

HB 2578 - S COMM AMD

By Committee on Commerce & Labor

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 50.20.240 and 2006 c 13 s 16 are each amended to  
4 read as follows:

5 (1)(a) To ensure that following the initial application for  
6 benefits, an individual is actively engaged in searching for work,  
7 the employment security department shall implement a job search  
8 monitoring program. Effective January 4, 2004, the department shall  
9 contract with employment security agencies in other states to ensure  
10 that individuals residing in those states and receiving benefits  
11 under this title are actively engaged in searching for work in  
12 accordance with the requirements of this section. The department may  
13 use interactive voice technology and other electronic means to ensure  
14 that individuals are subject to comparable job search monitoring,  
15 regardless of whether they reside in Washington or elsewhere.

16 (b)(i) Except for those individuals with employer attachment or  
17 union referral, individuals who qualify for unemployment compensation  
18 under RCW 50.20.050 (1)(b)(iv) or (2)(b)(iv), as applicable, and  
19 individuals in commissioner-approved training, an individual (~~who~~  
20 ~~has received five or more weeks of benefits under this title~~),  
21 regardless of whether the individual resides in Washington or  
22 elsewhere, must provide evidence of seeking work, as directed by the  
23 commissioner or the commissioner's agents, for each week (~~beyond~~  
24 ~~five~~) in which a claim is filed. (~~With regard to claims with an~~  
25 ~~effective date before January 4, 2004, the evidence must demonstrate~~  
26 ~~contacts with at least three employers per week or documented in-~~  
27 ~~person job search activity at the local reemployment center. With~~  
28 ~~regard to claims with an effective date on or after January 4,~~  
29 ~~2004,~~)

30 (ii) The evidence must ~~((demonstrate))~~ document at least three  
31 instances per week of any combination of the following:

1       (A) Contacts with ((at least three)) employers ((per week or  
2 documented));

3       (B) Approved in-person job search activities at the local  
4 reemployment center ((at least three times per week));

5       (C) Approved in-person activities with a career counselor at an  
6 accredited institution of higher education; or

7       (D) Job search activity by other methods as defined in rule.

8       (c) In developing the requirements for the job search monitoring  
9 program, the commissioner or the commissioner's agents shall utilize  
10 an existing advisory committee having equal representation of  
11 employers and workers.

12       (2) ((Effective January 4, 2004,)) An individual who fails to  
13 comply fully with the requirements for actively seeking work under  
14 RCW 50.20.010 shall lose all benefits for all weeks during which the  
15 individual was not in compliance, and the individual shall be liable  
16 for repayment of all such benefits under RCW 50.20.190.

17       NEW SECTION. Sec. 2. If any provision of this act or its  
18 application to any person or circumstance is held invalid, the  
19 remainder of the act or the application of the provision to other  
20 persons or circumstances is not affected.

21       NEW SECTION. Sec. 3. If any part of this act is found to be in  
22 conflict with federal requirements that are a prescribed condition to  
23 the allocation of federal funds to the state or the eligibility of  
24 employers in this state for federal unemployment tax credits, the  
25 conflicting part of this act is inoperative solely to the extent of  
26 the conflict, and such finding or determination does not affect the  
27 operation of the remainder of this act. Rules adopted under this act  
28 must meet federal requirements that are a necessary condition to the  
29 receipt of federal funds by the state or the granting of federal  
30 unemployment tax credits to employers in this state.

31       NEW SECTION. Sec. 4. This act takes effect July 3, 2016."

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1        On page 1, line 2 of the title, after "claimants;" strike the  
2 remainder of the title and insert "amending RCW 50.20.240; creating a  
3 new section; and providing an effective date."

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