

2 **SB 6098** - S AMD - 418
3 By Senator Deccio

4 ADOPTED 4/16/97

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

7 NEW SECTION. **Sec. 1.** IMMIGRANTS--ELIGIBILITY. The state shall
8 exercise its option under P.L. 104-193 to continue services to legal
9 immigrants under temporary assistance for needy families, medicaid, and
10 social services block grant programs. Eligibility for these benefits
11 for legal immigrants arriving after August 21, 1996, is limited to
12 those families where the parent, parents, or legal guardians have been
13 in residence in Washington state for a period of twelve consecutive
14 months before making their application for assistance. Legal
15 immigrants who lose benefits under the supplemental security income
16 program as a result of P.L. 104-193 are immediately eligible for
17 benefits under the state's general assistance-unemployable program.
18 The department shall redetermine income and resource eligibility at
19 least annually, in accordance with existing state policy.

20 NEW SECTION. **Sec. 2.** SPONSOR DEEMING. (1) Except as provided in
21 subsection (4) of this section, qualified aliens and aliens permanently
22 residing under color of law shall have their eligibility for assistance
23 redetermined.

24 (2) In determining the eligibility and the amount of benefits of a
25 qualified alien or an alien permanently residing under color of law for
26 public assistance under this title, the income and resources of the
27 alien shall be deemed to include the income and resources of any person
28 and his or her spouse who executed an affidavit of support pursuant to
29 section 213A of the federal immigration and naturalization act on
30 behalf of the alien for a period of five years following the execution
31 of that affidavit of support. The deeming provisions of this
32 subsection shall be waived if the sponsor dies or is permanently
33 incapacitated during the period the affidavit of support is valid.

34 (3) As used in this section, "qualified alien" has the meaning
35 provided it in P.L. 104-183.

1 (4)(a) Qualified aliens specified under sections 403, 412, and 552
2 (e) and (f), subtitle B, Title IV, of P.L. 104-193 and in P.L. 104-208,
3 are exempt from this section.

4 (b) Qualified aliens who served in the armed forces of an allied
5 country, or were employed by an agency of the federal government,
6 during a military conflict between the United States of America and a
7 military adversary are exempt from the provisions of this section.

8 (c) Qualified aliens who are victims of domestic violence and
9 petition for legal status under the federal violence against women act
10 are exempt from the provisions of this section.

11 NEW SECTION. **Sec. 3.** FOOD ASSISTANCE. (1) The department may
12 establish a food assistance program for persons whose immigrant status
13 meets the eligibility requirements of the federal food stamp program,
14 but who are no longer eligible solely due to their immigrant status
15 under P.L. 104-193.

16 (2) The rules for the state food assistance program shall follow
17 exactly the rules of the federal food stamp program except for the
18 provisions pertaining to immigrant status under P.L. 104-193.

19 (3) The benefit under the state food assistance program shall be
20 established by the legislature in the biennial operating budget.

21 (4) The department may enter into a contract with the United States
22 department of agriculture to use the existing federal food stamp
23 program coupon system for the purposes of administering the state food
24 assistance program.

25 (5) In the event the department is unable to enter into a contract
26 with the United States department of agriculture, the department may
27 issue vouchers to eligible households for the purchase of eligible
28 foods at participating retailers.

29 NEW SECTION. **Sec. 4.** CAPTIONS NOT LAW. Captions used in this act
30 are not any part of the law.

31 NEW SECTION. **Sec. 5.** Sections 1 through 3 of this act are each
32 added to the chapter created in section 1010, chapter . . . (Engrossed
33 House Bill No. 3901), Laws of 1997."

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4 On page 1, line 1 of the title, after "services" insert "; adding
5 new sections to chapter 74.-- RCW; and creating a new section"

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