Rule-Making Order

CR-103P (May 2009)
(Implements RCW 34.05.360)

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 rule implements Senate Bill 5804 (Ch. 247, laws of 2009) providing that individuals 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.

Citation of existing rules affected by this order:
Repealed:
Amended:
Suspended:

Statutory authority for adoption: RCW 50.12.010, 50.12.040, 50.20.010

Other authority:

PERMANENT RULE (Including Expedited Rule Making)
Adopted under notice filed as WSR 09-0407 (date) on October 7, 2009 (date).
Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:
Name: ____________________________
Address: __________________________
phone ( ) __________
fax ( ) __________
e-mail __________________________

Date adopted:
November 16, 2009

NAME (TYPE OR PRINT)

Paul Trause

SIGNATURE

Paul Trause

TITLE

Deputy Commissioner

(COMPLETE REVERSE SIDE)
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:

<table>
<thead>
<tr>
<th>Category</th>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
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<tbody>
<tr>
<td>Federal statute</td>
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<tr>
<td>Federal rules or standards</td>
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<td>Recently enacted state statutes</td>
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</table>

The number of sections adopted at the request of a nongovernmental entity:

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<th>Amended</th>
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The number of sections adopted in the agency's own initiative:

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<th>New</th>
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<th>Repealed</th>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

<table>
<thead>
<tr>
<th>New</th>
<th>Amended</th>
<th>Repealed</th>
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The number of sections adopted using:

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<tr>
<th>Method</th>
<th>New</th>
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<th>Repealed</th>
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<tbody>
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<td>Negotiated rule making</td>
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<td>Pilot rule making</td>
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<td>Other alternative rule making</td>
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New 1
NEW SECTION

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).