

WAC 137-78-020 Eligibility. Employees who apply to the department may be eligible for assault benefits if the department finds that each of the following has occurred:

(1) An offender has assaulted the employee and as a result thereof the employee has sustained injuries which have required the employee to miss one or more days of work;

(2) The assault is not attributable to any extent to the employee's negligence, misconduct, or failure to comply with any rules or conditions of employment;

(3) The assault occurred while the employee was in the performance of his/her official duties; and

(4) The employee has made application for compensation under Title 51 RCW and the claim has been approved for an injury related to the assault.

[Statutory Authority: RCW 72.01.090. WSR 09-15-198, § 137-78-020, filed 7/22/09, effective 8/22/09. Statutory Authority: RCW 72.13.170. WSR 89-15-059 (Order 89-05), § 137-78-020, filed 7/19/89, effective 8/19/89.]