



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 192-310-010, What reports are required from an employer? This rule-making action is related to the requirement that employers report an employee's social security number on their quarterly tax and wage reports.

Statutes authorizing the agency to adopt rules on this subject: RCW 50.12.010 and RCW 50.12.040

Reasons why rules on this subject may be needed and what they might accomplish: The rule is being amended to permit employers to use an Individual Taxpayer Identification Number (ITIN) when reporting their quarterly tax and wage reports in cases when the individual employee has not yet been issued a social security number.

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 (USDOL) reviews the state's administration of the unemployment insurance program to ensure conformity and compliance with federal statutes, regulations, and guidance. The state has broad flexibility in the implementation of unemployment insurance laws as long as conformity and compliance are maintained. The proposed regulation 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 rule 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 rule.

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 rules before publication by contacting:

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Fax: (360) 902-9605
Email: jmyers@esd.wa.gov

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

DATE
May 15, 2017

NAME (TYPE OR PRINT)
Dale R. Peinecke

SIGNATURE

TITLE
Commissioner

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