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HOUSE BILL 1025

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State of Washington

69th Legislature

2025 Regular Session

By Representatives Abbarno and Schmick

Prefiled 12/10/24.

1 AN ACT Relating to reopening the exemption from the long-term  
2 services and supports trust program for employees who have purchased  
3 long-term care insurance; and amending RCW 50B.04.085.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 50B.04.085 and 2021 c 113 s 5 are each amended to  
6 read as follows:

7 (1) An employee who attests that the employee has long-term care  
8 insurance purchased before November 1, (~~(2021)~~) 2027, may apply for  
9 an exemption from the premium assessment under RCW 50B.04.080. An  
10 exempt employee may not become a qualified individual or eligible  
11 beneficiary and is permanently ineligible for coverage under this  
12 title.

13 (2)(a) The employment security department must accept  
14 applications for exemptions only from October 1, 2021, through  
15 December 31, (~~(2022)~~) 2028.

16 (b) Only employees who are (~~(eighteen)~~) 18 years of age or older  
17 may apply for an exemption.

18 (3) The employment security department is not required to verify  
19 the attestation of an employee that the employee has long-term care  
20 insurance.

1 (4) Approved exemptions will take effect on the first day of the  
2 quarter immediately following the approval of the exemption.

3 (5) Exempt employees are not entitled to a refund of any premium  
4 deductions made before the effective date of an approved exemption.

5 (6) An exempt employee must provide written notification to all  
6 current and future employers of an approved exemption.

7 (7) If an exempt employee fails to notify an employer of an  
8 exemption, the exempt employee is not entitled to a refund of any  
9 premium deductions made before notification is provided.

10 (8) Employers must not deduct premiums after being notified by an  
11 employee of an approved exemption.

12 (a) Employers must retain written notifications of exemptions  
13 received from employees.

14 (b) An employer who deducts premiums after being notified by the  
15 employee of an exemption is solely responsible for refunding to the  
16 employee any premiums deducted after the notification.

17 (c) The employer is not entitled to a refund from the employment  
18 security department for any premiums remitted to the employment  
19 security department that were deducted from exempt employees.

20 (9) The department must adopt rules necessary to implement and  
21 administer the activities specified in this section related to the  
22 program, including rules on the submission and processing of  
23 applications under this section.

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