



# PREPROPOSAL STATEMENT OF INQUIRY

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

Do **NOT** use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: January 03, 2019

TIME: 9:38 AM

WSR 19-03-007

**Agency:** Employment Security Department

**Subject of possible rule making:** Implementing the Paid Family and Medical Leave (PFML) program (Title 50A RCW) requires substantial rulemaking. Consistent with Agile methodology, rulemaking is being done in several distinct phases. This preproposal statement of inquiry begins phase 5 of the program's rulemaking. This phase includes, but is not limited to, overpayments, collections, job protection, and possible changes to PFML rules already promulgated

**Statutes authorizing the agency to adopt rules on this subject:** RCW 50A.04.215

**Reasons why rules on this subject may be needed and what they might accomplish:** Being a new state entitlement, the PFML program needs clear and usable guidance for the public regarding program operations. These rules will contribute to that guidance

**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 this program as it is a new state entitlement with authority 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) 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:**

	(If necessary)
Name: Christina Streuli	Name:
Address: 640 Woodland Square Loop SE, Lacey WA 68503	Address:
Phone: 360-791-6710	Phone:
Fax:	Fax:
TTY: Teresa Eckstein, State EO Officer, 771 or 360-902-9354	TTY:
Email: Rules@esd.wa.gov	Email:
Web site:	Web site:
Other:	Other:

Additional comments:

**Date:** 01/03/2019

**Name:** Matthew J. Buelow

**Title:** Policy and Rules Manager for Paid Family and Medical Leave

**Signature:**