



# PROPOSED RULE MAKING

## CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

**Agency:** Employment Security Department

- Preproposal Statement of Inquiry was filed as WSR 11-17-122 \_\_\_\_\_ ; or
- Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_\_ ; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR \_\_\_\_\_
- Continuance of WSR \_\_\_\_\_

**Title of rule and other identifying information:** (Describe Subject) Modifications to Chapter 192-270. The chapter previously applied to training benefits for dislocated workers. However, it has been expanded to cover other eligible unemployment insurance recipients. The chapter outlines policies and procedures for individuals applying for and receiving training benefits.

**Hearing location(s):**  
Employment Security Department  
Maple Leaf Conference Room  
212 Maple Park  
Olympia, Washington

Date: March 29, 2012 Time: 10:30 a.m.

**Submit written comments to:**

Name: Pamela Ames  
Address: P.O. Box 9046  
Olympia, WA 98507-9046  
e-mail pames@esd.wa.gov  
fax (360)902-9799 by (date) March 28, 2012

**Assistance for persons with disabilities:** Contact

Kintu Nnambi by March 28, 2012

TTY ( 800) 833-6384 or (360) 725-9454

**Date of intended adoption:** April 4, 2012  
(Note: This is NOT the effective date)

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** The rules clarify eligibility requirements to receive training benefits. Amended rules: WAC 192-270-010 to clarify eligibility of dislocated workers; WAC 192-270-040 to clarify requirements for full-time training and enrollment deadlines; WAC 192-270-045 to clarify application requirements; WAC 192-270-047 to provide that incomplete applications may be returned for completion; WAC 192-270-050 to modify criteria for approving training plans and outline limited circumstances under which academic training can be approved; WAC 192-270-055 to modify procedures related to waiting lists for funding; WAC 192-270-065 to clarify provisions related to satisfactory progress in training. Changes to other sections incorporate exceptions for dislocated workers under RCW 50.22.155 as amended, and otherwise update language to reflect minor changes to policies and procedures. A new section is adopted relating to earnings deductions for individuals receiving training changes to reflect changes to RCW 50.20.130.

**Reasons supporting proposal:** Rules implement changes to the training benefits program made by Chapter 4, Laws of 2011 (Engrossed House Bill 1091), Part III.

**Statutory authority for adoption:** RCW 50.12.010, RCW 50.12.040, and RCW 50.22.155(12)

**Statute being implemented:** RCW 50.22.155 and RCW 50.20.130

**Is rule necessary because of a:**

- Federal Law?  Yes  No
  - Federal Court Decision?  Yes  No
  - State Court Decision?  Yes  No
- If yes, CITATION:

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: February 08, 2012**

**TIME: 1:12 PM**

**WSR 12-05-027**

**DATE**  
February 8, 2012

**NAME** (type or print)  
Paul Trause

**SIGNATURE**

**TITLE**  
Commissioner

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

None.

**Name of proponent:** (person or organization) Employment Security Department

- Private  
 Public  
 Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Juanita Myers	212 Maple Park, Olympia	(360) 902-9665
Implementation....Juanita Myers	212 Maple Park, Olympia	(360) 902-9665
Enforcement..... Nan Thomas	212 Maple Park, Olympia	(360) 902-9303

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

No. Explain why no statement was prepared.

The proposed rules clarify eligibility requirements for individuals to receive additional training benefits. They do not impose costs on small business beyond than those costs inherent in the statute.

**Is a cost-benefit analysis required under RCW 34.05.328?**

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

No: Please explain: The rules simply clarify policies and procedures and do not meet the definition of significant legislative rules under RCW 34.05.328.