



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Employment Security Department

- Preproposal Statement of Inquiry was filed as WSR 13-15-023 _____ ; or
- Expedited Rule Making--Proposed notice was filed as WSR _____ ; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject) Amending WAC 192-310-100 to require boat owners to notify their employees they are not covered by unemployment insurance under certain conditions.

Hearing location(s):
Employment Security Department
Maple Leaf Conference Room
212 Maple Park
Olympia, Washington

Date: November 14, 2013 Time: 10:15 a.m.

Submit written comments to:

Name: Pamela Ames
Address: P.O. Box 9046
Olympia, WA 98507-9046
e-mail pames@esd.wa.gov
fax (360)902-9799 by (date) November 13, 2013

Assistance for persons with disabilities: Contact

Kintu Nnambi by November 13, 2013
TTY (800) 833-6384 or (360) 725-9454

Date of intended adoption: November 18, 2013
(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: State law was amended to exempt some employment on small fishing vessels from unemployment insurance coverage. The purpose of the proposed rule is to provide these employees with notice of non-coverage.

Reasons supporting proposal: To provide employees of small fishing vessels that, under specific conditions, they will not be able to use their earnings from that job for an unemployment claim.

Statutory authority for adoption: RCW 50.12.010 and RCW 50.12.040

Statute being implemented: Chapter 75, Laws of 2013

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION:

DATE
October 1, 2013

NAME (type or print)
Nan Thomas

SIGNATURE

TITLE
Deputy Commissioner

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 01, 2013
TIME: 1:23 PM
WSR 13-20-113

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

Name of proponent: (person or organization) Employment Security Department

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Juanita Myers	212 Maple Park, Olympia	(360) 902-9665
Implementation....Juanita Myers	212 Maple Park, Olympia	(360) 902-9665
Enforcement..... Neil Gorrell	212 Maple Park, Olympia	(360) 902-9303

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

The proposed rule does not establish a penalty for employers who do not provide notice.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No: Please explain: The rule establishes a requirement that does not subject an employer to a sanction or penalty and does not meet the definition of significant legislative rules under RCW 34.05.328.