

1 1248 AMS .... S4707.1

2 **HB 1248** - S AMD 715  
3 By Senator Honeyford

4 NOT ADOPTED 03/05/02

5 Strike everything after the enacting clause and insert the  
6 following:

7 NEW SECTION. **Sec. 1.** There is established in the employment  
8 security department the domestic violence unemployment insurance  
9 special benefits program. The commissioner shall administer the  
10 program using the funds appropriated by the legislature for this act.  
11 The expenses incurred by the commissioner in carrying out the  
12 provisions of this chapter shall be paid entirely out of the funds  
13 appropriated by the legislature for this act.

14 NEW SECTION. **Sec. 2.** In order to be eligible for benefits under  
15 the domestic violence unemployment insurance special benefits program,  
16 an applicant must have been a victim of domestic violence, as defined  
17 in RCW 26.50.010, or stalking, as defined in RCW 9A.46.110, within two  
18 years prior to the date of application for benefits, and must show that  
19 he or she is seeking safety or relief from the domestic violence by:

20 (1) Relocating to a residence that is separate from the  
21 perpetrator; and

22 (2) Filing a police report or obtaining a restraining order against  
23 the perpetrator.

24 NEW SECTION. **Sec. 3.** In addition to the requirements of section  
25 2 of this act, in order to be eligible for benefits under the domestic  
26 violence unemployment insurance special benefits program, an applicant  
27 must either be unemployed based on a necessity to protect the applicant  
28 or the applicant's immediate family members from domestic violence, as  
29 defined in RCW 26.50.010, and have been denied unemployment insurance  
30 benefits under chapter 50.20 RCW.

31 NEW SECTION. **Sec. 4.** To the extent that funds are available, if  
32 a person establishes eligibility under section 3 of this act, the  
33 commissioner shall provide unemployment insurance special benefits in

1 the form of a weekly wage subsidy to the person beginning with the  
2 calendar week in which application was made for unemployment insurance  
3 benefits. The weekly wage subsidy will be an amount equal to the  
4 weekly benefit amount the applicant would have received if benefits had  
5 not been denied under chapter 50.20 RCW. However, the duration and  
6 amount of the weekly wage subsidy received by the applicant may not  
7 exceed the maximum unemployment insurance benefit amount established in  
8 RCW 50.20.120.

9 NEW SECTION. **Sec. 5.** (1) The department shall provide information  
10 to applicants for unemployment insurance special benefits regarding  
11 local services provided under chapter 70.123 RCW and the availability  
12 of orders of protection under chapter 26.50 RCW.

13 (2) Weekly wage subsidies are not unemployment insurance benefits  
14 under Title 50 RCW and the issuance of wage subsidies shall not affect  
15 an employer's payment contribution determined under chapter 50.24 RCW,  
16 or an employer's experience rating determined under chapter 50.29 RCW.

17 (3) Information or records concerning an individual receiving or  
18 applying for a weekly wage subsidy under this program shall be subject  
19 to chapter 50.13 RCW and shall not be subject to discovery in any  
20 judicial proceeding unless the requirements of RCW 70.123.075 are  
21 satisfied.

22 NEW SECTION. **Sec. 6.** The sum of one hundred fifty thousand  
23 dollars, or as much thereof as may be necessary, is appropriated from  
24 the health services account to the employment security department for  
25 the fiscal year ending June 30, 2003, to carry out the purposes of this  
26 act.

27 NEW SECTION. **Sec. 7.** Sections 1 through 5 of this act constitute  
28 a new chapter in Title 50 RCW."

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4 On page 1, line 2 of the title, after "benefits;" strike the  
5 remainder of the title and insert "adding a new chapter to Title 50  
6 RCW; and making an appropriation."

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