
SENATE BILL 6383

State of Washington

56th Legislature

2000 Regular Session

By Senators Loveland and Haugen

Read first time 01/14/2000. Referred to Committee on Ways & Means.

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 who receives state-funded long-term care services on
8 or after June 1, 1998, is not eligible for the increase provided by
9 section 8, chapter 340, Laws of 1998, nor for an increase under RCW
10 41.31.010 or 41.40.197, if the increase would make the retiree
11 ineligible for state-funded long-term care services. For the purposes
12 of this section "state-funded long-term care services" means a state-
13 funded adult family home, adult residential care, assisted living,
14 enhanced adult residential care, in-home care, or nursing home service,
15 as defined in RCW 74.39A.009, for which the retiree is required to
16 contribute all income other than a specified amount reserved for the
17 retiree's personal maintenance needs. Retirees who are subject to this
18 section shall notify the department in writing. The department has no

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

22 (2) This section applies to all payments under section 8, chapter
23 340, Laws of 1998 and RCW 41.31.010 and 41.32.489, made on or after May
24 17, 1999, regardless of the date of retirement.

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

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