



# PREPROPOSAL STATEMENT OF INQUIRY

## CR-101 (October 2017) (Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: May 17, 2023

TIME: 11:18 AM

WSR 23-11-081

**Agency:** Employment Security Department

**Subject of possible rule making:** The Employment Security Department (department), Leave and Care Division, is considering rules to implement Substitute House Bill (SHB) 1570 (Chapter 451, Laws of 2023), which passed and was signed into law during the 2023 legislative session. Among other things, the bill make creates a pilot program for Transportation Network Company drivers to access Paid Family and Medical Leave (PFML) benefits under Title 50A RCW. Section 4(9) of the bill gives explicit authority for the department to adopt rules to implement the pilot program

**Statutes authorizing the agency to adopt rules on this subject:** RCW 50A.05.060; Chapter 451, Laws of 2023

**Reasons why rules on this subject may be needed and what they might accomplish:** The department recognizes the need for clear and usable guidance for ongoing programmatic operations. The department is considering new or amended rules to implement recently passed legislation. Topics may include details regarding how the pilot program created by the bill will be implemented and administered.

The department may also consider providing additional guidance as needed.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** No federal agencies and no other state agencies regulate the PFML program as authority is granted solely to the Employment Security Department.

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study

Other (describe) Collaborative rulemaking. The draft rules will be shared with the public, stakeholders, and the program's Advisory Committee. The department will solicit input from all involved parties and consider all comments in the development of the final rules.


**Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:**

Name: Janette Benham  
 Address: 212 Maple Park Ave SE, Olympia, WA 98501  
 Phone: 360-790-6583  
 Fax:  
 TTY: Theresa Eckstein, Relay 771, 360-507-9890, or  
 teckstein@esd.wa.gov  
 Email: rules@esd.wa.gov  
 Web site: paidleave.wa.gov/rulemaking/  
 Other:

(If necessary)

Name:  
 Address:  
 Phone:  
 Fax:  
 TTY:  
 Email:  
 Web site:  
 Other:

Additional comments:

<b>Date:</b> May 17, 2023	<b>Signature:</b> 
<b>Name:</b> April Amundson	
<b>Title:</b> Policy & Rules Manager, ESPI, Leave and Care Programs	