



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: March 30, 2022

TIME: 3:01 PM

WSR 22-08-039

Agency: Employment Security Department

Subject of possible rule making: The Employment Security Department (department), Leave and Care Division, is considering rules to implement legislation that became law during the 2022 legislative session. Substitute House Bill 1732 (chapter 1, Laws of 2022) and Engrossed Substitute House Bill 1733 (chapter 2, Laws of 2022) affect the Long-Term Services and Supports Trust (WA Cares) Program under Title 50B RCW and require rulemaking for implementation. This rulemaking will address portions of the program under the department's authority and will include consideration of rules regarding the delay in program implementation and voluntary exemptions. Other technical and clarifying rules and amendments may be considered as needed.

Statutes authorizing the agency to adopt rules on this subject: Chapters 1 and 2, Laws of 2022; RCW 50B.04.020.

Reasons why rules on this subject may be needed and what they might accomplish: The department must implement and administer portions of Title 50B RCW. Rules will ensure clear guidance is available for implementation and administration.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The Washington State Health Care Authority, Department of Social and Health Services, and Office of the State Actuary also have program implementation and administration responsibilities under Title 50B RCW. Drafts of rules will be shared with these agencies and feedback will be requested from them throughout the rulemaking process.

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 other state agencies, the public, stakeholders, and the program's Commission. The department will request 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:

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Other:

(If necessary)

Name:

Address:

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Email:

Web site:

Other:

Additional comments:

Date: March 30, 2022	Signature: 
Name: April Amundson	
Title: Policy and Rules Manager, Leave and Care Division	