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**SUBSTITUTE HOUSE BILL 1197**

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**State of Washington**

**53rd Legislature**

**1993 Regular Session**

**By** House Committee on Human Services (originally sponsored by Representatives Leonard, Cooke, Riley, Flemming, Valle, Brown, G. Cole, Mielke, Veloria, Wineberry, Dorn, Anderson, J. Kohl, Karahalios, H. Myers, Vance, Ogden, King, Jones, Eide, Johanson, R. Meyers, Cothorn, Roland, Holm, Wolfe, Franklin, Thibaudeau, Springer, Basich, Kremen, Foreman, Kessler, Campbell, Dunshee, Lemmon, Linville and Pruitt)

Read first time 02/26/93.

1 AN ACT Relating to public assistance; amending RCW 74.04.300;  
2 reenacting and amending RCW 74.04.005; adding a new section to chapter  
3 74.12 RCW; adding a new chapter to Title 74 RCW; creating a new  
4 section; and making an appropriation.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that:

7 (1) Public assistance is intended to be a temporary financial  
8 relief program, recognizing that families can be confronted with a  
9 financial crisis at any time in life. Successful public assistance  
10 programs depend on the availability of adequate resources to assist  
11 individuals deemed eligible for the benefits of such a program. In  
12 this way, eligible families are given sufficient assistance to reenter  
13 productive employment in a minimal time period.

14 (2) The current public assistance system requires a reduction in  
15 grant standards when income is received. In most cases, family income  
16 is limited to levels substantially below the standard of need. This is  
17 a strong disincentive to work. To remove this disincentive, the  
18 legislature intends to allow families to retain a greater percentage of  
19 income before it results in the reduction or termination of benefits;

1 (3) Employment, training, and education services provided to  
2 employable recipients of public assistance are effective tools in  
3 achieving economic self-sufficiency. Support services that are  
4 targeted to the specific needs of the individual offer the best hope of  
5 achieving economic self-sufficiency in a cost-effective manner;

6 (4) State welfare-to-work programs, which move individuals from  
7 dependence to economic independence, must be operated cooperatively and  
8 collaboratively between state agencies and programs. They also must  
9 include public assistance recipients as active partners in self-  
10 sufficiency planning activities. Participants in economic independence  
11 programs and services will benefit from the concepts of personal  
12 empowerment, self-motivation, and self-esteem; and

13 (5) Many barriers to economic independence are found in federal  
14 statutes and rules, and provide states with limited options for  
15 restructuring existing programs in order to create incentives for  
16 employment over continued dependence.

17 NEW SECTION. **Sec. 2.** For purposes of determining the amount of  
18 grant payments to recipients of aid to families with dependent  
19 children, all countable nonexempt earned income shall be subtracted  
20 from an amount equal to one hundred percent of the need standard. The  
21 department shall adopt rules necessary to implement the intent of this  
22 section.

23 NEW SECTION. **Sec. 3.** The department shall amend the state plan to  
24 eliminate the one hundred hour work rule for recipients of aid to  
25 families with dependent children-employable. The department shall seek  
26 federal approval for the amendment to the state plan and report on  
27 federal action to the appropriate standing committees of the  
28 legislature by December 1, 1993.

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

31 (1) As part of the orientation and assessment conducted pursuant to  
32 RCW 74.25.020, the department shall determine the most appropriate  
33 living situation for each recipient of aid to families with dependent  
34 children who is receiving those benefits as a head of household and is  
35 under age eighteen. Appropriate living situations may include, but are  
36 not limited to:

1 (a) The parent's home;  
2 (b) The home of a relative;  
3 (c) A group living situation with adult supervision and guidance;  
4 (d) Living independently; and  
5 (e) Payment of the recipient's grant to another as provided in RCW  
6 74.12.250.

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

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

10 (b) Whether the recipient is employed;

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

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

17 (3) If, as a result of the assessment, the department becomes aware  
18 of a recipient's need for other services that will help the recipient  
19 complete high school or achieve economic independence, the department  
20 shall make every effort to link the recipient with the services.

21 NEW SECTION. **Sec. 5.** The department shall initiate a pilot  
22 project using electronic benefit transfer technology for the food  
23 stamp, aid to families with dependent children, and women, infant, and  
24 children programs. The department shall report to the appropriate  
25 standing committees of the legislature on the project implementation  
26 status by December 1, 1994.

27 NEW SECTION. **Sec. 6.** (1) The legislature finds that recent  
28 research from the urban institute on the food stamp cash component of  
29 the family independence program shows many positive aspects to this  
30 feature. Food stamp cash provided low-income households with  
31 additional unrestricted income to meet basic needs including food,  
32 shelter, and other necessities. Food stamp cash also resulted in a  
33 savings of one dollar and eighty-four cents per food stamp transaction  
34 to the state. If food stamp cash assistance were available for the  
35 entire 1993-95 biennium, the state of Washington would save eight  
36 million two hundred thousand dollars in administrative cost and provide  
37 individuals available for federal food assistance with the same level

1 of support. An administrative efficiency of this magnitude must not be  
2 overlooked at a time when governments at all levels are challenged to  
3 operate more efficiently and do more with less. Food stamp cash also  
4 was very popular with recipients because it eliminated the stigma  
5 associated with use of food stamps in grocery stores, and increased the  
6 recipient's self esteem.

7 (2) The department shall replace food stamps with the cash  
8 equivalent for individuals eligible to receive food assistance. The  
9 department shall obtain all necessary statutory and administrative  
10 changes from congress, the food and nutrition service, and the  
11 department of health and human services to convert from food stamps to  
12 food cash assistance.

13 **Sec. 7.** RCW 74.04.005 and 1992 c 165 s 1 and 1992 c 136 s 1 are  
14 each reenacted and amended to read as follows:

15 For the purposes of this title, unless the context indicates  
16 otherwise, the following definitions shall apply:

17 (1) "Public assistance" or "assistance"«Public aid to persons in  
18 need thereof for any cause, including services, medical care,  
19 assistance grants, disbursing orders, work relief, general assistance  
20 and federal-aid assistance.

21 (2) "Department"«The department of social and health services.

22 (3) "County or local office"«The administrative office for one or  
23 more counties or designated service areas.

24 (4) "Director" or "secretary" means the secretary of social and  
25 health services.

26 (5) "Federal-aid assistance"«The specific categories of assistance  
27 for which provision is made in any federal law existing or hereafter  
28 passed by which payments are made from the federal government to the  
29 state in aid or in respect to payment by the state for public  
30 assistance rendered to any category of needy persons for which  
31 provision for federal funds or aid may from time to time be made, or a  
32 federally administered needs-based program.

33 (6)(a) "General assistance"«Aid to persons in need who:

34 (i) Are not eligible to receive federal-aid assistance, other than  
35 food stamps and medical assistance; however, an individual who refuses  
36 or fails to cooperate in obtaining federal-aid assistance, without good  
37 cause, is not eligible for general assistance;

38 (ii) Meet one of the following conditions:

1 (A) Pregnant: PROVIDED, That need is based on the current income  
2 and resource requirements of the federal aid to families with dependent  
3 children program: PROVIDED FURTHER, That during any period in which an  
4 aid for dependent children employable program is not in operation, only  
5 those pregnant women who are categorically eligible for medicaid are  
6 eligible for general assistance; (~~(or)~~)

7 (B) Children residing in the home of a court-appointed legal  
8 guardian who are: (I) Under the age of eighteen; or (II) under twenty  
9 years of age and full-time students reasonably expected to complete a  
10 program of secondary school, or the equivalent level of vocational or  
11 technical training, before the end of the month in which they reach age  
12 twenty. Eligibility, except the requirement to live with a relative of  
13 specified degree, is based on the current requirements of the federal  
14 aid to families with dependent children program, and need is based on  
15 the current income and resource requirements of the federal aid to  
16 families with dependent children program. Assistance shall be provided  
17 on behalf of the child or children only;

18 (C) Under twenty years of age and ineligible for aid to families  
19 with dependent children solely due to federal age requirements, and are  
20 full-time students reasonably expected to complete a program of  
21 secondary school or the equivalent level of vocational or technical  
22 training before the end of the month in which the person reaches age  
23 twenty. For purposes of determining payment amount, the student is  
24 considered a member of the aid to families with dependent children  
25 household of which the student would be a member but for the federal  
26 age requirement. The financial assistance shall also include a portion  
27 to meet the needs of the student's needy caretaker relative if the  
28 needs are not otherwise considered in an aid to families with dependent  
29 children program grant provided to the household;

30 (D) Subject to chapter 165, Laws of 1992, incapacitated from  
31 gainful employment by reason of bodily or mental infirmity that will  
32 likely continue for a minimum of ninety days as determined by the  
33 department(~~(-)~~); or

34 (~~(C)~~) (E) Persons who are unemployable due to alcohol or drug  
35 addiction are not eligible for general assistance. Persons receiving  
36 general assistance on July 26, 1987, or becoming eligible for such  
37 assistance thereafter, due to an alcohol or drug-related incapacity,  
38 shall be referred to appropriate assessment, treatment, shelter, or  
39 supplemental security income referral services as authorized under

1 chapter 74.50 RCW. Referrals shall be made at the time of application  
2 or at the time of eligibility review. Alcoholic and drug addicted  
3 clients who are receiving general assistance on July 26, 1987, may  
4 remain on general assistance if they otherwise retain their eligibility  
5 until they are assessed for services under chapter 74.50 RCW.  
6 Subsection (6)(a)(ii)((+B+))(D) of this section shall not be construed  
7 to prohibit the department from granting general assistance benefits to  
8 alcoholics and drug addicts who are incapacitated due to other physical  
9 or mental conditions that meet the eligibility criteria for the general  
10 assistance program;

11 (iii) Are citizens or aliens lawfully admitted for permanent  
12 residence or otherwise residing in the United States under color of  
13 law; and

14 (iv) Have furnished the department their social security account  
15 number. If the social security account number cannot be furnished  
16 because it has not been issued or is not known, an application for a  
17 number shall be made prior to authorization of assistance, and the  
18 social security number shall be provided to the department upon  
19 receipt.

20 (b) Notwithstanding the provisions of subsection (6)(a)(i), (ii),  
21 and (c) of this section, general assistance shall be provided to the  
22 following recipients of federal-aid assistance:

23 (i) Recipients of supplemental security income whose need, as  
24 defined in this section, is not met by such supplemental security  
25 income grant because of separation from a spouse; or

26 (ii) ~~((To the extent authorized by the legislature in the biennial  
27 appropriations act, to))~~ Recipients of aid to families with dependent  
28 children whose needs are not being met because of a temporary reduction  
29 in monthly income below the entitled benefit payment level caused by  
30 loss or reduction of wages or unemployment compensation benefits or  
31 some other unforeseen circumstances. The amount of general assistance  
32 authorized shall not exceed the difference between the entitled benefit  
33 payment level and the amount of income actually received. Payment  
34 shall be made within fifteen days of the request.

35 (c) General assistance shall be provided only to persons who are  
36 not members of assistance units receiving federal aid assistance,  
37 except as provided in subsection (6)(a)(ii)(A) and (b) of this section,  
38 and will accept available services which can reasonably be expected to  
39 enable the person to work or reduce the need for assistance unless

1 there is good cause to refuse. Failure to accept such services shall  
2 result in termination until the person agrees to cooperate in accepting  
3 such services and subject to the following maximum periods of  
4 ineligibility after reapplication:

5 (i) First failure: One week;

6 (ii) Second failure within six months: One month;

7 (iii) Third and subsequent failure within one year: Two months.

8 (d) Persons found eligible for general assistance based on  
9 incapacity from gainful employment may, if otherwise eligible, receive  
10 general assistance pending application for federal supplemental  
11 security income benefits. Any general assistance that is subsequently  
12 duplicated by the person's receipt of supplemental security income for  
13 the same period shall be considered a debt due the state and shall by  
14 operation of law be subject to recovery through all available legal  
15 remedies.

16 (e) The department shall adopt by rule medical criteria for general  
17 assistance eligibility to ensure that eligibility decisions are  
18 consistent with statutory requirements and are based on clear,  
19 objective medical information.

20 (f) The process implementing the medical criteria shall involve  
21 consideration of opinions of the treating or consulting physicians or  
22 health care professionals regarding incapacity, and any eligibility  
23 decision which rejects uncontroverted medical opinion must set forth  
24 clear and convincing reasons for doing so.

25 (g) Recipients of general assistance based upon a finding of  
26 incapacity from gainful employment who remain otherwise eligible shall  
27 not have their benefits terminated absent a clear showing of material  
28 improvement in their medical or mental condition or specific error in  
29 the prior determination that found the recipient eligible by reason of  
30 incapacitation. Recipients of general assistance based upon pregnancy  
31 who relinquish their child for adoption, remain otherwise eligible, and  
32 are not eligible to receive benefits under the federal aid to families  
33 with dependent children program shall not have their benefits  
34 terminated until the end of the month in which the period of six weeks  
35 following the birth of the recipient's child falls. Recipients of the  
36 federal aid to families with dependent children program who lose their  
37 eligibility solely because of the birth and relinquishment of the  
38 qualifying child may receive general assistance through the end of the

1 month in which the period of six weeks following the birth of the child  
2 falls.

3 (7) "Applicant"«Any person who has made a request, or on behalf of  
4 whom a request has been made, to any county or local office for  
5 assistance.

6 (8) "Recipient"«Any person receiving assistance and in addition  
7 those dependents whose needs are included in the recipient's  
8 assistance.

9 (9) "Standards of assistance"«The level of income required by an  
10 applicant or recipient to maintain a level of living specified by the  
11 department.

12 (10) "Resource"«Any asset, tangible or intangible, owned by or  
13 available to the applicant at the time of application, which can be  
14 applied toward meeting the applicant's need, either directly or by  
15 conversion into money or its equivalent: PROVIDED, That an applicant  
16 may retain the following described resources and not be ineligible for  
17 public assistance because of such resources.

18 (a) A home, which is defined as real property owned and used by an  
19 applicant or recipient as a place of residence, together with a  
20 reasonable amount of property surrounding and contiguous thereto, which  
21 is used by and useful to the applicant. Whenever a recipient shall  
22 cease to use such property for residential purposes, either for himself  
23 or his dependents, the property shall be considered as a resource which  
24 can be made available to meet need, and if the recipient or his  
25 dependents absent themselves from the home for a period of ninety  
26 consecutive days such absence, unless due to hospitalization or health  
27 reasons or a natural disaster, shall raise a rebuttable presumption of  
28 abandonment: PROVIDED, That if in the opinion of three physicians the  
29 recipient will be unable to return to the home during his lifetime, and  
30 the home is not occupied by a spouse or dependent children or disabled  
31 sons or daughters, such property shall be considered as a resource  
32 which can be made available to meet need.

33 (b) Household furnishings and personal effects and other personal  
34 property having great sentimental value to the applicant or recipient,  
35 as limited by the department consistent with limitations on resources  
36 and exemptions for federal aid assistance.

37 (c) A motor vehicle, other than a motor home, used and useful  
38 having an equity value not to exceed one thousand five hundred dollars.



1 (d) All other resources, including any excess of values exempted,  
2 not to exceed one thousand dollars or other limit as set by the  
3 department, to be consistent with limitations on resources and  
4 exemptions necessary for federal aid assistance.

5 (e) Applicants for or recipients of general assistance shall have  
6 their eligibility based on resource limitations consistent with the aid  
7 to families with dependent children program rules adopted by the  
8 department.

9 (f) If an applicant for or recipient of public assistance possesses  
10 property and belongings in excess of the ceiling value, such value  
11 shall be used in determining the need of the applicant or recipient,  
12 except that: (i) The department may exempt resources or income when  
13 the income and resources are determined necessary to the applicant's or  
14 recipient's restoration to independence, to decrease the need for  
15 public assistance, or to aid in rehabilitating the applicant or  
16 recipient or a dependent of the applicant or recipient; and (ii) the  
17 department may provide grant assistance for a period not to exceed nine  
18 months from the date the agreement is signed pursuant to this section  
19 to persons who are otherwise ineligible because of excess real property  
20 owned by such persons when they are making a good faith effort to  
21 dispose of that property: PROVIDED, That:

22 (A) The applicant or recipient signs an agreement to repay the  
23 lesser of the amount of aid received or the net proceeds of such sale;

24 (B) If the owner of the excess property ceases to make good faith  
25 efforts to sell the property, the entire amount of assistance may  
26 become an overpayment and a debt due the state and may be recovered  
27 pursuant to RCW 43.20B.630;

28 (C) Applicants and recipients are advised of their right to a fair  
29 hearing and afforded the opportunity to challenge a decision that good  
30 faith efforts to sell have ceased, prior to assessment of an  
31 overpayment under this section; and

32 (D) At the time assistance is authorized, the department files a  
33 lien without a sum certain on the specific property.

34 (11) "Income"«(a) All appreciable gains in real or personal  
35 property (cash or kind) or other assets, which are received by or  
36 become available for use and enjoyment by an applicant or recipient  
37 during the month of application or after applying for or receiving  
38 public assistance. The department may by rule and regulation exempt  
39 income received by an applicant for or recipient of public assistance

1 which can be used by him to decrease his need for public assistance or  
2 to aid in rehabilitating him or his dependents, but such exemption  
3 shall not, unless otherwise provided in this title, exceed the  
4 exemptions of resources granted under this chapter to an applicant for  
5 public assistance. In determining the amount of assistance to which an  
6 applicant or recipient of aid to families with dependent children is  
7 entitled, the department is hereby authorized to disregard as a  
8 resource or income the earned income exemptions consistent with federal  
9 requirements. The department may permit the above exemption of  
10 earnings of a child to be retained by such child to cover the cost of  
11 special future identifiable needs even though the total exceeds the  
12 exemptions or resources granted to applicants and recipients of public  
13 assistance, but consistent with federal requirements. In formulating  
14 rules and regulations pursuant to this chapter, the department shall  
15 define income and resources and the availability thereof, consistent  
16 with federal requirements. All resources and income not specifically  
17 exempted, and any income or other economic benefit derived from the use  
18 of, or appreciation in value of, exempt resources, shall be considered  
19 in determining the need of an applicant or recipient of public  
20 assistance.

21 (b) If, under applicable federal requirements, the state has the  
22 option of considering property in the form of lump sum compensatory  
23 awards or related settlements received by an applicant or recipient as  
24 income or as a resource, the department shall consider such property to  
25 be a resource.

26 (12) "Need"«The difference between the applicant's or recipient's  
27 standards of assistance for himself and the dependent members of his  
28 family, as measured by the standards of the department, and value of  
29 all nonexempt resources and nonexempt income received by or available  
30 to the applicant or recipient and the dependent members of his family.

31 (13) For purposes of determining eligibility for public assistance  
32 and participation levels in the cost of medical care, the department  
33 shall exempt restitution payments made to people of Japanese and Aleut  
34 ancestry pursuant to the Civil Liberties Act of 1988 and the Aleutian  
35 and Pribilof Island Restitution Act passed by congress, P.L. 100-383,  
36 including all income and resources derived therefrom.

37 (14) In the construction of words and phrases used in this title,  
38 the singular number shall include the plural, the masculine gender  
39 shall include both the feminine and neuter genders and the present

1 tense shall include the past and future tenses, unless the context  
2 thereof shall clearly indicate to the contrary.

3 NEW SECTION. **Sec. 8.** The department shall provide grants to  
4 community action agencies or other local nonprofit organizations to  
5 provide job opportunities and basic skills training program  
6 participants with transitional support services, one-to-one assistance,  
7 and job retention services.

8 NEW SECTION. **Sec. 9.** Services provided under the jobs opportunity  
9 and basic skills training program should contain the following  
10 principles:

11 (1) Services should focus on the entire family and seek to empower  
12 the family;

13 (2) Families must be involved in all aspects of planning and  
14 service delivery;

15 (3) Caseworkers will act as consultants and focus on building on  
16 family strengths and cocreating options;

17 (4) Services should strengthen incentives for self-sufficiency and  
18 economic independence;

19 (5) Administration of the job opportunity and basic skills training  
20 program services should be coordinated with other services to the  
21 family;

22 (6) Services should be regionally, culturally, and ethnically  
23 sensitive; and

24 (7) Services should be locally planned and involve coordinated  
25 delivery at the local level.

26 NEW SECTION. **Sec. 10.** (1) The department shall appoint and  
27 consult with an advisory committee of not less than ten or more than  
28 twenty members broadly representative of business, labor, education,  
29 community, enrollee, civic groups, and the public at large. The  
30 membership shall be geographically balanced with one-third of the  
31 membership composed of participants or community members. The advisory  
32 committee members shall serve terms of two years. In addition, the  
33 speaker of the house of representatives and the president of the senate  
34 shall appoint a member of each caucus of the legislature to the  
35 advisory committee.

1 The initial terms of the advisory committee members shall be  
2 staggered in a manner determined by the department. In the event of a  
3 vacancy on the advisory committee due to death, resignation, or removal  
4 of one of the advisory committee members, and upon the expiration of  
5 the term of any member, the department shall appoint a successor from  
6 a list supplied by the family opportunity councils for a term expiring  
7 on the second anniversary of the successor's date of the appointment,  
8 except that vacancies in a position appointed by a legislative officer  
9 shall be filled by that officer. Advisory committee members may be  
10 reimbursed for travel expenses as provided in RCW 43.03.050 and  
11 43.03.060.

12 (2) The department shall consult with the advisory committee on  
13 significant matters before taking action on the matters. Matters of  
14 significance include but are not limited to the nature and extent of  
15 contracts with private or nonprofit entities, decisions to modify  
16 program standards, a right to review and comment upon the job  
17 opportunities and basic skills training plans, and all reports  
18 submitted to the legislature, prior to their submission. The meetings  
19 of the executive committee are subject to chapter 42.30 RCW, the open  
20 public meetings act. The advisory committee shall study approaches to  
21 allow children in poverty to grow up healthy with self-confidence and  
22 the ability to break the cycle of dependence that can result from  
23 inadequate nutrition, housing, and other basic needs.

24 (3) The department shall establish a family opportunity advisory  
25 council in each of the department's regions to make recommendations on  
26 the social services, procedures, and income maintenance operations used  
27 in the family independence program. The councils shall also assist in  
28 providing mentors, mutual self-help, and information on alternatives to  
29 welfare dependency. The councils shall include: (a) Individuals  
30 currently receiving assistance; (b) individuals who have received  
31 public assistance in the past but have subsequently achieved economic  
32 independence; and (c) persons who are board members or employees of  
33 nonprofit organizations providing services of the types offered to  
34 family independence program recipients, including those with experience  
35 in developing self-esteem and individual motivation. A regional  
36 advisory council may establish panels representing specific geographic  
37 areas within the region.

38 (4) Each advisory council shall nominate three persons from which  
39 the department shall elect one person from each region to be a member

1 of the advisory committee. Appointments shall be for a term of two  
2 years. Terms may be renewed for one additional two-year term. Three  
3 regional appointments shall initially be for a term of one year. The  
4 regional representatives shall constitute the consumer and enrollee  
5 representatives.

6 (5) Recipients and former recipients may be paid a per diem rate  
7 established by the department. Members may be reimbursed for travel  
8 expenses as provided in RCW 43.03.050 and 43.03.060. Recipients and  
9 former recipients may also be reimbursed for dependent care expenses  
10 required to permit their participation in the family opportunity  
11 advisory councils, the department, and the family independence program  
12 advisory committee.

13 (6) The department may, within available funds, provide grants to  
14 each family opportunity council to assist and support their activities  
15 and to assist in the recruitment and training of volunteer mentors.

16 NEW SECTION. **Sec. 11.** In determining food stamp need and  
17 eligibility, the department shall exclude as income the child support  
18 exempted by 42 U.S.C. Sec. 657 (b) or 602 (a)(8)(A)(vi).

19 NEW SECTION. **Sec. 12.** In determining eligibility for the aid to  
20 families with dependent children employable program, the department  
21 shall allow education to satisfy the federal work quarters requirement.

22 NEW SECTION. **Sec. 13.** The department shall provide each school  
23 age recipient of aid to families with dependent children with a fifty-  
24 dollar school allowance each September.

25 NEW SECTION. **Sec. 14.** The department of social and health  
26 services and the employment security department shall provide education  
27 and training opportunities to all participants pursuant to a  
28 coordinated service delivery employability assessment, and shall  
29 emphasize efforts that prepare participants for long-term unsubsidized  
30 employment and economic independence. The departments shall prepare  
31 varying intensities of services based on the participant's  
32 employability plan and provide services accordingly. The department  
33 shall prepare a pilot project for recipients of aid to families with  
34 dependent children which will (1) categories them into one of four  
35 groups based on their education and work history, and (2) provide

1 varying intensities of education, work, job training, community work  
2 experience, and other services. The pilot project shall be limited to  
3 twenty-thousand participants.

4 **Sec. 15.** RCW 74.04.300 and 1987 c 75 s 32 are each amended to read  
5 as follows:

6 If a recipient receives either public assistance (~~((and/or))~~) or food  
7 stamps, or both, for which he or she is not eligible, or receives  
8 either public assistance (~~((and/or))~~) or food stamps, or both, in an  
9 amount greater than that for which he or she is eligible, the portion  
10 of the payment to which he is not entitled shall be a debt due the  
11 state recoverable under RCW 43.20B.030 and 43.20B.620 through  
12 43.20B.645. An overpayment shall not exist if the recurring net  
13 nonexempt income of the recipient does not exceed the need standard.  
14 It shall be the duty of recipients of either public assistance  
15 (~~((and/or))~~) or food stamps, or both, to notify the department within  
16 twenty days of the receipt or possession of all income or resources not  
17 previously declared to the department. The department shall advise  
18 applicants for assistance that failure to report as required, failure  
19 to reveal resources or income, and false statements will result in  
20 recovery by the state of any overpayment and may result in criminal  
21 prosecution.

22 NEW SECTION. **Sec. 16.** The sum of three million four hundred  
23 thousand dollars, or as much thereof as may be necessary, is  
24 appropriated for the biennium ending June 30, 1995, from the general  
25 fund to the board for community and technical colleges for the purposes  
26 of increasing enrollment of aid to families with dependent children  
27 recipients in community and technical colleges.

28 NEW SECTION. **Sec. 17.** The department shall develop a pilot child  
29 care project for those individuals receiving education, training, or  
30 providing community service as part of the pilot project for the twenty  
31 thousand participating recipients. Child care facilities shall be  
32 located on or near community and technical college or vocational school  
33 campuses. Recipients interested in pursuing employment in child care  
34 may fulfill a community work requirement by providing child care  
35 services as part of the pilot project.

1        NEW SECTION.    **Sec. 18.**    (1) Except for sections 3 and 16 of this  
2 act, chapter 74.-- RCW (sections 2, 3, 5, 6, 8 through 14, 17, and 18  
3 of this act) shall not be implemented before July 1, 1994, and shall  
4 not be implemented until specifically authorized by the legislature.

5        (2) The governor shall report to the legislature at least once each  
6 quarter of fiscal year 1994 on the progress of the department of social  
7 and health services's efforts to secure federal approval of the  
8 provision of chapter 74.-- RCW (sections 2, 3, 5, 6, 8 through 14, 17,  
9 and 18 of this act).

10       (3) The governor shall seek congressional and federal agency action  
11 on any federal legislation or federal regulation necessary to implement  
12 chapter 74.-- RCW (sections 2, 3, 5, 6, 8 through 14, 17, and 18 of  
13 this act).

14       (4) If all proposed agreements between the state and federal  
15 governments which are necessary to implement chapter 74.-- RCW  
16 (sections 2, 3, 5, 6, 8 through 14, 17, and 18 of this act) have been  
17 completed before February 1, 1994, a plan outlining such proposed  
18 agreements shall be submitted to the legislature no later than February  
19 7, 1994. If all agreements between the state and federal governments  
20 necessary to implement chapter 74.-- RCW (sections 2, 3, 5, 6, 8  
21 through 14, 17, and 18 of this act) have not been completed by February  
22 1, 1994, an implementation plan with the proposed agreements shall be  
23 submitted to the appropriate committees of the senate and the house of  
24 representatives for consideration. Copies of all such proposed  
25 agreements and any proposed changes to state statute shall be submitted  
26 to the legislature with the plan. Chapter 74.-- RCW (sections 2, 3, 5,  
27 6, 8 through 14, 17, and 18 of this act) shall be implemented only  
28 after the legislature has approved the implementation plan and  
29 authorized the signing and completion of all federal-state agreements.

30       (5) Any agreements with the federal government pursuant to chapter  
31 74.-- RCW (sections 2, 3, 5, 6, 8 through 14, 17, and 18 of this act)  
32 shall provide that such agreements may be canceled by the state or  
33 federal government upon six months' notice or immediately upon mutual  
34 agreement.

35       NEW SECTION.    **Sec. 19.**    Sections 2, 3, 5, 6, 8 through 14, 17, and  
36 18 of this act shall constitute a new chapter in Title 74 RCW.

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