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HOUSE BILL 1629

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State of Washington

55th Legislature

1997 Regular Session

By Representatives Cooke and Boldt

Read first time 02/03/97. Referred to Committee on Children & Family Services.

1 AN ACT Relating to public assistance for legal immigrants; adding  
2 a new section to chapter 74.04 RCW; creating a new section; providing  
3 an effective date; and declaring an emergency.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 74.04 RCW  
6 to read as follows:

7 (1) Legal immigrants who are recipients of public assistance under  
8 this title as of August 22, 1996, shall have their eligibility for  
9 assistance redetermined within ninety days of the effective date of  
10 this section.

11 (2) Legal immigrants who arrive in the United States of America  
12 after August 22, 1997, are ineligible to receive public assistance  
13 under this title for a period of five years. Following their period of  
14 ineligibility, their eligibility for public assistance shall be  
15 determined as provided for in this section.

16 (3) In determining the eligibility and the amount of benefits of a  
17 legal immigrant for public assistance under this title, the income and  
18 resources of the legal immigrant shall be deemed to include the income  
19 and resources of any person and his or her spouse who executed an

1 affidavit of support pursuant to section 213A of the federal  
2 immigration and naturalization act on behalf of the legal immigrant.

3 NEW SECTION. **Sec. 2.** If any part of this act is found to be in  
4 conflict with federal requirements that are a prescribed condition to  
5 the allocation of federal funds to the state, the conflicting part of  
6 this act is inoperative solely to the extent of the conflict and with  
7 respect to the agencies directly affected, and this finding does not  
8 affect the operation of the remainder of this act in its application to  
9 the agencies concerned. Rules adopted under this act must meet federal  
10 requirements that are a necessary condition to the receipt of federal  
11 funds by the state.

12 NEW SECTION. **Sec. 3.** This act is necessary for the immediate  
13 preservation of the public peace, health, or safety, or support of the  
14 state government and its existing public institutions, and takes effect  
15 July 1, 1997.

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