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SENATE BILL 6226

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State of Washington

56th Legislature

2000 Regular Session

By Senators Morton, Hochstatter and Oke

Read first time 01/11/2000. Referred to Committee on Labor & Workforce Development.

1 AN ACT Relating to unemployment compensation and disqualification  
2 for refusing to take or failing a substance abuse test; amending RCW  
3 50.20.080; adding a new section to chapter 50.20 RCW; creating a new  
4 section; and providing an effective date.

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

6 **Sec. 1.** RCW 50.20.080 and 1993 c 483 s 10 are each amended to read  
7 as follows:

8 (1) An individual is disqualified for benefits, if the commissioner  
9 finds that the individual has failed without good cause, either to  
10 apply for available, suitable work when so directed by the employment  
11 office or the commissioner, or to accept suitable work when offered the  
12 individual, or to return to his or her customary self-employment (if  
13 any) when so directed by the commissioner.

14 (2) If an individual is offered suitable work contingent upon  
15 taking or passing a qualifying test or physical examination and the  
16 individual refuses to take or fails the test or examination, the offer  
17 of work will not be considered an offer under this section. However,  
18 an offer of suitable work contingent upon taking or passing a substance

1 abuse test conducted in accordance with chapter 49.82 RCW will be  
2 considered an offer under this section.

3 (3) Such disqualification shall begin with the week of the refusal  
4 and thereafter for five calendar weeks and continue until the  
5 individual has obtained work and earned wages therefor of not less than  
6 five times his or her suspended weekly benefit amount.

7 NEW SECTION. Sec. 2. A new section is added to chapter 50.20 RCW  
8 to read as follows:

9 The commissioner may adopt rules as necessary to implement this  
10 act.

11 NEW SECTION. Sec. 3. If any part of this act is found to be in  
12 conflict with federal requirements that are a prescribed condition to  
13 the allocation of federal funds to the state or the eligibility of  
14 employers in this state for federal unemployment tax credits, the  
15 conflicting part of this act is inoperative solely to the extent of the  
16 conflict, and the finding or determination does not affect the  
17 operation of the remainder of this act. Rules adopted under this act  
18 must meet federal requirements that are a necessary condition to the  
19 receipt of federal funds by the state or the granting of federal  
20 unemployment tax credits to employers in this state.

21 NEW SECTION. Sec. 4. This act takes effect July 2, 2000, and  
22 applies to new claims filed after July 1, 2000.

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