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HOUSE BILL 1744

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State of Washington

52nd Legislature

1991 Regular Session

By Representatives Heavey, Spanel, Miller, Prentice, Jacobsen, Cole, Ludwig, R. King, O'Brien, May, Anderson, H. Sommers, Winsley and Jones.

Read first time February 7, 1991. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to the definition of reasonable assurance for  
2 unemployment insurance; amending RCW 50.44.053; and creating a new  
3 section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 50.44.053 and 1985 ex.s. c 5 s 9 are each amended to  
6 read as follows:

7 The term "reasonable assurance," as used in RCW 50.44.050, means a  
8 written, verbal, or implied agreement that the employee will perform  
9 services in the same capacity during the ensuing academic year or term  
10 as in the first academic year or term. A person shall not be deemed to  
11 be performing services "in the same capacity" unless those services are  
12 rendered under the same terms or conditions of employment in the  
13 ensuing year as in the first academic year or term. An offer of  
14 employment that is contingent on funding, enrollment, or program  
15 changes does not constitute a reasonable assurance of employment.

1        NEW SECTION.    **Sec. 2.**        If any part of this act is found to be  
2 in conflict with federal requirements which are a prescribed condition  
3 to the allocation of federal funds to the state or the eligibility of  
4 employers in this state for federal unemployment tax credits, the  
5 conflicting part of this act is hereby declared to be inoperative  
6 solely to the extent of the conflict, and such finding or determination  
7 shall not affect the operation of the remainder of this act. The rules  
8 under this act shall meet federal requirements which are a necessary  
9 condition to the receipt of federal funds by the state or the granting  
10 of federal unemployment tax credits to employers in this state.