



STATE OF WASHINGTON

OFFICE OF FINANCIAL MANAGEMENT

Insurance Building, PO Box 43113 • Olympia, Washington 98504-3113 • (360) 902-0555

March 31, 2020

TO: Jennifer Meas, Editor
Washington State Register

FROM: Roselyn Marcus 
Assistant Director of Legal and Legislative Affairs
Office of Financial Management

SUBJECT: Request to Rescind Emergency Rule Making WSR 20-07-051

The Office of Financial Management requests to rescind two emergency rules filed on OTS 2120.1, WSR 20-07-051 on March 11, 2020. The purpose of OFMs request to rescind WAC 357-31-265 and WAC 357-31-327 as follows:

WAC 357-31-265, What is the effect of suspended operations on employees who are not required to work during the closure? The emergency rule was written to apply to both general government and higher education institutions however, the effect of suspended operations should only apply to general government employers. A new emergency rule will be filed to supersede the emergency rule that was filed on March 11, 2020.

WAC 357-31-327, When must an employer grant leave without pay? This emergency rule was written to require an employer to grant leave without pay when an employee requests to be on leave without pay due to the novel coronavirus 2019 (COVID-19) to protect themselves, a family member or a household member. Employers must have the option to deny an employee's request for leave without pay if the employee is needed to provide essential services because the employee is a health care provider, an emergency responder or otherwise necessary to maintain public safety. A new emergency rule will be filed to amend WAC 357-31-330, For what reasons **may** an employer grant leave without pay.

Should you have any questions regarding this matter, please contact Brandy Chinn (360) 407-4141.

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: March 25, 2020

TIME: 1:27 PM

WSR 20-08-051