Chapter 192-130 WAC
EMPLOYER NOTICES

WAC
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WAC 192-130-050 Notice of filing of application—
RCW 50.20.150. Whenever an individual files an initial
application for unemployment benefits, or reopens a claim
after subsequent employment, a notice will be sent to the
applicant's most recent employer as stated by the applicant.
Any employer who receives such a notice and has information
which might make the applicant ineligible for benefits
must report this information to the department as indicated on
the notice. The information must be reported within five
working days, plus reasonable mailing time, if any, beginning
on the date the notice was sent. If the employer does not reply
within this time frame, the department may allow benefits to
the individual, if he or she is otherwise eligible.

[Statutory Authority: RCW 50.12.010 and 50.12.040. WSR 17-04-090, §
192-130-050, filed 1/31/17, effective 3/3/17; WSR 16-21-013, § 192-130-
050, filed 10/7/16, effective 11/14/16; WSR 14-04-074, § 192-130-050, filed
1/30/14, effective 2/2/14; WSR 98-14-068, § 192-130-050, filed 6/30/98,
effective 7/31/98.]

WAC 192-130-060 Notice to employer. (1) Whenever
an individual files an initial application for unemployment
benefits, a notice will be sent to:

(a) The claimant's last employer, and

(b) Any prior employer where it has been less than ten
weeks since the job separation or the individual has not
earned at least ten times his or her weekly benefit amount
since the job separation.

(2) Whenever an individual files an initial application for
unemployment benefits and a benefit year is established, the
department will send a notice to all base year employers. This
notice to base year employers will include information on
wages reported and benefit charging related information and
will request an employer response if the wage information is
incorrect or if the employer wishes to request relief of benefit
charging.

(3) Whenever an individual files an initial application for
unemployment benefits, the department will send a notice to
any separating employer as provided in WAC 192-320-075.
This notice will include information that the employer may
be liable for all benefits paid on the claim as provided in
RCW 50.29.021 (2)(c).

(4) Whenever an individual files an additional claim for
benefits (reopens an existing claim after subsequent
employment), the department will send a notice to the last employer
reported by the claimant and to any prior employer from
whom the claimant has a potentially disqualifying separation
who has not previously been notified.

[Statutory Authority: RCW 50.12.010 and 50.12.040. WSR 16-21-013, §
192-130-060, filed 10/7/16, effective 11/14/16. Statutory Authority: RCW
50.12.010, 50.12.040, and 50.20.010. WSR 14-04-074, § 192-130-060, filed
5/12/10, effective 6/12/10. Statutory Authority: RCW 50.12.010, 50.12.040,
50.12.042. WSR 05-01-076, § 192-130-060, filed 12/9/04, effective 1/9/05.]

WAC 192-130-065 Sending the notice to employer.
The department will send notices to employers required by
RCW 50.20.150 and WAC 192-130-060 as follows:

(1) The department will send the notice to the last
employer of the claimant in the following order:

(a) If the employer requests that the department send cor-
respondence related to unemployment benefits to a specific
address, the department will send a notice to the last
employer directly to that address;
or

(b) If the employer has notified the department that the
employer is represented for unemployment insurance pur-
poses by an employer representative or cost control firm, the
department will send a notice to the last employer directly to
that firm; or

(c) If an employer has provided the department with an
address for tax purposes, the department will send a notice to
the last employer directly to that address;
or

(d) If the employer has not provided the department with
an address, the department will send a notice to the last
employer to the address provided by the claimant.

(2) The department will send a notice to any base year
employer who has reported wages to the department to the
address provided by the employer for tax purposes.

(3) A notice to any other employer from whom the
claimant has a potentially disqualifying separation (without
sufficient subsequent employment to purge a separation dis-
qualification) will be sent in the order specified in subsection
(1) of this section.

[Statutory Authority: RCW 50.12.010 and 50.12.040. WSR 16-21-013, §
192-130-065, filed 10/7/16, effective 11/14/16; WSR 14-04-074, § 192-130-
065, filed 1/30/14, effective 3/2/14. Statutory Authority: RCW 50.12.010,
50.12.040, and 50.20.010. WSR 10-11-046, § 192-130-065, filed 5/12/10,
effective 6/12/10. Statutory Authority: RCW 50.12.010, 50.12.040, 50.12-
042. WSR 05-01-076, § 192-130-065, filed 12/9/04, effective 1/9/05.]

WAC 192-130-070 Sending eligibility determina-
tions—RCW 50.20.180. (1) The department will send an eli-
ghiblity decision based on a job separation issue to the follow-
ing:

(a) The last employer, if the claimant was separated from
employment for reasons other than lack of work;

(b) A previous employer from whom the claimant has a
potentially disqualifying separation as provided in WAC
192-130-060 if the claimant was separated from employment
for reasons other than lack of work;

(c) To any employer since the beginning of the claim-
ant's base year who provides information that the claimant
was discharged for gross misconduct connected with the work.

(1/31/17)
(2) The department will send an eligibility decision based on an issue other than a separation from employment to an employer if the employer provides relevant information about the claimant's eligibility for a specific week.


WAC 192-130-080 Procedure—Separation issues.

(1) The department will not make a decision on a separation issue (RCW 50.20.050 or 50.20.066) until both the employer and the claimant have had an opportunity to present information and rebuttal, if necessary and appropriate, about the separation.

(2) If an employer does not respond to the notice within five working days, plus reasonable mailing time, if any, as required by WAC 192-130-060, the department may make a decision at that time based on available information.

(3) If the employer sends separation information to the department after the end of the response period, but before the decision has been made, the department will consider that information before making a decision.

(4) If the employer sends separation information to the department within thirty days after a decision has been sent, the department will consider that information for the purposes of a redetermination under RCW 50.20.160 or as an appeal of the decision.

(5) Any information received within thirty days of the date the notice required by WAC 192-130-060 was sent will be considered a request for relief of benefit charges under RCW 50.29.021.