

Introduction

Pursuant to RCW 34.05.328, the Employment Security Department (Department) hereby places into the rulemaking file an analysis of the determinations required by RCW 34.05.328(1).

Analysis

- a) The purpose of this proposal is to permanently adopt the Department's emergency rules providing flexibility and relief to claimants and employers who are impacted by wildfires 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.
- b) A cost-benefit analysis has been prepared by the Department. The cost-benefit analysis is available on the Department's webpage.
(<https://esd.wa.gov/newsroom/rulemaking/wildfires-and-other-disasters-permanent-rulemaking>)
- c) Under both the preliminary and final cost-benefit analysis, the Department determined the probable benefits of the rule are greater than its probable costs, taking into account both the qualitative and quantitative benefits and costs and the specific directives of the statute being implemented.
- d) WAC 192-110-600 and the amendments to WAC 192-170-010, WAC 192-270-065, and WAC 192-320-078 represent the least burdensome alternatives.
- e) The rulemaking does not require those to whom it applies to take an action that violates the requirements of another federal or state law.
- f) The rule does not impose any performance requirements on public or private entities.
- g) This rule does not differ from any other federal regulation or statute.
- h) The Department has coordinated this rule, to the maximum extent practicable, with other federal, state, and local laws applicable to the same activity or subject matter.