



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 02, 2022

TIME: 9:06 AM

WSR 22-13-008

Agency: Employment Security Department

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

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 rules to transition emergency rules adopted in response to the COVID-19 emergency to permanent rules. The emergency rules cover the means of serving a petition for judicial review on the Department, when the Department may backdate a claim's reopening date, and how the Department charges non-Washington combined-wage claims.

Citation of rules affected by this order:

New: WAC 192-320-072
 Repealed:
 Amended: WAC 192-04-210 and 192-110-050
 Suspended:

Statutory authority for adoption: RCW 50.12.010 and RCW 50.12.040 provide general rulemaking authority to the Employment Security Department. RCW 50.20.010, RCW 50.20.140, RCW 50.29.021(2)(j); RCW 34.05.220; RCW 34.05.542(4); RCW 50.32.090

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 22-05-094 on February 16, 2022 (date).
 Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: Josh Dye
 Address: P.O. Box 9046, Olympia, WA 98507-9046
 Phone: 360.890.3472
 Fax: 844.652.7096
 TTY: Relay 711
 Email: rules@esd.wa.gov
 Web site: <https://esd.wa.gov/newsroom/ui-rule-making/>
 Other:

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	<u>1</u>	Amended	2	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	___	Repealed	___
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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: June 22, 2022

Name: Dan Zeitlin

Title: Employment System Policy Director

Signature:

