



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: August 25, 2023

TIME: 1:08 PM

WSR 23-18-020

Agency: Employment Security Department

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: The Employment Security Department is adopting emergency rules to provide flexibility and relief to claimants and employers who are impacted by the wildfires in Washington and other disasters. These rules address the requirements that an unemployed individual be able and available for work and the requirement that individuals make satisfactory progress in their training to receive training benefits. These rules also address the circumstances when employers can receive relief of benefit charges for individuals who become unemployed due to a catastrophic occurrence.

Citation of rules affected by this order:

- New: WAC 192-100-600
- Repealed:
- Amended: WAC 192-170-010, 192-270-065, 192-320-078
- Suspended:

Statutory authority for adoption: RCW 50.12.010, 50.12.040, RCW 50.20.010, 50.22.155, RCW 50.29.021

Other authority: Emergency Proclamation by the Governor 23-05

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: Per Emergency Proclamation 23-05, Governor Inslee has declared a state of emergency due to "multiple ongoing wildfires in Western, Central and Eastern Washington, and significant wildfire potential is predicted to continue to through the remainder of August, September and October due to the high risk of fuel conditions capable of producing multiple significant wildfires." Governor Inslee has directed all state agencies to "do everything reasonably possible to assist affected political subdivisions in an effort to respond to and recover from" these wildfires. Therefore, these rules are necessary to assist unemployed individuals and employers who are impacted by the wildfires and other natural disasters.

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New ____ Amended ____ Repealed ____

The number of sections adopted on the agency's own initiative:

New 1 Amended 3 Repealed ____

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New 1 Amended 3 Repealed ____

The number of sections adopted using:

Negotiated rule making:	New	____	Amended	____	Repealed	____
Pilot rule making:	New	____	Amended	____	Repealed	____
Other alternative rule making:	New	____	Amended	____	Repealed	____

Date Adopted: August 25, 2023

Name: Joy Adams

Title: Acting Director, Employment System Policy & Integrity Division

Signature:

