



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017)
(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: October 13, 2025

TIME: 7:48 AM

WSR 25-21-062

Agency: Employment Security Department

Subject of possible rule making: The Employment Security Department (department), Leave and Care Division, is considering rules for the Long-Term Services and Supports Trust (WA Cares Fund) Program to implement requirements for out-of-state participants. Rules will be considered to outline the process for electing out-of-state coverage, reporting wages, and collection of premiums. Rules may also be considered regarding reporting requirements for self-employed elective coverage. Additional rules to implement other portions of chapter 50B.04 RCW may be considered as necessary.

Statutes authorizing the agency to adopt rules on this subject: RCW 50B.04.020, 080, 090, and 180.

Reasons why rules on this subject may be needed and what they might accomplish: The department must implement and administer portions of chapter 50B.04 RCW. Rules will ensure clear guidance is available for implementation and administration.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The Washington State Health Care Authority, Department of Social and Health Services, and Office of the State Actuary also have program implementation and administration responsibilities under chapter 50B.04 RCW. Drafts of rules will be shared with these agencies and feedback will be requested from them throughout the rulemaking process.

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study

☒ Other (describe) Collaborative rulemaking. The draft rules will be shared with the public, stakeholders, and other agencies responsible for the WA Cares Fund program. The department will solicit input from all involved parties and consider all comments in the development of the final rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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Other:

(If necessary)

Name:
Address:
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Other:

Additional comments:

Date: October 13, 2025

Name: April Amundson

Title: Policy & Rules Manager, ESPI, Leave and Care Programs

Signature: