



Employment Security Department Semi-Annual Rulemaking Agenda (January 2018 – July 2018)

The Employment Security Department (ESD) prepares a semi-annual rulemaking agenda in January and July each year to inform the public of expected upcoming rule changes. Pursuant to RCW 34.05.314, the agenda is published in the Washington State Register.

ESD encourages the public to be involved in the rulemaking processes by attending public hearings and submitting comments on rules. To stay informed of our progress and be notified of any changes, please sign up for email notifications: <https://public.govdelivery.com/accounts/WAESD/subscriber/new>. Additional rulemaking information is available on the agency website at <https://esd.wa.gov/newsroom/rulemaking>.

Subject Matter or Division	WAC Chapter or Sections	Purpose and scope of rulemaking	Pre-Proposal Notice Filings (CR101)	Proposed Rule and Public Hearing Filings (CR102 or CR105 expedited)	Permanent Rule Filing (CR103)
Paid Family and Medical Leave (PFML) Implementation	New Chapter: 192-500 WAC	As part of implementing the new Paid Family and Medical Leave Program, ESD is proposing to clarify requirements pertaining to premium liability, voluntary plans, and collective bargaining agreements.	WSR 17-23-134 Filed: 11-20-2017	Expected filing: 4-2018	Expected filing: 5-2018
Unemployment Insurance Taxes – Joint Accounts	WAC 192-300-180	ESD is seeking to clarify the requirements to establish, maintain, and dissolve joint tax accounts. The current WAC provides insufficient guidance to employers and to ESD staff.	To be determined	To be determined	To be determined

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 25, 2018
TIME: 8:42 AM
WSR 18-04-005

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Unemployment Insurance Benefits – Reasonable Assurance for Certain School Employees	WACs 192-210-001, 192-210-005, 192-210-020, 192-210-045, and 192-210-045.	Due to the issuance of new guidance from the U.S. Department of Labor (USDOL), ESD is currently out of conformity with federal law in regards to determining reasonable assurance for certain school employees. Agency request legislation is being considered in the 2018 Legislative Session. If it passes, rulemaking will be completed to align the WACs to the RCWs.	To be determined	To be determined	To be determined

ESD is responsible for initiating rulemaking to implement new state laws, meet federal requirements, and to meet unforeseen circumstances. Because of this variability, this agenda is prepared for information purposes only and any dates noted herein are planning estimates that are subject to change. Additional rulemaking can occur in addition to what is listed on the agenda.

This agenda does not constitute a rule or rulemaking action. Any errors or omissions in this agenda do not affect the actual rules or rulemaking notices filed with the Office of the Code Reviser and published in the Washington State Register.

The rulemaking process can appear complex. ESD has outlined the process on its website to help constituents understand and become involved: <https://www.esd.wa.gov/newsroom/rulemaking-process>. If you have additional questions, please contact the Agency Rules Coordinator, Christina Streuli, at 360-902-9647, or email at cstreuli@esd.wa.gov.