



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: August 18, 2021

TIME: 10:44 AM

WSR 21-17-140

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 adopted rules are the second of three phases of rules to implement portions of the Long-Term Services and Supports Trust Program in Title 50B RCW under the Employment Security Department's authority. The rules address definitions, assessing and collecting premiums, self-employed elective coverage, collective bargaining agreements, and appeals.

Citation of rules affected by this order:

New:

- WAC 192-900-005 Aggrieved party.
- WAC 192-900-010 Calendar quarter.
- WAC 192-900-015 Employer.
- WAC 192-900-020 Employer agent.
- WAC 192-900-025 Interested parties.
- WAC 192-900-030 Self-employed.
- WAC 192-900-035 Terms meaning deliver.

- WAC 192-910-005 Employer reporting requirements.
- WAC 192-910-010 When are employer premium payments due?
- WAC 192-910-015 What are the employer's responsibilities for premium deductions?
- WAC 192-910-020 How are payments applied to long-term services and supports premiums?

- WAC 192-915-005 Election of coverage for self-employed persons.
- WAC 192-915-010 What are reportable wages for self-employed persons electing coverage?
- WAC 192-915-015 How will the department determine the wages earned and hours worked for self-employed persons electing coverage?

WAC 192-920-005 Parties to collective bargaining agreements.

- WAC 192-925-005 Adoption of model rules.
- WAC 192-925-010 Who can appeal or submit a petition for review?
- WAC 192-925-015 Sections of general procedural rules for appeal under chapter 192-800 WAC apply.

Repealed:

Amended:

Suspended:

Statutory authority for adoption: RCW 50B.04.020, RCW 50B.04.080, RCW 50B.04.090, RCW 50B.04.120

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 21-12-104 on 06/02/2021 (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: 360-485-2816

Fax:

TTY: WA Relay: 711 (Contact Teresa Eckstein at 360-507-9890 for accommodations)

Email: rules@esd.wa.gov

Web site: <https://esd.wa.gov/newsroom/rulemaking/ltss>

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	18	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	___	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	18	Amended	___	Repealed	___

Date Adopted: August 17, 2021

Name: April Amundson

Title: Policy and Rules Manager, Leave and Care Division

Signature:

