



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: May 30, 2024

TIME: 3:55 PM

WSR 24-12-044

Agency: Employment Security Department

Subject of possible rule making: Claimants and employers who have appealed a determination of the Department may request to withdraw their appeal before their hearing occurs. Sometimes a claimant or employer may change their mind for some reason, such as not understanding the impact of withdrawing their appeal, and they may request to rescind the withdrawal of their appeal so that they can have a hearing. Currently, the Department's rules do not set out a process for a party to request to rescind the withdrawal of their appeal.

Statutes authorizing the agency to adopt rules on this subject: RCW 50.12.010; RCW 50.12.040; RCW 50.12.042; RCW 50.32.060; RCW 34.05.220.

Reasons why rules on this subject may be needed and what they might accomplish: This rulemaking is needed to set out a process for claimants to rescind the withdrawal of an appeal.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The U.S. Department of Labor reviews the state's administration of the unemployment insurance program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of the unemployment insurance laws so long as conformity is maintained. The proposed regulations will be shared with USDOL prior to adoption.

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

- Negotiated rule making
- Pilot rule making
- Agency study

Other (describe) Draft rules will be shared with the public and stakeholders. The Department will solicit input from all parties and consider all comments in the development of 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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Additional comments:

Date: May 30, 2024	Signature: 
Name: Joy Adams	
Title: Director, Employment System Policy & Integrity	