

WAC 192-530-070 What is good cause for terminating an approved voluntary plan?

WAC 192-560-020 What is the application process for a small business assistance grant?

WAC 192-610-051 How is the weekly benefit calculated?

WAC 192-700-005 When is an employee entitled to employment restoration after leave ends?

WAC 192-700-010 Can an employer deny employment restoration?

WAC 192-800-010 How will the disqualification periods and penalties be assessed for an employee who is determined to have committed fraud?

WAC 192-800-020 How will the department differentiate between employers?

WAC 192-800-125 When is a petition for review considered delivered to the department?

WAC 192-810-030 How do individuals and entities request records from the department?

Suspended:

Statutory authority for adoption: RCW 50A.05.060

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 20-22-018 on 10/23/2020 (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: April Amundson

Address: Employment Security Department, PO Box 9046 Olympia, WA 98507-9046
 Phone: 360-486-2816
 Fax:
 TTY: WA Relay: 711 (Contact Teresa Eckstein at 360-507-9890 for accommodations)
 Email: rules@esd.wa.gov
 Web site: https://paidleave.wa.gov/rulemaking/
 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	___	Amended	___	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	<u>16</u>	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	<u>16</u>	Repealed	___

Date Adopted: 1/29/21

Name: April Amundson

Title: Paid Family & Medical Leave Policy & Rules Manager

Signature:

