



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

Agency: Employment Security Department

Subject of possible rule making: WAC 192-120-030, WAC 192-120-035, WAC 192-130-050, WAC 192-130-080, WAC 192-150-215, WAC 192-220-010, WAC 192-220-080, WAC 192-270-035, WAC 192-300-170, WAC 192-300-210, WAC 192-310-010, WAC 192-310-020, WAC 192-320-065, WAC 192-350-060

Statutes authorizing the agency to adopt rules on this subject: RCW 50.12.010, RCW 50.12.040 and RCW 52.22.155(3).

Reasons why rules on this subject may be needed and what they might accomplish: The listed rules contain language requiring unemployment claimants and employers to respond to requests for information from the department within specified timelines. The proposed amendments will clarify that the responses must be received by, rather than postmarked by, the date specified in the department's notice. This will provide more consistency and clarity to all parties, and prepare the department for dramatically reduced funding levels. Using the postmark date is more costly because it is labor intensive requiring that envelopes be retained and scanned into our imaging system rather than scanning the document only.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The United States Department of Labor (USDOL) reviews the state's administration of the unemployment insurance (UI) program to ensure conformity with federal statutes and regulations. The state has broad flexibility in the implementation of UI laws as long as conformity is maintained. The proposed rule 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) The proposed rules will be shared with stakeholders identified in the rule-making process. We will solicit input from stakeholders and consider all comments in the development of the final rules.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

Interested parties can participate in the formulation of the proposed rule before publication by contacting:

Juanita Myers, Unemployment Insurance Rules Manager
Employment Security Department
P.O. Box 9046
Olympia, WA 98507-9046
Fax (360) 902-9200
Email jmyers@esd.wa.gov

Please include your name, organization (if any), mailing address, email address and telephone number.

DATE
June 4, 2014

NAME (TYPE OR PRINT)
Nan Thomas

SIGNATURE
TITLE
Deputy Commissioner

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DATE: June 06, 2014
TIME: 9:50 AM

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