



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

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DATE: May 13, 2021

TIME: 3:06 PM

WSR 21-11-052

Agency: Employment Security Department

Subject of possible rule making: The Employment Security Department is seeking to adopt rules regarding unemployment benefits eligibility for health care workers during a public health emergency to implement Engrossed Substitute Senate Bill 5190 (2021).

Statutes authorizing the agency to adopt rules on this subject: RCW 50.12.010 and 50.12.040 provide general rulemaking authority to the Employment Security Department. ESSB 5190, Sections 2 and 3, addresses the availability requirements and good cause basis to quit work for health care workers during a public health emergency.

Reasons why rules on this subject may be needed and what they might accomplish: The Employment Security Department seeks to provide clear and usable guidance for the public regarding unemployment benefits for health care workers during a public health emergency, as directed by Engrossed Substitute Senate Bill 5190.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The U.S. Department of Labor reviews the state's administration of the unemployment insurance program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of the unemployment insurance laws so long as conformity is maintained. The proposed regulations will be shared with USDOL prior to adoption.

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

- Negotiated rule making
- Pilot rule making
- Agency study

Other (describe) Draft rules will be shared with the public and stakeholders. The department will solicit input from all parties and consider all comments in the development of 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: Joshua Dye	(If necessary) Name:
Address: P.O. Box 9046	Address:
Phone: 360-890-3472	Phone:
Fax: 844-652-7096	Fax:
TTY: Relay 711	TTY:
Email: Rules@esd.wa.gov	Email:
Web site: https://esd.wa.gov/newsroom/rulemaking/benefits	Web site:
Other:	Other:

Additional comments:

Date: May 13, 2021

Name: Dan Zeitlin

Title: Employment Security Policy Director

Signature: