



Concise Explanatory Statement

WAC 192-140-035 (“What happens if I do not respond to a request for information?”) amendment

Introduction

Pursuant to RCW 34.05.325(6), the Employment Security Department (Department) hereby provides the Department’s reasons for adopting the rules, a description of the variances between the proposed rules and the final rules, and a summary of comments received regarding the proposed rules and responses to the comments

Reasons for adopting the rule

The rule making will correct inconsistent terminology within WAC 192-140-035. WAC 192-140-035 currently states that the Department will presume an individual is disqualified from receiving unemployment benefits if they provide potentially disqualifying information, or fail to provide necessary information, and then they do not respond to a request for specific information. The rule then states that the Department will deny benefits under RCW 50.20.010. However, RCW 50.20.010 is not a disqualification statute; rather, it sets out a claimant’s eligibility for unemployment benefits. The rule will be amended to clarify that a failure to respond to a request for information will result in either disqualification or ineligibility for benefits.

Variance between proposed rule and final rule

There is no variance between the proposed and the final rule.

Summary of comments to proposed rules and agency response

No public comments were received by the Department for this proposed rule.