

## WSR 24-11-048

## PERMANENT RULES

## EMPLOYMENT SECURITY DEPARTMENT

[Filed May 10, 2024, 8:54 a.m., effective June 10, 2024]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The purpose of this rule making is to amend WAC 192-220-070 to remove a cross-reference to RCW 50.12.070 (2)(c). In 2013, the legislature amended RCW 50.12.070, and subsection (2)(c) was removed from the statute. The substance of RCW 50.12.070 (2)(c) was moved to subsection (2)(b). Thus, the cross-reference in WAC 192-220-070 will be updated to reference RCW 50.12.070 (2)(b).

Citation of Rules Affected by this Order: Amending WAC 192-220-070.

Statutory Authority for Adoption: RCW 50.12.010, 50.12.040, 50.12.070.

Adopted under notice filed as WSR 24-04-063 on February 1, 2024.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: May 10, 2024.

Joy Adams, Director  
Employment Security Policy and Integrity Division

**OTS-5081.1**

AMENDATORY SECTION (Amending WSR 07-23-128, filed 11/21/07, effective 1/1/08)

**WAC 192-220-070 Overpayments under RCW 50.12.070 (2) (~~(e)~~) (b).** You are not required to repay benefits improperly paid to you because an employer failed to correctly report your wages or hours and a later correction results in a lower benefit amount or your claim becomes invalid. However, you remain liable for any overpayment assessment resulting from an eligibility decision issued before your claim became invalid that has become final.