OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
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WSR 24-16-005

Employment Security Department
Semi-Annual Rulemaking Agenda (July – December 2024)

The Employment Security Department (ESD) prepares a semi-annual rulemaking agenda in January and July each year to inform the public of expected upcoming rule changes. Pursuant to RCW 34.05.314, the agenda is published in the Washington State Register.

ESD encourages the public to be involved in the rulemaking processes by attending public hearings and submitting comments on rules. To stay informed of our progress and be notified of any changes, please sign up for email notifications: https://public.govdelivery.com/accounts/WAESD/subscriber/new. Additional rulemaking information is available on the agency website at https://esd.wa.gov/newsroom/rulemaking.

Subject Matter or Division	WAC Chapter or Sections	Purpose and scope of rulemaking	Pre-Proposal Notice Filings (CR101)	Proposed Rule and Public Hearing Filings (CR102 or CR105 expedited)	Permanent Rule Filing (CR103)
Unemployment Insurance Benefits	WAC 192-320-070	Updating the Department's rule on benefit charging	Filed June 20, 2024, as WSR 24-14-004	To be determined	To be determined
Unemployment Insurance Benefits	WAC 192-04-100	Developing a process and standard of review for rescinding the withdrawal of an appeal	Filed May 30, 2024, as WSR 42-12-044	To be determined	To be determined
Unemployment Insurance Benefits	WAC 192-03-010 and WAC 192-03-020 (New rules)	Concerning allocation of payments across agency programs (Unemployment Insurance, Paid Family and Medical Leave, WA Cares Fund)	Filed November 13, 2023, as WSR 23-23-076	Filed April 10, 2024, at WSR 24-09-025	To be determined
Unemployment Insurance Benefits	WAC 192-150-145 and WAC 192-150-065 (New rule)	Implementing House Bill 1106 (2023)	Filed May 25, 2023, as WSR 23-12-017	Filed May 21, 2024, as WSR 24-11-139	To be determined
Unemployment Insurance Benefits	WAC 192-150-115 and WAC 192-150-120	Implementing House Bill 1570 (2023)	Filed May 15, 2023, as WSR 23-11-067	To be determined	To be determined

Unemployment Insurance Benefits	WAC 192-140-035	Addressing disqualification and ineligibility for failure to respond to a request for information from the Department	Filed March 21, 2024, as WSR 24-08-006	Filed June 21, 2024, as WSR 24-14-005	To be determined
Paid Family and Medical Leave	To be determined	Repealing pandemic leave assistance rules, clarifying the definition of health care provider, documentation requirements for designated representatives, weekly claim reporting requirements, and additional clarification as needed	To be determined Anticipated July - August 2024	To be determined	To be determined
Long-Term Services and Supports Trust (WA Cares Fund)	To be determined	Implementing Substitute House Bill 2467 (Chapter 120, Laws of 2024), implementing portions of chapter 50B.04 RCW, and considering rules related to program definitions, qualified individuals, public records requests, verification of information submitted to the department, and other rules as needed	Filed March 26, 2024, as WSR 24-08-028	To be determined	To be determined

ESD is responsible for initiating rulemaking to implement new state laws, meet federal requirements, and to meet unforeseen circumstances. Because of this variability, this agenda is prepared for informational purposes only and any dates noted herein are planning estimates that are subject to change. Additional rulemaking can occur in addition to what is listed on the agenda.

This agenda does not constitute a rule or rulemaking action. Any errors or omissions in this agenda do not affect the actual rules or rulemaking notices filed with the Office of the Code Reviser and published in the Washington State Register.

The rulemaking process can appear complex. ESD has outlined the process on its website to help constituents understand and become involved: https://www.esd.wa.gov/newsroom/rulemaking-process. If you have additional questions, please contact the Agency Rules Coordinator, Janette Benham at (360) 790-6583, or email at rules@esd.wa.gov.