**RULE-MAKING ORDER**

**Agency:** Employment Security Department

**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)

- **Emergency Rules**
  - ☒ Immediately upon filing.
  - ☐ Later (specify) ______

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- ☐ Yes  ☒ No  
  - If Yes, explain: 

**Purpose:** On June 19, 2008, the Supreme Court of Washington overturned the Court of Appeals, holding that the list of good cause reasons for voluntarily leaving work in RCW 50.20.050(2)(b) is not exclusive. Instead, the department has the authority to consider whether other reasons constitute good cause for leaving work under RCW 50.20.050(2)(a) for the purpose of eligibility for unemployment benefits. The emergency rule is intended to implement the Court's decision.

**Citation of existing rules affected by this order:**

- Repealed: WAC 192-16-009
- Amended: 
- Suspended: 

**Statutory authority for adoption:** RCW 50.12.010, RCW 50.12.040, RCW 50.20.010

**Other authority:**

**PERMANENT RULE ONLY (Including Expedited Rule Making)**

Adopted under notice filed as WSR ______ on ______ (date).

Describe any changes other than editing from proposed to adopted version:

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 ______

**EMERGENCY RULE ONLY**

Under RCW 34.05.350 the agency for good cause finds:

☒ That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

☐ That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: The Court's ruling was effective immediately. The department's existing regulations were adopted with the understanding that the 11 reasons for quitting work enumerated in RCW 50.20.050(2)(b) was an exclusive list. An emergency rule was filed in July to implement the Court's decision; a second emergency rule is needed pending adoption of the final rule. A Proposed Rule Making (CR-102) order has been filed as required by RCW 34.05.350(2).

**Date adopted:**

**CODE REVISER USE ONLY**

**NAME (TYPE OR PRINT)**

Paul Trause

**SIGNATURE**

**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>
</tr>
</thead>
<tbody>
<tr>
<td>Federal statute:</td>
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<td>Federal rules or standards:</td>
<td></td>
<td></td>
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<tr>
<td>Recently enacted state statutes:</td>
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</tbody>
</table>

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

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</table>

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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</thead>
</table>

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

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

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<tbody>
<tr>
<td>Negotiated rule making:</td>
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<tr>
<td>Pilot rule making:</td>
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<tr>
<td>Other alternative rule making:</td>
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