

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1493

Chapter 82, Laws of 2021

67th Legislature
2021 Regular Session

UNEMPLOYMENT INSURANCE—JOB SEARCH MONITORING

EFFECTIVE DATE: April 16, 2021

Passed by the House February 24, 2021
Yeas 93 Nays 3

LAURIE JINKINS

**Speaker of the House of
Representatives**

Passed by the Senate April 5, 2021
Yeas 33 Nays 15

DENNY HECK

President of the Senate

Approved April 16, 2021 10:37 AM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1493** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

April 16, 2021

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1493

Passed Legislature - 2021 Regular Session

State of Washington 67th Legislature 2021 Regular Session

By House Labor & Workplace Standards (originally sponsored by Representatives Sells, Berry, Pollet, and Ormsby)

READ FIRST TIME 02/15/21.

1 AN ACT Relating to job search monitoring; amending RCW 50.20.240;
2 creating new sections; and declaring an emergency.

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

4 **Sec. 1.** RCW 50.20.240 and 2019 c 50 s 3 are each amended to read
5 as follows:

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

18 (b) Except for those individuals with employer attachment or
19 union referral, individuals complying with an electrical
20 apprenticeship training program that includes a recognized referral
21 system under apprenticeship program standards approved by the

1 Washington state apprenticeship and training council, individuals who
2 qualify for unemployment compensation under RCW 50.20.050 (1)(b)(iv)
3 or (2)(b)(iv), as applicable, and individuals in commissioner-
4 approved training, an individual who has received five or more weeks
5 of benefits under this title, regardless of whether the individual
6 resides in Washington or elsewhere, must provide evidence of seeking
7 work, as directed by the commissioner or the commissioner's agents,
8 for each week beyond five in which a claim is filed. ((The))

9 (i) Until December 31, 2023, the evidence must demonstrate
10 contacts with at least three employers per week or documented in-
11 person job search activities at the local reemployment center at
12 least three times per week, or as otherwise directed by the
13 employment security department to meet the intent of rigorous
14 reemployment efforts.

15 (ii) On or after January 1, 2024, the evidence must demonstrate
16 contacts with at least three employers per week or documented job
17 search activities with the local reemployment center at least three
18 times per week.

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

23 (2) An individual who fails to comply fully with the requirements
24 for actively seeking work under RCW 50.20.010 shall lose all benefits
25 for all weeks during which the individual was not in compliance, and
26 the individual shall be liable for repayment of all such benefits
27 under RCW 50.20.190.

28 NEW SECTION. Sec. 2. By December 1, 2022, and in compliance
29 with RCW 43.01.036, the employment security department must submit a
30 report to the legislature that details the impacts of any
31 flexibilities utilized in claimant job search methods, monitoring,
32 and outcomes.

33 NEW SECTION. Sec. 3. If any provision of this act or its
34 application to any person or circumstance is held invalid, the
35 remainder of the act or the application of the provision to other
36 persons or circumstances is not affected.

1 NEW SECTION. **Sec. 4.** If any part of this act is found to be in
2 conflict with federal requirements that are a prescribed condition to
3 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 inoperative solely to the extent of
6 the conflict, and the finding or determination does not affect the
7 operation of the remainder of this act. Rules adopted under this act
8 must meet federal requirements that are a necessary condition to the
9 receipt of federal funds by the state or the granting of federal
10 unemployment tax credits to employers in this state.

11 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
12 preservation of the public peace, health, or safety, or support of
13 the state government and its existing public institutions, and takes
14 effect immediately.

Passed by the House February 24, 2021.
Passed by the Senate April 5, 2021.
Approved by the Governor April 16, 2021.
Filed in Office of Secretary of State April 16, 2021.

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