



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: December 01, 2023

TIME: 1:27 PM

WSR 23-24-056

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: This rulemaking will permanently adopt the Department's overpayment waiver emergency rules in order to permanently provide expanded access to overpayment waivers. This rulemaking will also allow the Department to consider waivers for claimants with overpayments resulting from a discharge for misconduct that occurred from February 2, 2020, through September 4, 2021.

Citation of rules affected by this order:

New: WAC 192-220-018

Repealed:

Amended: WAC 192-220-017 and WAC 192-220-080

Suspended:

Statutory authority for adoption: RCW 50.20.190, RCW 50.24.020, RCW 50.12.010 and RCW 50.12.040.

Other authority: Unemployment Insurance Program Letter No. 20-21, Change 1 (February 7, 2020).

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 23-21-062 on October 12, 2023 (date).

Describe any changes other than editing from proposed to adopted version: No changes were made.

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

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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Federal statute:	New	Amended	Repealed
Federal rules or standards:	New	Amended	Repealed
Recently enacted state statutes:	New	Amended	Repealed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New	Amended	Repealed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	<u>2</u>	Repealed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: December 1, 2023

Name: Joy Adams

Title: Director, Employment System Policy & Integrity
Division

Signature:

