



# 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: January 15, 2026  
TIME: 11:44 AM

WSR 26-03-055

**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 purpose of this rulemaking is to update the Department’s rules to reflect changes made in Substitute House Bill 1570 (2023) regarding relief of benefit charging for employers offering part-time work. SHB 1570 allows employers to be eligible for relief of benefit charges if they are continuing to provide part-time work in “substantially the same amount” to a claimant who has lost other work. The statute previously provided relief of benefit charges to an employer when an individual continued to be employed “on a regularly scheduled permanent.””

The rulemaking will also update the Department’s rules on voluntary quits for reduction in hours or compensation of 25% or more to reflect the nature of work for transportation network companies. The rules specify that a reduction in usual hours or compensation will be measured by comparing the region’s aggregate data in past quarters to recent quarters to determine whether a driver claiming benefits had good cause for quitting for these reasons. The rules also define a region as a municipality with a population of more than 600,00 and clarify that if a transportation network company’s driver has at least 33 percent of their completed trips originate in a region in a quarter, they will be deemed to have the usual compensation and usual hours in that region for that quarter.

**Citation of rules affected by this order:**

- New: WAC 192-320-071
- Repealed:
- Amended: WAC 192-150-115, WAC 192-150-120
- Suspended:

**Statutory authority for adoption:** RCW 50.12.010, RCW 50.12.040, RCW 50.12.070, RCW 50.04.370, RCW 50.29.021, RCW 50.20.050.

**Other authority:**

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 25-17-090 on August 20, 2025.  
Describe any changes other than editing from proposed to adopted version: no changes other than editing.

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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Web site: <https://esd.wa.gov/about-us/who-we-are-and-what-we-do/rulemaking/unemployment-insurance-benefits-rules/transportation-network-companies>

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	<u>1</u>	Amended	<u>2</u>	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	<u>2</u>	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	___

<b>Date Adopted:</b> January 15, 2026
<b>Name:</b> Joy Adams
<b>Title:</b> Director, Employment System Policy & Integrity

**Signature:**

