Title of rule and other identifying information: (Describe Subject) New WAC 192-150-180, Quitting part-time work, which concerns the eligibility for unemployment benefits of certain individuals who voluntarily quit a part-time job.

Hearing location(s): Employment Security Department
Maple Leaf Conference Room, 2nd Floor
212 Maple Park
Olympia, Washington

Date: November 10, 2009 Time: 10:00 a.m.

Date of intended adoption: November 16, 2009
(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The proposed rule implements Senate Bill 5804 (Ch. 247, laws of 2009) providing that claimants who are simultaneously working both a full-time job and a part-time job will not be disqualified from receiving unemployment benefits solely because they quit the part-time job.

Reasons supporting proposal: The rule clarifies the circumstances under which the Commissioner will determine that an individual who voluntarily quits a part-time job will not be disqualified from benefits.
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

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<th>Name of agency personnel responsible for:</th>
<th>Office Location</th>
<th>Phone</th>
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<tbody>
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<td>Drafting: Juanita Myers</td>
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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:

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☒ No. Explain why no statement was prepared.
The proposed rule will not impose more than minor costs on businesses, nor will there be a disproportionate impact on small businesses. Any business costs associated with the rule are the result of the underlying legislation.

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes  A preliminary cost-benefit analysis may be obtained by contacting:
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☒ No: Please explain: The proposed rule is not a significant legislative rule as defined in RCW 34.05.328.
WAC 192-150-180 Quitting part-time work - RCW 50.20.050(3).

(1) **Effective date.** RCW 50.20.050(3) and this section apply to job separations that occur on or after July 26, 2009.

(2) **Definitions.** For purposes of this section:

(a) "Part-time work" means fewer than 35 hours of work per week.

(b) "Full-time work" means work of 35 or more hours per week.

(3) If you are simultaneously employed in a part-time job and a full-time job, you will not be denied benefits for quitting the part-time job under the following circumstances:

(a) You quit the part-time job before losing your full-time job;

(b) You did not know in advance that your full-time job would be ending; and

(c) You are eligible for benefits based on the separation from your full-time job.

(4) If you are denied benefits under RCW 50.20.050(3), the period of denial is the same as that under RCW 50.20.050(2)(a). This means you will be denied for a period of seven weeks and until you earn at least seven times your weekly benefit amount in covered employment.

(5) **Examples.** The following are examples only and do not mean that the department would rule the same in similar situations.

(a) You quit a part-time job two weeks before being laid off from your full-time job. Benefits are allowed because you meet the criteria of subsection (3).

(b) You quit a part-time job before the hours at your full-time job were reduced. Benefits are allowed because you meet the criteria of subsection (3).

(c) You quit a part-time job two weeks before the end of a temporary full-time job. You had prior knowledge that the full-time job was ending. Benefits would be denied unless you had good cause for quitting the part-time job under RCW 50.20.050(2).

(d) You quit a part-time job two weeks before being discharged from the full-time job.

(i) If the separation from the full-time job was for misconduct, benefits would be denied for quitting the part-time job because you are not eligible for benefits based on the separation from the full-time job.

(ii) If the separation from the full-time job was not misconduct, benefits would be allowed because you meet the criteria of subsection (3).
(e) You quit the part-time job and the full-time job on the same day. The department will determine if you had good cause to quit both jobs under RCW 50.20.050(2).

(f) You quit a part-time job but are still employed full-time at your other job. The department will determine if you had good cause to quit under RCW 50.20.050(2).