
SUBSTITUTE SENATE BILL 6383

State of Washington

56th Legislature

2000 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Loveland and Haugen)

Read first time 01/31/2000.

1 AN ACT Relating to eligibility for retirement allowance
2 adjustments; amending RCW 41.40.189; adding a new section to chapter
3 41.32 RCW; and declaring an emergency.

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

5 **Sec. 1.** RCW 41.40.189 and 1999 c 362 s 3 are each amended to read
6 as follows:

7 (1) A retiree or beneficiary who receives state-funded long-term
8 care services on or after June 1, 1998, is not eligible for the
9 increase provided by section 8, chapter 340, Laws of 1998, nor for an
10 increase under RCW 41.31.010 or 41.40.197, if the increase would make
11 the retiree or beneficiary ineligible for state-funded long-term care
12 services. For the purposes of this section "state-funded long-term
13 care services" means a state-funded adult family home, adult
14 residential care, assisted living, enhanced adult residential care, in-
15 home care, or nursing home service, as defined in RCW 74.39A.009, for
16 which the retiree or beneficiary is required to contribute all income
17 other than a specified amount reserved for the ((retiree's)) person's
18 personal maintenance needs. Retirees or beneficiaries who are subject
19 to this section shall notify the department in writing. The department

1 has no affirmative duty to identify retirees or beneficiaries who are
2 subject to this subsection.

3 (2) This section applies to all payments under section 8, chapter
4 340, Laws of 1998 and RCW 41.31.010 and 41.40.197, made on or after May
5 17, 1999, regardless of the date of retirement.

6 NEW SECTION. **Sec. 2.** A new section is added to chapter 41.32 RCW
7 to read as follows:

8 (1) A retiree or beneficiary who receives state-funded long-term
9 care services on or after June 1, 1998, is not eligible for the
10 increase provided by section 7, chapter 340, Laws of 1998, nor for an
11 increase under RCW 41.31.010 or 41.32.489, if the increase would make
12 the retiree or beneficiary ineligible for state-funded long-term care
13 services. For the purposes of this section "state-funded long-term
14 care services" means a state-funded adult family home, adult
15 residential care, assisted living, enhanced adult residential care, in-
16 home care, or nursing home service, as defined in RCW 74.39A.009, for
17 which the retiree or beneficiary is required to contribute all income
18 other than a specified amount reserved for the person's personal
19 maintenance needs. Retirees or beneficiaries who are subject to this
20 section shall notify the department in writing. The department has no
21 affirmative duty to identify retirees or beneficiaries who are subject
22 to this subsection.

23 (2) This section applies to all payments under section 7, chapter
24 340, Laws of 1998 and RCW 41.31.010 and 41.32.489, made on or after May
25 17, 1999, regardless of the date of retirement.

26 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
27 preservation of the public peace, health, or safety, or support of the
28 state government and its existing public institutions, and takes effect
29 immediately.

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