CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1901**

68th Legislature

2024 Regular Session

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| Passed by the House February 9, 2024Yeas 97 Nays 0**Speaker of the House of Representatives**Passed by the Senate February 28, 2024Yeas 49 Nays 0**President of the Senate** | CERTIFICATEI, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1901** as passed by the House of Representatives and the Senate on the dates hereon set forth.Chief Clerk |
| Approved  |  |
| **Governor of the State of Washington** | **Secretary of State** **State of Washington** |

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**HOUSE BILL 1901**

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Passed Legislature - 2024 Regular Session

**State of Washington 68th Legislature 2024 Regular Session**

**By** Representatives Springer, Schmidt, Berry, Ormsby, and Reeves; by request of Employment Security Department

AN ACT Relating to removing the sunset on changes to the unemployment insurance voluntary contribution program; and amending RCW 50.29.026.

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

**Sec.**  RCW 50.29.026 and 2021 c 2 s 18 are each amended to read as follows:

(1) ((~~Except as provided in subsection (3) of this section, a~~)) A qualified employer's contribution rate or array calculation factor rate determined under RCW 50.29.025 may be modified as follows:

(a) Subject to the limitations of this subsection, an employer may make a voluntary contribution of an amount equal to part or all of the benefits charged to the employer's account during the two years most recently ended on June 30th that were used for the purpose of computing the employer's contribution rate or array calculation factor rate. On receiving timely payment of a voluntary contribution, ((~~plus a surcharge of ten percent of the amount of the voluntary contribution,~~)) the commissioner shall cancel the benefits equal to the amount of the voluntary contribution((~~, excluding the surcharge,~~)) and compute a new benefit ratio for the employer. The employer shall then be assigned the contribution rate ((~~applicable for rate years beginning before January 1, 2005,~~)) or array calculation factor rate applicable for rate years beginning on or after January 1, 2005, applicable to the rate class within which the recomputed benefit ratio is included. The minimum amount of a voluntary contribution((~~, excluding the surcharge,~~)) must be an amount that will result in a recomputed benefit ratio that is in a rate class at least ((~~four~~)) two rate classes lower than the rate class that included the employer's original benefit ratio.

(b) Payment of a voluntary contribution is considered timely if received by the department during the period beginning on the date of mailing to the employer the notice of contribution rate required under this title for the rate year for which the employer is seeking a modification of the employer's rate and ending on ((~~February 15th~~)) March 31st of that rate year.

(c) A benefit ratio may not be recomputed nor a rate be reduced under this section as a result of a voluntary contribution received after the payment period prescribed in (b) of this subsection.

(2) ((~~Except as provided in subsection (3) of this section, this~~)) This section does not apply to any employer who has not had an increase of at least ((~~twelve~~)) eight rate classes from the previous tax rate year.

((~~(3) From February 8, 2021, and until May 31, 2026, the following applies:~~

~~(a) The surcharge in subsection (1)(a) of this section will not be charged or used in the calculations;~~

~~(b) The ending payment date in subsection (1)(b) of this section is March 31st;~~

~~(c) The minimum amount of a voluntary contribution must be an amount that will result in a recomputed benefit ratio that is in a rate class at least two rate classes lower than the rate class that included the employer's original benefit ratio; and~~

~~(d) This section does not apply to any employer who has not had an increase of at least eight rate classes from the previous tax rate year.~~))

**--- END ---**