



RULE-MAKING ORDER EMERGENCY RULE ONLY

**CR-103E (October 2017)
(Implements RCW 34.05.350
and 34.05.360)**

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 23, 2020

TIME: 1:16 PM

WSR 20-14-028

Agency: Department of Retirement Systems

Effective date of rule:

Emergency Rules

- Immediately upon filing.
 Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose: To comply with state and federal laws related to the Shared Work program and state agencies' ability to qualify for participation in this federal program.

Citation of rules affected by this order:

New: WAC 415-02-170 Will a furlough or temporary layoff from my public employment affect my retirement benefit?
Repealed:
Amended:
Suspended:

Statutory authority for adoption: RCW 41.50.050

Other authority:

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
 That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: In accordance with Governor Inslee's Directive 20-08 regarding Furloughs and General Wage Increases, the Department of Retirement Systems must engage in emergency rule making to comply with requirements in the Shared Work Compensation Plan program and RCW 50.60.030.

This rule is necessary to comply with state and federal laws related to the Shared Work program and state agencies' ability to qualify for participation in this federal program. This rule is necessary for the general welfare of the state and for the receipt of federal funds.

The Governor has directed agencies to take action no later than June 28, 2020, therefore observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	<u>1</u>	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	<u>1</u>	Amended	___	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>1</u>	Amended	___	Repealed	___
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The number of sections adopted using:

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date: June 23, 2020

Name: Tracy Guerin

Title: Director

Signature:



NEW SECTION

WAC 415-02-170 Will a furlough or temporary layoff from my public employment affect my retirement benefit? If your employer participates in the shared work program during the period of time you were furloughed or temporarily laid off, you will receive the same retirement benefit as if your hours had not been reduced. Participation in the shared work program under chapter 50.60 RCW will not impact, in any manner, the retirement benefits of any member of a plan administered by the department of retirement systems. This does not apply to members whose employer does not participate in the shared work program.