

2 **E2SHB 2798** - S COMM AMD

3 By Committee on Health & Human Services

4 NOT ADOPTED 3/9/94

5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** The legislature finds that lengthy stays on  
8 welfare, lack of access to vocational education and training, the  
9 inadequate emphasis on employment by the social welfare system, and  
10 teen pregnancy are obstacles to achieving economic independence.  
11 Therefore, the legislature intends that:

12 (1) Income and employment assistance programs emphasize the  
13 temporary nature of welfare and set goals of responsibility, work, and  
14 independence;

15 (2) State institutions take an active role in preventing pregnancy  
16 in young teens;

17 (3) Family planning assistance be readily available to welfare  
18 recipients; and

19 (4) Support enforcement be more effective and the level of  
20 responsibility of noncustodial parents be significantly increased.

21 **PART I. EMPHASIZING WORK AND FAMILY PLANNING IN PUBLIC ASSISTANCE**

22 NEW SECTION. **Sec. 2.** A new section is added to chapter 74.12 RCW  
23 to read as follows:

24 The department shall train financial services and social work staff  
25 who provide direct service to recipients of aid to families with  
26 dependent children to:

27 (1) Effectively communicate the transitional nature of aid to  
28 families with dependent children and the expectation that recipients  
29 will enter employment;

30 (2) Actively refer clients to the job opportunities and basic  
31 skills program;

32 (3) Provide social services needed to overcome obstacles to  
33 employability; and

1 (4) Provide family planning information and assistance, including  
2 alternatives to abortion, which shall be conducted in consultation with  
3 the department of health.

4 NEW SECTION. **Sec. 3.** A new section is added to chapter 74.12 RCW  
5 to read as follows:

6 At time of application or reassessment under this chapter the  
7 department shall offer or contract for family planning information and  
8 assistance, including alternatives to abortion, and any other local  
9 teen pregnancy prevention programs available through the mechanism of  
10 Engrossed Second Substitute House Bill No. 2319 as part of locally  
11 chosen antiviolenace measures, to prospective and current recipients of  
12 aid to families with dependent children.

13 NEW SECTION. **Sec. 4.** A new section is added to chapter 74.12 RCW  
14 to read as follows:

15 (1) The job opportunities and basic skills program advisory board  
16 is established to advise the department about the direction and  
17 administration of the job opportunities and basic skills program,  
18 including the employment partnership program created in chapter . . . ,  
19 Laws of 1994 (this act). The board shall have seven members: Five  
20 representatives of the business community; one employed former  
21 recipient of the aid to families with dependent children program; and  
22 one representative of labor. The governor shall appoint the members  
23 and select the chair. The chair shall work with and coordinate the  
24 local employment partnership councils created in section 22 of this  
25 act.

26 (2) The initial members of the board shall serve staggered terms.  
27 Two representatives of the business community and one employed former  
28 recipient of the aid to families with dependent children program shall  
29 serve one-year terms; two representatives of the business community  
30 shall serve two-year terms; and one representative of the business  
31 community and one representative of labor shall serve three-year terms.  
32 Except for initial members, each member of the board shall serve a  
33 three-year term.

34 (3) It is the intent of the legislature that the board shall meet  
35 monthly with the assistant secretary for economic services  
36 administration within the department.

1 (4) The board shall report at least once each year to the governor  
2 and the legislature on the status and progress of the job opportunities  
3 and basic skills program and the employment partnership program in  
4 meeting legislative intent.

5 **PART II. TEEN PREGNANCY PREVENTION**

6 NEW SECTION. **Sec. 5.** For the 1994-95 school year, the office of  
7 the superintendent of public instruction shall administer a program  
8 that provides grants to school districts for media campaigns promoting  
9 sexual abstinence and addressing the importance of delaying sexual  
10 activity, pregnancy, and childbearing until individuals are ready to  
11 nurture and support their children. The messages shall be distributed  
12 in the school and community where produced. Grants to the school  
13 districts shall be for projects that are substantially designed and  
14 produced by students. The grants shall require a local private sector  
15 match equal to the state grant, which may include in-kind contribution  
16 of technical or other assistance from consultants or firms involved in  
17 public relations, advertising, broadcasting, and graphics or video  
18 production or other related fields. For purposes of evaluating the  
19 impact of the campaigns, applicants shall estimate student pregnancy  
20 and birth rates over the prior three to five years and shall, to the  
21 extent feasible, utilize the performance standards set forth in  
22 Engrossed Second Substitute House Bill No. 2319, in order to evaluate  
23 outcome and effectiveness.

24 **PART III. REFOCUSING JOBS**

25 **Sec. 6.** RCW 74.25.010 and 1991 c 126 s 5 are each amended to read  
26 as follows:

27 The legislature establishes as state policy the goal of economic  
28 self-sufficiency for employable recipients of public assistance,  
29 through employment, training, and education. In furtherance of this  
30 policy, the legislature intends to comply with the requirements of the  
31 federal social security act, as amended, by creating a job  
32 opportunities and basic skills training program for applicants and  
33 recipients of aid to families with dependent children. The purpose of  
34 this program is to provide recipients of aid to families with dependent  
35 children the opportunity to obtain a full range of necessary education,

1 training, skills, and supportive services, including child care,  
2 consistent with their needs, that will help them enter or reenter  
3 gainful employment, thereby avoiding long-term welfare dependence and  
4 achieving economic self-sufficiency. The program shall be operated by  
5 the department of social and health services in conformance with  
6 federal law and consistent with the following legislative findings:

7 (1) The legislature finds that the well-being of children depends  
8 not only on meeting their material needs, but also on the ability of  
9 parents to become economically self-sufficient. The job opportunities  
10 and basic skills training program is specifically directed at  
11 increasing the labor force participation and household earnings of aid  
12 to families with dependent children recipients, through the removal of  
13 barriers preventing them from achieving self-sufficiency. These  
14 barriers include, but are not limited to, the lack of recent work  
15 experience, supportive services such as affordable and reliable child  
16 care, adequate transportation, appropriate counseling, and necessary  
17 job-related tools, equipment, books, clothing, and supplies, the  
18 absence of basic literacy skills, the lack of educational attainment  
19 sufficient to meet labor market demands for career employees, and the  
20 nonavailability of useful labor market assessments.

21 (2) The legislature also recognizes that aid to families with  
22 dependent children recipients must be acknowledged as active  
23 participants in self-sufficiency planning under the program. The  
24 legislature finds that the department of social and health services  
25 should communicate concepts of the importance of work and how  
26 performance and effort directly affect future career and educational  
27 opportunities and economic well-being, as well as personal empowerment,  
28 self-motivation, and self-esteem to program participants. The  
29 legislature further recognizes that informed choice is consistent with  
30 individual responsibility, and that parents should be given a range of  
31 options for available child care while participating in the program.

32 (3) The legislature finds that current work experience is one of  
33 the most important factors influencing an individual's ability to work  
34 toward financial stability and an adequate standard of living in the  
35 long term, and that work experience should be the most important  
36 component of the program.

37 (4) The legislature finds that education, including, but not  
38 limited to, literacy, high school equivalency, vocational, secondary,  
39 and postsecondary, is one of the most important tools an individual

1 needs to achieve full independence, and that this should be an  
2 important component of the program.

3 ~~((4))~~ (5) The legislature further finds that the objectives of  
4 this program are to assure that aid to families with dependent children  
5 recipients gain experience in the labor force and thereby enhance their  
6 long-term ability to achieve financial stability and an adequate  
7 standard of living at wages that will meet family needs.

8 **Sec. 7.** RCW 74.25.020 and 1993 c 312 s 7 are each amended to read  
9 as follows:

10 (1) The department of social and health services is authorized to  
11 contract with public and private employment and training agencies and  
12 other public service entities to provide services prescribed or allowed  
13 under the federal social security act, as amended, to carry out the  
14 purposes of the jobs training program. In contracting for job  
15 placement services, the department is encouraged to structure payments  
16 to the contractor on a performance basis. The department of social and  
17 health services has sole authority and responsibility to carry out the  
18 job opportunities and basic skills training program. No contracting  
19 entity shall have the authority to review, change, or disapprove any  
20 administrative decision, or otherwise substitute its judgment for that  
21 of the department of social and health services as to the application  
22 of policies and rules adopted by the department of social and health  
23 services. The department shall maximize the federal matching funds  
24 available for the job opportunities and basic skills program by  
25 aggressively seeking private and public funds as match for federal  
26 funds. Community-based organizations under contract to the department  
27 shall have access to such federal funds in order to deliver job  
28 opportunities and basic skills program services.

29 (2) To the extent feasible under federal law, the department of  
30 social and health services and all entities contracting with it shall  
31 ~~((give first priority of service to individuals volunteering for~~  
32 ~~program participation))~~ require nonexempt recipients who are parents  
33 under age twenty and nonexempt recipients who have received aid to  
34 families with dependent children for thirty-six of the preceding sixty  
35 months to actively participate in the job opportunities and basic  
36 skills training program. Social services shall be offered to  
37 participants in accordance with federal law. The department shall

1 adopt appropriate sanctions to ensure compliance with the requirements  
2 and policies of this chapter.

3 (3) The department of social and health services shall adopt rules  
4 under chapter 34.05 RCW establishing criteria constituting  
5 circumstances of good cause for an individual failing or refusing to  
6 participate in an assigned program component, or failing or refusing to  
7 accept or retain employment. These criteria shall include, but not be  
8 limited to, the following circumstances: (a) If the individual is a  
9 parent or other relative personally providing care for a child under  
10 age (~~((six years, and the employment would require the individual to~~  
11 ~~work more than twenty hours per week))~~ three; (b) if child care, or day  
12 care for an incapacitated individual living in the same home as a  
13 dependent child, is necessary for an individual to participate or  
14 continue participation in the program or accept employment, and such  
15 care is not available, and the department of social and health services  
16 fails to provide such care; (c) the employment would result in the  
17 family of the participant experiencing a net loss of cash income; or  
18 (d) circumstances that are beyond the control of the individual's  
19 household, either on a short-term or on an ongoing basis.

20 (4) The department of social and health services shall develop a  
21 realistic schedule for the phase-in of recipient participation in the  
22 jobs opportunities and basic skills program based on the availability  
23 of state and federal funding.

24 (5) The department of social and health services shall offer  
25 services to both parents of a child qualifying for aid to families with  
26 dependent children to prepare them for economic independence and  
27 financial support of their child through appropriate education,  
28 training, job development, and related skills. The services shall be  
29 culturally and ethnically appropriate and shall be provided in a cost-  
30 effective manner, within available resources. The provisions of this  
31 subsection are subject to available federal funding. The department of  
32 social and health services shall pursue available federal funding and  
33 report its success in securing funding to the appropriate fiscal  
34 committees of the house of representatives and the senate by October  
35 15, 1994.

36 (6) The department of social and health services shall adopt rules  
37 under chapter 34.05 RCW as necessary to effectuate the intent and  
38 purpose of this chapter.

1        NEW SECTION.    **Sec. 8.**    A new section is added to chapter 74.25 RCW  
2 to read as follows:

3        The assessments and employability plan shall identify and primarily  
4 respond to a participant's job readiness.    The assessments shall  
5 specifically evaluate the presence within the assistance population of  
6 individuals who, due to disability, are unlikely to benefit from job  
7 development or educational training, and shall make every effort to  
8 obtain federal supplemental security income for such individuals, in  
9 place of aid to families with dependent children.    The job  
10 opportunities and basic skills training program components specified by  
11 the employability plan shall place a high priority on participants  
12 gaining work experience and participants under RCW 74.25.020(2) will  
13 normally be expected to take any job offered unless there is good cause  
14 to refuse to accept a job.    Good cause shall be found if any of the  
15 conditions described in RCW 74.25.020(3) are met, or if accepting a job  
16 would result in a participant having to discontinue an education or job  
17 training program that is part of the participant's employability plan  
18 prior to completion of such education or job training program.

19        The department of social and health services shall track the  
20 experience of those recipients who accept any job offered as part of  
21 their job opportunities and basic skills program participation.    In  
22 tracking such recipients, the department shall determine the wages and  
23 hours of the job taken, whether earnings resulted in ineligibility for  
24 aid to families with dependent children, whether the recipient returns  
25 to the aid to families with dependent children program, and, for  
26 recipients who do return to the aid to families with dependent  
27 children, the wages and hours of subsequent jobs taken.

28        Hours of unsubsidized employment shall count towards participation  
29 requirements independent of date of hire or concurrent participation in  
30 other components of the job opportunities and basic skills program.  
31 The services specified in the employability plan will be targeted as  
32 follows:

33        (1) The department shall place adult recipients of aid to families  
34 with dependent children (AFDC) into one of the following four target  
35 categories:

- 36        (a) Recipients with high education and low work experience;
- 37        (b) Recipients with high education and high work experience;
- 38        (c) Recipients with low education and high work experience; and
- 39        (d) Recipients with low education and low work experience.

1 (2) The four target categories shall not include individuals  
2 determined to be disabled, caretakers of disabled persons, or mothers  
3 of children under three years of age.

4 (3) As used in this subsection, "low education" means having only  
5 a general equivalency diploma or lacking a high school diploma. "Low  
6 work experience" means working five hundred or fewer hours annually.

7 (4) To the maximum extent permitted under state and federal law,  
8 the department and all entities contracting with the department shall  
9 prioritize existing job search, job training, and education resources  
10 in accordance with the following guidelines. These guidelines shall  
11 not preclude an employability plan from containing any program  
12 components appropriate under the individualized assessment. Recipients  
13 in target category (a) shall receive mandatory intensive job search  
14 assistance. Recipients in target category (b) shall receive mandatory  
15 modest job search assistance. Recipients in target category (c) shall  
16 receive mandatory intensive education and skills training oriented  
17 toward local labor force needs. Recipients in target category (d)  
18 shall receive intensive education, skills training, and job search  
19 assistance to the extent that resources are available.

20 (5) All job search, skills training, and post-secondary education  
21 shall be oriented towards local labor force needs as determined by the  
22 department in consultation with the employment security department.  
23 Education and skills training shall be limited to basic, secondary, and  
24 vocational education; liberal arts or four-year college education shall  
25 not be provided to clients.

26 (6) Job search assistance, whether provided by the department or an  
27 entity contracting with the department, shall include job development  
28 services. The services shall be provided by persons responsible for  
29 identifying existing and potential job openings and for developing  
30 relationships with existing and potential area employers.

31 NEW SECTION. **Sec. 9.** A new section is added to chapter 74.25 RCW  
32 to read as follows:

33 Recipients of aid to families with dependent children who are not  
34 participating in an education or work training program may volunteer to  
35 work in a licensed child care facility, or other willing volunteer work  
36 site. Licensed child care facilities participating in this effort  
37 shall provide care for the recipient's children and provide for the  
38 development of positive child care skills.



1        NEW SECTION. Sec. 10. A new section is added to chapter 74.25 RCW  
2 to read as follows:

3        The department of social and health services shall actively  
4 incorporate job development services into the job opportunities and  
5 basic skills program as follows:

6        (1) Job development services shall be based in the department's  
7 community services offices.

8        (2) Job developers shall be responsible for identifying existing  
9 and potential job openings, by developing relationships with existing  
10 and potential area employers.

11       (3) The department shall, in a clear and timely manner, make  
12 available information about employment openings and the jobs  
13 opportunities basic skills program to all applicants for assistance.

14                    **PART IV. ELIGIBILITY AND BENEFIT PAYMENT REVISIONS**

15        NEW SECTION. Sec. 11. A new section is added to chapter 74.12 RCW  
16 to read as follows:

17        The department shall pay to recipients of aid to families with  
18 dependent children who are participating in the job opportunities and  
19 basic skills training program a cash grant equal to the combined  
20 monthly aid to families with dependent children benefit and monthly  
21 food stamp benefit.

22        NEW SECTION. Sec. 12. A new section is added to chapter 74.12 RCW  
23 to read as follows:

24        The department shall amend the state plan to eliminate the one  
25 hundred hour work rule for recipients of aid to families with dependent  
26 children-employable.

27        NEW SECTION. Sec. 13. A new section is added to chapter 74.12 RCW  
28 to read as follows:

29        The revisions to the aid to families with dependent children  
30 program and job opportunities and basic skills training program shall  
31 be implemented by the department of social and health services on a  
32 state-wide basis.

33                    **PART V. CHILD SUPPORT**

1        NEW SECTION.    **Sec. 14.**    The department of social and health  
2 services shall make a substantial effort to determine the identity of  
3 the noncustodial parent through consistent implementation of RCW  
4 70.58.080. By December 1, 1994, the department of social and health  
5 services shall report to the fiscal committees of the legislature on  
6 the method for validating claims of good cause for refusing to  
7 establish paternity, the methods used in other states, and the national  
8 average rate of claims of good cause for refusing to establish  
9 paternity compared to the Washington state rate of claims of good cause  
10 for refusing to establish paternity, the reasons for differences in the  
11 rates, and steps that may be taken to reduce these differences.

12        NEW SECTION.    **Sec. 15.**    A new section is added to chapter 74.20A  
13 RCW to read as follows:

14        (1) In each case within the jurisdiction of the office of support  
15 enforcement in which a child support obligation has been established,  
16 the secretary shall issue a letter, by mail, to the parent responsible  
17 for payment of the support obligation. The letter shall notify the  
18 parent that the fact and amount of the child support obligation will be  
19 reported to consumer reporting agencies, as defined in RCW 19.182.010,  
20 operating in the state of Washington.

21        (2) Within thirty days following the date that a notice described  
22 in subsection (1) of this section is mailed, the secretary shall report  
23 the fact and amount of the child support obligation to consumer  
24 reporting agencies, as defined in RCW 19.182.010, operating in the  
25 state of Washington. Any modification in the amount of a child support  
26 obligation for which a report has been made under this section, shall  
27 be reported to consumer reporting agencies, as defined in RCW  
28 19.182.010, operating in the state of Washington.

29        NEW SECTION.    **Sec. 16.**    A new section is added to chapter 43.20B  
30 RCW to read as follows:

31        (1) The office of support enforcement shall establish a pilot  
32 project to enter into contracts with collection agencies requiring such  
33 agencies to establish the location, identification, employment status,  
34 and assets of any person who is an obligor under a court order of child  
35 support and owes fifteen hundred dollars or more, who has not paid in  
36 the last six months towards any debt owed to the department, or whose  
37 last known address was outside of the state of Washington.

1 (2) The department shall solicit proposals and shall select  
2 collection agencies that have computerized location and asset  
3 information service capabilities.

4 (3) The department shall monitor each case that it refers to a  
5 collection agency.

6 (4) The department shall evaluate the effectiveness of entering  
7 into contracts for services under this section.

8 (5) The pilot project shall begin on July 1, 1994, and end on July  
9 1, 1996.

10 (6) The department shall report to the legislature on the results  
11 of its analysis under subsections (3) and (4) of this section.

12 **PART VI. LEGISLATIVE WELFARE REFORM TASK FORCE**

13 NEW SECTION. **Sec. 17.** The president of the senate and speaker of  
14 the house of representatives shall appoint a legislative welfare reform  
15 task force. In addition to representatives of the four caucuses, the  
16 president and speaker may appoint additional members representing  
17 individuals, organizations, and business and labor entities with an  
18 expressed interest in welfare reform issues. The legislative task  
19 force on welfare reform shall develop legislation for consideration  
20 during the 1995 legislative session.

21 **PART VII. EMPLOYMENT PARTNERSHIP PROGRAM**

22 **Sec. 18.** RCW 50.63.010 and 1986 c 172 s 1 are each amended to read  
23 as follows:

24 The legislature finds that the restructuring in the Washington  
25 economy has created rising public assistance caseloads and declining  
26 real wages for Washington workers. There is a profound need to develop  
27 partnership programs between the private and public sectors to create  
28 new jobs with adequate salaries and promotional opportunities for  
29 chronically unemployed and underemployed citizens of the state. Most  
30 public assistance recipients want to become financially independent  
31 through paid employment. A voluntary program which utilizes public  
32 wage subsidies and employer matching salaries has provided a beneficial  
33 financial incentive allowing public assistance recipients transition to  
34 permanent full-time employment.

1       **Sec. 19.** RCW 50.63.020 and 1986 c 172 s 2 are each amended to read  
2 as follows:

3       The employment partnership program is created to develop a series  
4 of geographically distributed model projects to provide permanent full-  
5 time employment for low-income and unemployed persons. The program  
6 shall be ~~((a cooperative effort between the employment security  
7 department and))~~ administered by the department of social and health  
8 services. The department shall contract for the program through local  
9 public or private nonprofit organizations. The goals of the program  
10 are as follows:

11       (1) To reduce inefficiencies in administration and provide model  
12 coordination of agencies with responsibilities for employment and human  
13 service delivery to unemployed persons;

14       (2) To create voluntary financial incentives to simultaneously  
15 reduce unemployment and welfare caseloads; ~~((and))~~

16       (3) To provide other state and federal support services to the  
17 client population to enable economic independence;

18       (4) To improve partnerships between the public and private sectors  
19 designed to move recipients of public assistance into productive  
20 employment; and

21       (5) To provide employers with information on federal targeted jobs  
22 tax credit and other state and federal tax incentives for participation  
23 in the program.

24       **Sec. 20.** RCW 50.63.030 and 1986 c 172 s 3 are each amended to read  
25 as follows:

26       The ~~((commissioner of employment security and the))~~ secretary of  
27 the department of social and health services shall establish pilot  
28 projects that enable grants to be used as a wage subsidy. The  
29 department of social and health services ~~((is designated as the lead  
30 agency for the purpose of complying))~~ shall comply with applicable  
31 federal statutes and regulations ~~((The department)),~~ and shall seek  
32 any waivers from the federal government necessary to operate the  
33 employment partnership program. The projects shall be available on an  
34 individual case-by-case basis or subject to the limitations outlined in  
35 RCW 50.63.050 (as recodified by this act) for the start-up or reopening  
36 of a plant under worker ownership. The projects shall be subject to  
37 the following criteria:

1 (1) It shall be a voluntary program and no person may have any  
2 sanction applied for failure to participate.

3 (2) Employment positions established by this chapter shall not be  
4 created as the result of, nor result in, any of the following:

5 (a) Displacement of current employees, including overtime currently  
6 worked by these employees;

7 (b) The filling of positions that would otherwise be promotional  
8 opportunities for current employees;

9 (c) The filling of a position, before compliance with applicable  
10 personnel procedures or provisions of collective bargaining agreements;

11 (d) The filling of a position created by termination, layoff, or  
12 reduction in workforce;

13 (e) The filling of a work assignment customarily performed by a  
14 worker in a job classification within a recognized collective  
15 bargaining unit in that specific work site, or the filling of a work  
16 assignment in any bargaining unit in which funded positions are vacant  
17 or in which regular employees are on layoff;

18 (f) A strike, lockout, or other bona fide labor dispute, or  
19 violation of any existing collective bargaining agreement between  
20 employees and employers;

21 (g) Decertification of any collective bargaining unit.

22 (3) Wages shall be paid at the usual and customary rate of  
23 comparable jobs and may include a training wage if permitted by  
24 applicable federal statutes and regulations;

25 (4) A recoupment process (~~((shall))~~) to recover state supplemented  
26 wages from an employer when a job does not last six months following  
27 the subsidization period for reasons other than the employee  
28 voluntarily quitting or being fired for good cause as determined by the  
29 (~~commissioner of employment security~~) local employment partnership  
30 council under rules prescribed by the (~~commissioner pursuant to~~  
31 chapter 50.20 RCW)) secretary;

32 (5) Business and occupation tax incentives for employers to retain  
33 recipients of public assistance beyond six months, or assist the  
34 recipient to secure permanent employment in another setting or  
35 subsidize the recipient's tuition and fees if the recipient chooses to  
36 pursue vocational education while employed by the employer;

37 (6) Job placements shall have promotional opportunities or  
38 reasonable opportunities for wage increases;

1       (~~(6)~~) (7) Other necessary support services such as training, day  
2 care, medical insurance, and transportation shall be provided to the  
3 extent possible;

4       (~~(7)~~) (8) Employers shall provide monetary matching funds of at  
5 least fifty percent of total wages;

6       (~~(8)~~) (9) Wages paid to participants shall be a minimum of five  
7 dollars an hour; (~~and~~

8       ~~(9)~~) (10) The projects shall target the (~~hardest-to-employ~~)  
9 populations in the priority and for the purposes set forth in section  
10 8 of this act, to the extent that necessary support services are  
11 available; and

12       (11) The department shall immediately develop mechanisms for the  
13 income assistance program, the medical assistance program, and the  
14 community services administration to facilitate the enrollment in the  
15 federal supplemental security income program for disabled persons  
16 currently receiving aid to families with dependent children.

17       **Sec. 21.** RCW 50.63.040 and 1986 c 172 s 4 are each amended to read  
18 as follows:

19       An employer, before becoming eligible to fill a position under the  
20 employment partnership program, shall certify to the (~~department of~~  
21 ~~employment security~~) local employment partnership council that the  
22 employment, offer of employment, or work activity complies with the  
23 following conditions:

24       (1) The conditions of work are reasonable and not in violation of  
25 applicable federal, state, or local safety and health standards;

26       (2) The assignments are not in any way related to political,  
27 electoral, or partisan activities;

28       (3) The employer shall provide industrial insurance coverage as  
29 required by Title 51 RCW;

30       (4) The employer shall provide unemployment compensation coverage  
31 as required by Title 50 RCW;

32       (5) The employment partnership program participants hired following  
33 the completion of the program shall be provided benefits equal to those  
34 provided to other employees including social security coverage, sick  
35 leave, the opportunity to join a collective bargaining unit, and  
36 medical benefits.

1        NEW SECTION.    **Sec. 22.**    A local employment partnership council  
2 shall be established in each pilot project area to assist the  
3 department of social and health services in the administration of this  
4 chapter and to allow local flexibility in dealing with the particular  
5 needs of each pilot project area.    Each council shall be primarily  
6 responsible for recruiting and encouraging participation of employment  
7 providers in the project site.    Each council shall be composed of nine  
8 members who shall be appointed by the county legislative authority of  
9 the county in which the pilot project operates.    Councilmembers shall  
10 be residents of or employers in the pilot project area in which they  
11 are appointed and shall serve three-year terms.    The council shall have  
12 two members who are current or former recipients of the aid to families  
13 with dependent children program or food stamp program, two members who  
14 represent labor, and five members who represent the local business  
15 community.    In addition, one person representing the local community  
16 service office of the department of social and health services, one  
17 person representing a community action agency or other nonprofit  
18 service provider, and one person from a local city or county government  
19 shall serve as nonvoting members.

20        **Sec. 23.**    RCW 50.63.060 and 1986 c 172 s 6 are each amended to read  
21 as follows:

22        Participants shall be considered recipients of aid to families with  
23 dependent children and remain eligible for medicaid benefits even if  
24 the participant does not receive a residual grant.    Work  
25 supplementation participants shall be eligible for (1) the thirty-  
26 dollar plus one-third of earned income exclusion from income, (2) the  
27 work related expense disregard, and (3) ~~((the))~~ any applicable child  
28 care expense disregard deemed available to recipient of aid in  
29 computing his or her grant under this chapter, unless prohibited by  
30 federal law.

31        **Sec. 24.**    RCW 50.63.090 and 1986 c 172 s 9 are each amended to read  
32 as follows:

33        The department of social and health services shall seek any federal  
34 funds available for implementation of this chapter, including, but not  
35 limited to, funds available under Title IV of the federal social  
36 security act (42 U.S.C. Sec. 601 et seq.) for the ~~((work-incentive~~

1 ~~demonstration program, and the employment search program)) job~~  
2 ~~opportunities and basic skills program.~~

3 NEW SECTION. **Sec. 25.** RCW 50.63.010, 50.63.020, 50.63.030,  
4 50.63.040, 50.63.050, 50.63.060, 50.63.070, 50.63.080, and 50.63.090  
5 are each recodified as a new chapter in Title 74 RCW.

6 NEW SECTION. **Sec. 26.** The department of social and health  
7 services shall report to the appropriate committees of the house of  
8 representatives and senate on the implementation of this employment  
9 partnership program for recipients of aid to families with dependent  
10 children by October 1, 1995.

11 NEW SECTION. **Sec. 27.** Section 22 of this act shall be codified in  
12 the new chapter created by section 25 of this act.

13 **PART VIII. IMMUNIZATION & WELL-BABY PROMOTION**

14 NEW SECTION. **Sec. 28.** A new section is added to chapter 43.70 RCW  
15 to read as follows:

16 INTENT--DECLARATION. The legislature finds that:

17 (1) There has been an increase in the number of children  
18 contracting vaccine preventable infectious diseases;

19 (2) This trend has occurred despite the availability of safe and  
20 effective immunizations which can prevent these disabling and life-  
21 threatening diseases;

22 (3) Parents and guardians of children are often unaware of the need  
23 for immunizations, the appropriate age to receive such immunizations,  
24 and the public health risks of the failure to be properly immunized;

25 (4) Adults may not be aware of their risk of contracting vaccine  
26 preventable infectious diseases and the availability of effective  
27 immunizations.

28 The legislature declares that it is in the public health interest  
29 of the people of the state of Washington that all adults and children  
30 should be appropriately immunized.

31 NEW SECTION. **Sec. 29.** A new section is added to chapter 43.20A  
32 RCW to read as follows:



1 STATE SERVICE RECIPIENTS--DEPARTMENT OF SOCIAL AND HEALTH SERVICES.

2 (1) Upon federal approval of necessary waivers to implement sections 28  
3 through 30 of this act, the parent or legal guardian of a child up to  
4 five years of age who is eligible to receive services from, through, or  
5 purchased by the department is responsible for providing to the  
6 department within ninety days of receiving such services:

7 (a) A certificate showing that the child has completed the state  
8 board of health recommended infectious disease immunization schedule,  
9 as set forth in WAC 246-100-166 and the minimum standards for the early  
10 and periodic screening, diagnosis, and treatment schedule for preschool  
11 children or is making satisfactory progress in complying with the  
12 schedule;

13 (b) A waiver signed by a physician licensed under chapter 18.71 or  
14 18.57 RCW stating that a particular vaccine is not medically advisable  
15 for the child. If it is determined by the physician that a particular  
16 vaccine is not contraindicated, the child will be required to receive  
17 the immunization;

18 (c) A written certification signed by a parent or legal guardian of  
19 the child stating that the signer has objections to the required  
20 immunizations based upon religious beliefs; or

21 (d) A written certification signed by a parent or legal guardian of  
22 the child stating that the signer has either a philosophical or  
23 personal objection to immunizing the child.

24 (2) The secretary shall grant to parents or guardians of children  
25 who are receiving department services on or before the effective date  
26 of this section, ninety days to comply with the requirements of this  
27 section.

28 (3) The secretary shall decide the manner in which certificates and  
29 waivers required by this section shall be prepared and made available.

30 (4) The secretary may establish by rule a procedure to periodically  
31 check whether children are making satisfactory progress in complying  
32 with the appropriate immunization schedules. The monitoring shall, to  
33 the extent possible, be conducted during the course of routine contact  
34 with the parent or guardian of the child.

35 (5) The secretary shall coordinate with the secretary of health, in  
36 the preparation of certificates and waivers and required for the  
37 administration of this section to assure minimum paperwork and prevent  
38 duplicative compliance requirements for children receiving state  
39 services or benefits from more than one state agency.

1 (6) The secretary shall seek whatever federal waivers are necessary  
2 to implement the provisions of this section.

3 (7) The secretary shall establish a pilot program under this  
4 section, either in one departmental region or in a group of community  
5 service offices representational of the average demographics of public  
6 assistance recipients in the state of Washington. The department shall  
7 track and analyze data regarding immunization compliance in the pilot  
8 area.

9 (8) The secretary may provide support services to families, as  
10 needed, including translation and cultural services, in order that they  
11 understand and fulfill their responsibilities under this section. If  
12 parents cannot meet responsibilities under this section, the department  
13 shall work with them until they are able to comply with one of the  
14 options in subsection (1) (a) through (d) of this section.

15 NEW SECTION. **Sec. 30.** A new section is added to chapter 43.70 RCW  
16 to read as follows:

17 IMMUNIZATION ASSESSMENT AND ENHANCEMENT PROPOSALS. (1) The  
18 department shall require that each local health jurisdiction submit an  
19 immunization assessment and enhancement proposal to assist public  
20 agencies to obtain compliance with the terms of sections 28 and 29 of  
21 this act. The proposal shall meet the requirements of this section.  
22 It shall include a description of how the local health jurisdictions  
23 will consult and involve existing health care providers that have  
24 previously been involved in the administration of state-supplied  
25 immunizations or have shown an interest to become involved.

26 (2) A local health jurisdiction must include at least the following  
27 in the proposal:

28 (a) A description of the population groups in the jurisdiction that  
29 are in greatest need for immunizations;

30 (b) A description of providers in the jurisdiction that are capable  
31 and willing to administer immunizations and how the providers will be  
32 utilized in enhancing immunization compliance with established target  
33 rates;

34 (c) A description of current fees charged to patients used to  
35 support local immunization efforts;

36 (d) An analysis of financial and nonfinancial barriers that are  
37 preventing children from receiving immunizations and a description of  
38 how the jurisdiction will remove such barriers; and

1 (e) A description of strategies to use outreach, volunteer, and  
2 other local educational resources to enhance immunization rates.

3 (3) The secretary shall approve the immunization assessment and  
4 enhancement proposal if he or she finds it offers maximum feasible  
5 likelihood of providing ready access to affordable immunization for all  
6 state residents including recipients of publicly funded services.

7 (4) This section shall be implemented consistent with available  
8 funding.

9 (5) The funding authorized to support sections 28 through 30 of  
10 this act shall be used to supplement but not replace current fees used  
11 to support local immunization efforts that are charged to patients.

12 (6) The secretary shall report biennially to the health care and  
13 fiscal committees of the house of representatives and senate on the  
14 status of the program and progress made toward target immunization  
15 rates, which he or she may establish in rule.

16 **PART IX. CHILD'S RESOURCES**

17 **Sec. 31.** RCW 74.12.350 and 1979 c 141 s 354 are each amended to  
18 read as follows:

19 The department of social and health services is hereby authorized  
20 to promulgate rules and regulations in conformity with the provisions  
21 of Public Law 87-543 to allow all or any portion of a dependent child's  
22 earned or other income to be set aside for the identifiable future  
23 needs of the dependent child which will make possible the realization  
24 of the child's maximum potential as an independent and useful citizen.

25 The transfer into, or accumulation of, a child's income or  
26 resources in an irrevocable trust account is hereby allowed. The  
27 amount allowable is four thousand dollars. The department will provide  
28 income assistance recipients with clear and simple information on how  
29 to set up educational accounts, including how to assure that the  
30 accounts comply with federal law by being adequately earmarked for  
31 future educational use, and are irrevocable.

32 **NEW SECTION. Sec. 32.** A new section is added to chapter 26.40 RCW  
33 to read as follows:

34 The office of support enforcement shall, as a matter of policy, use  
35 all available remedies for the enforcement of support obligations where  
36 the obligor is a self-employed individual. The legislature directs

1 that the office of support enforcement shall not discriminate in favor  
2 of certain obligors based upon employment status.

3 **Sec. 33.** RCW 74.12.360 and 1993 c 312 s 10 are each amended to  
4 read as follows:

5 (1) (~~As part of the orientation and assessment conducted pursuant~~  
6 ~~to RCW 74.25.020,~~) The department shall (~~assist the family of the~~  
7 ~~recipient in determining~~) determine, in the following order of  
8 priority, the most appropriate living situation that will best ensure  
9 the safety and well-being for each recipient of aid to families with  
10 dependent children who is receiving those benefits as a head of  
11 household and is under age eighteen. Appropriate living situations may  
12 include, but are not limited to:

13 (a) The parent's home;

14 (b) The home of ((a)) an adult relative or legal guardian;

15 (c) A ((group)) living situation with adult supervision and  
16 guidance; and

17 (d) (~~Living independently; and~~

18 ~~(e)~~) Payment of the recipient's grant to another as provided in  
19 RCW 74.12.250.

20 (2) In conducting the assessment, the department shall consider all  
21 relevant factors, including but not limited to:

22 (a) Whether the recipient is enrolled in and attending school;

23 (b) Whether the recipient is employed;

24 (c) The situation in the home of the recipient's parents, including  
25 but not limited to, whether there is substance abuse or domestic  
26 violence in the home and the adequacy of the dwelling; and

27 (d) Whether there is a history of physical, emotional, or sexual  
28 abuse of the recipient by a person living in or frequenting the  
29 recipient's parents' home.

30 (3) If, as a result of the assessment, the department becomes aware  
31 of a recipient's need for other services that will help the recipient  
32 complete high school or achieve economic independence, and be an  
33 effective parent, the department shall make every effort to link the  
34 recipient with the services, including parenting classes.

35 **PART X. MISCELLANEOUS**

1        NEW SECTION.    **Sec. 34.** A new section is added to chapter 74.12 RCW  
2 to read as follows:

3        By October 1, 1994, the department shall request the governor to  
4 seek congressional action on any federal legislation that may be  
5 necessary to implement any sections of chapter . . . , Laws of 1994  
6 (this act). By October 1, 1994, the department shall request the  
7 governor to seek federal agency action on any federal regulation that  
8 may require a federal waiver.

9        NEW SECTION.    **Sec. 35.** If any provision of this act or its  
10 application to any person or circumstance is held invalid, the  
11 remainder of the act or the application of the provision to other  
12 persons or circumstances is not affected.

13        NEW SECTION.    **Sec. 36.** If any part of this act is found to be in  
14 conflict with federal requirements that are a prescribed condition to  
15 the allocation of federal funds to the state, the conflicting part of  
16 this act is inoperative solely to the extent of the conflict and with  
17 respect to the agencies directly affected, and this finding does not  
18 affect the operation of the remainder of this act in its application to  
19 the agencies concerned. The rules under this act shall meet federal  
20 requirements that are a necessary condition to the receipt of federal  
21 funds by the state.

22        NEW SECTION.    **Sec. 37.** Sections 7, 8, and 11 of this act shall  
23 take effect July 1, 1995.

24        NEW SECTION.    **Sec. 38.** Part headings and section captions as used  
25 in this act constitute no part of the law."

26    **E2SHB 2798** - S COMM AMD  
27        By Committee on Health & Human Services

28

29        On page 1, line 1 of the title, after "reform;" strike the  
30 remainder of the title and insert "amending RCW 74.25.010, 74.25.020,  
31 50.63.010, 50.63.020, 50.63.030, 50.63.040, 50.63.060, 50.63.090,  
32 74.12.350, and 74.12.360; adding new sections to chapter 74.12 RCW;  
33 adding new sections to chapter 74.25 RCW; adding a new section to

1 chapter 74.20A RCW; adding a new section to chapter 43.20B RCW; adding  
2 new sections to chapter 43.70 RCW; adding a new section to chapter  
3 43.20A RCW; adding a new section to chapter 26.40 RCW; adding a new  
4 chapter to Title 74 RCW; creating new sections; recodifying RCW  
5 50.63.010, 50.63.020, 50.63.030, 50.63.040, 50.63.050, 50.63.060,  
6 50.63.070, 50.63.080, and 50.63.090; and providing an effective date."

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