

AMENDATORY SECTION (Amending WSR 13-24-016, filed 11/21/13, effective 12/22/13)

WAC 192-250-020 What are the criteria for having a shared work plan approved? In addition to the criteria listed in RCW 50.60.030, employers must:

~~(1) ((Be current in the payment of all unemployment insurance taxes required under Title 50 RCW, or be current on an approved deferred payment contract on file with the department;~~

~~(2))~~ Include their ESD number on the plan application; and

~~((3))~~ (2) Designate a representative to be a liaison between the department and the employees who participate in the shared work plan.

AMENDATORY SECTION (Amending WSR 13-24-016, filed 11/21/13, effective 12/22/13)

WAC 192-250-045 Who is not eligible for participation in the shared work program? ~~((1))~~ The following employees are not eligible for participation in the shared work program:

~~((a))~~ (1) Employees paid on any basis other than hourly wage. This includes, but is not limited to, employees paid on a piece rate, mileage rate, job rate, salary, or commission basis. The commissioner may waive this provision for employees paid as listed above if an hourly rate of pay can be established ~~((, except that salaried employees may participate only if they are eligible for paid overtime))~~.

~~((b))~~ (2) Officers of the corporation that is applying for participation.

~~((c))~~ (3) Seasonal employees during the off season.

~~((2))~~ The following businesses are not eligible for participation in the shared work program:

~~(a)~~ For weeks of benefits paid before July 1, 2012, and after June 28, 2015, businesses with a tax rate of 5.4 percent or more, not including the social cost factor rate and taxes under RCW 50.24.010 and 50.24.014.

~~(b)~~ Nonqualified employers, meaning employers who have reported no payroll for four consecutive quarters.

~~(c)~~ Employers not registered in Washington for six months prior to application.)

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 192-250-015 When is an employer eligible to participate in the shared work program?