



Parents' Guide

to Paid Family and Medical Leave

Paid time off when you need it most.
Here for you, starting January 2020.

What you need to know

Am I eligible?

Paid Family and Medical Leave is available to almost everyone working in Washington. To be eligible you:

1. Have worked 820 hours (about 16 hours a week) in Washington during the qualifying period, which is about the last year.
2. Experienced a qualifying event.

How much time do I get?

- All parents can receive up to 12 weeks of bonding leave in the first year after your child's birth or placement.
- If you give birth you can be eligible for up to 16 weeks of combined medical and family leave.
- Up to 18 weeks is available if you experience a complication in pregnancy that results in incapacity, like being put on bedrest due to a serious health condition.

What benefit do I receive?

You may receive up to 90 percent of your average weekly wage, depending on your income. The amount is capped at \$1,000 per week. A benefit calculator will be available on our website by January 2020.

How do I apply?

You apply for leave with the Employment Security Department after Jan. 1, 2020. You do need to notify your employer at least 30 days in advance of planned leave. If a birth came early or you developed a pregnancy complication, notify your employer(s) as soon as you are able.

Do I have to use other leave first?

Taking Paid Family and Medical Leave is entirely up to you. There is no requirement to use Paid Family and Medical Leave before other paid time off you might have, like paid sick days or vacation leave.

A new child came into my family in 2019, can I apply?

Yes! You have 12 months from the date of your child's birth, adoption or placement to take your paid leave, even if it happened in 2019.

Your child was

Adopted Feb. 1, 2019

You can take leave Jan. 1 – Jan. 31, 2020.

Placed May 25, 2019

You can take your full 12 weeks of leave any time before May 25, 2020.

Born Dec. 22, 2019

You can first take up to four weeks of medical leave (with healthcare provider certification), and then take your 12 weeks of bonding leave.

Qualifying events

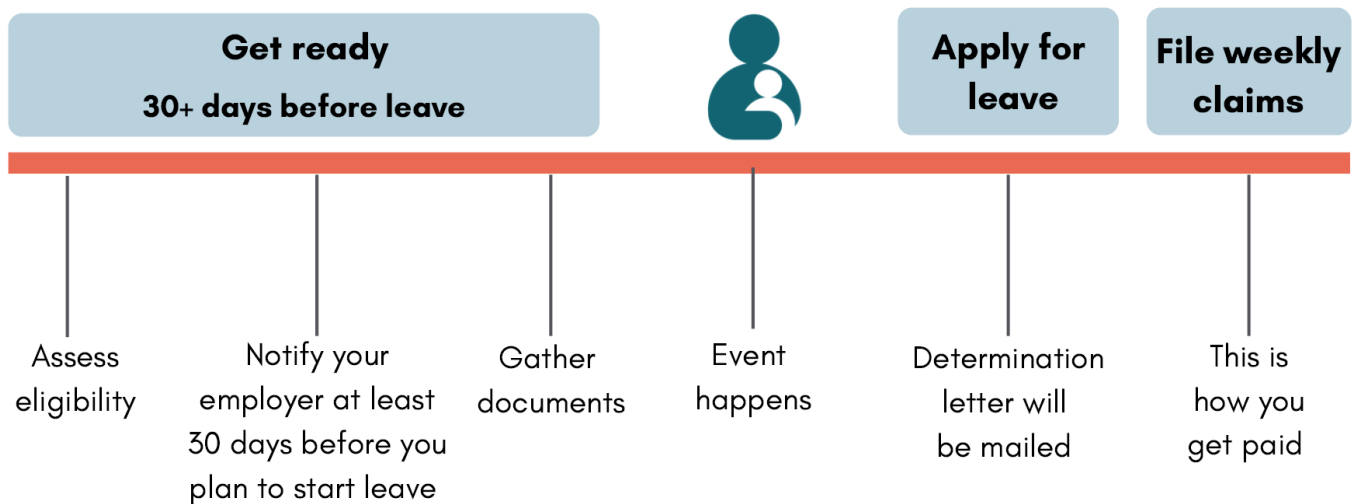
Family leave

- Bonding with a new child coming into your family through birth, adoption or foster placement.
- Caring for a family member with a serious health condition or injury.
- Certain events for military families.

Medical leave (for yourself)

- Recovery from your own serious health condition or injury

Application process



Get ready to apply

Assess eligibility.

Use the questionnaire on page 6.

Provide written notice to your employer at least 30 days before you plan to start leave. If a birth came early or you develop a pregnancy complication, provide written notice as soon as you are able.

Notice can be provided in various ways, including text or email. You can also download a template notification on our website www.paidleave.wa.gov/2019. It is always a good idea to retain a copy for your records.

Get your documents ready

- Proof of ID, including a driver's license, passport or utility and phone bills (a complete list of documents is available at www.paidleave.wa.gov/2019).
- Certification of a Serious Health Condition (for example, if you are taking medical leave before you take bonding leave to recover from childbirth or pregnancy-related complications).

Apply for leave after your child is born or placed.

You do not need to provide documentation to prove birth, adoption or placement to be approved for bonding leave. We may ask for it if we have a question about your application.

Video tutorials and instructions will be posted to our website before applications become available in January 2020.

Apply for leave

After January 1, 2020, you can apply. Here is what you will do:

Create account(s)

- Go to www.paidleave.wa.gov. From our website you will be directed to the state's log-in service, SecureAccess Washington (www.secureaccess.wa.gov). Use an existing SAW login or create a new one. (Not sure if you have a SAW login? Click the "Get Help" button on the SAW homepage to find out.)
- You will then create a Paid Family and Medical Leave account.

Fill in the application

- Be sure to upload your proof of ID document(s) and Certification of Serious Health Condition, if applicable, to complete the application.
- Please note: Your employer will also be notified by mail when you apply. They will have 18 days to contest your application if they feel you are not eligible for the program.

Upload documents

- Proof of ID documents
- Certification of a Serious Health Condition (if applicable)

Get your determination

- Once your application is submitted and you've provided the necessary documents, we will review your application and then mail you a determination letter at the mailing address you gave us.
 - If approved, this letter will provide a maximum weekly benefit amount you may receive and confirm the dates of your approved leave and claim year.
 - We may contact you if we have questions about your application.

What is in the application?

- Basic information about yourself (full name, date of birth, address, contact information, Social Security Number or Individual Taxpayer Identification Number).
- Verification of your employment history.
- The date you notified your employer about your planned leave.
- What type of leave you're taking (family or medical).

Important tip!

Doublecheck your name and your SSN/ITIN before finalizing your account creation and application.

Can't apply online? You can also apply on paper via postal mail. Request an application from our Customer Care Team after Jan. 1, 2020.

File a weekly claim

- Weekly claims are how you receive your pay. After you receive your determination letter in the mail and have been approved you can begin filing weekly claims.
- You can file these online or by calling each week. You may go up to four weeks without filing and receive those payments retroactively.
 - Each week, we will ask you if anything has changed about the length of leave or your qualifying event, and if you worked during the past week.
 - If you worked or claimed other benefits, like employer provided paid time off, we may prorate your payment that week.
- If you apply online you can choose to be paid via direct deposit or a prepaid debit card. If you apply on paper, you can only receive a prepaid debit card at this time.

Providing complete and accurate information will help us process your application and weekly claims faster.

More to know

All parents are eligible! Moms, dads, non-birth parents and guardians are eligible for paid family leave to bond with a child coming into their home through birth, adoption or foster placement.

Parents and guardians do not have to take leave at the same time, and leave does not need to be taken all at once (you can take a minimum of eight consecutive hours per week). For example: a non-birth parent may want to take four weeks off right after a child is born, and then use the remaining eight weeks after the birth parent returns to work.

Parental leave can be taken anytime in the first year after a child's birth, adoption or placement. Are you a foster or adoptive parent to an older kid? Bonding leave applies to any children under the age of 18.

You may be eligible for job protection. If you work for a company that employs more than 50 people in Washington, you have worked there for at least a year and for a total of 1,250 hours in the past year for that employer (about 24 hours per week), you are likely eligible for job protection.

**It's yours –
you've earned it.**

Even if you took leave in 2019, you can still use Paid Family and Medical Leave in 2020. Use of other paid or unpaid leave in 2019 doesn't limit your ability to take Paid Family and Medical Leave in 2020 (including using FMLA). You still must meet the eligibility requirements for the program however, and depending on how much time you took off you may not be eligible for job protection.

Using this program is your choice. It is yours – you earned it. While you are welcome to use other leave options you may have before or after you take Paid Family and Medical Leave, your employer cannot require you to use other leave options before Paid Family and Medical Leave.

Check with your employer if they offer a "supplemental benefit." You cannot use employer provided paid time off at the same time as Paid Family and Medical Leave, unless your employer offers what is called "a supplemental benefit." Supplemental benefits are something an employer may choose to offer that can be used along with Paid Family and Medical Leave to provide additional pay while you are receiving the benefit. Ask your employer if this option is available to you.

This is not the same as paid sick leave. Paid sick days are for short-term health conditions that keep you from working, typically for less than a week. For more information on paid sick leave, visit www.lni.wa.gov/workers-rights/leave/paid-sick-leave

Applying for medical and then family leave after giving birth? If you are applying for both medical and family leave following the birth of a child, you will need to file separately for medical and family leave. In January, a second claim can only be filed via paper application. We still encourage you to set up your account and file your first claim online.

Find frequently asked questions and more information at www.paidleave.wa.gov.

Should you apply? Answer these questions

- | | Yes | No | |
|----|--------------------------|--------------------------|---|
| 1. | <input type="checkbox"/> | <input type="checkbox"/> | Did you work at least 820 hours (about 16 hours a week) in the last year in Washington state? (The 820 hours can be for one job or multiple jobs) |
| 2. | <input type="checkbox"/> | <input type="checkbox"/> | Have you experienced a “qualifying event”? Events include: <ul style="list-style-type: none">• Welcoming a new child into your family through birth, adoption or foster placement;• Your own serious health condition or illness, like recovering from surgery or a serious injury;• Caring for a seriously ill or injured family member;• A qualifying military family leave event. |
| 3. | <input type="checkbox"/> | <input type="checkbox"/> | None of these conditions apply to me: <ul style="list-style-type: none">• Solely employed by the federal government• Working for an employer with an approved voluntary plan (if you are unsure, ask your employer)• Covered by a collective bargaining agreement that hasn’t expired, been opened or renegotiated since October 19, 2017• Self-employed and have not opted in to Paid Family and Medical Leave• Solely employed by a federally recognized tribe that has not opted in to Paid Family and Medical Leave |

If you answered “Yes” to each of these, you likely will qualify for the program.

For applicants in January 2020 only: Only three quarters’ worth of hours will have been reported for you by your employer(s), as reporting for 2019 Q4 ends Jan. 31, 2020. This means if you do not have enough hours reported by your employer(s) to establish eligibility we may contact your employer(s) and you to verify total hours.

The next update to this guide is expected to be made:

January 2020

www.paidleave.wa.gov