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HOUSE BILL 3002

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State of Washington

57th Legislature

2002 Regular Session

By Representatives Cody and Sommers

Read first time . Referred to Committee on Appropriations.

1 AN ACT Relating to the treatment of income and resources for  
2 institutionalized persons receiving medical assistance; amending RCW  
3 74.09.575; providing an effective date; and declaring an emergency.

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

5 **Sec. 1.** RCW 74.09.575 and 1989 c 87 s 5 are each amended to read  
6 as follows:

7 (1) The department shall promulgate rules consistent with the  
8 treatment of resources provisions of section 1924 of the social  
9 security act entitled "Treatment of Income and Resources for Certain  
10 Institutionalized Spouses," in determining the allocation of resources  
11 between the institutionalized and community spouse.

12 (2) In the interest of supporting the community spouse the  
13 department shall allow ~~((the maximum resource allowance amount  
14 permissible under the social security act))~~ up to a maximum of thirty  
15 thousand dollars in resources for the community spouse. For the fiscal  
16 biennium beginning July 1, 2003, and each fiscal biennium thereafter,  
17 the maximum resource allowance amount for the community spouse shall be  
18 adjusted for economic trends and conditions by increasing the amount  
19 allowable by the consumer price index as published by the federal

1 bureau of labor statistics. However, in no case shall the amount  
2 allowable exceed the maximum resource allowance permissible under the  
3 social security act.

4 NEW SECTION. Sec. 2. This act is necessary for the immediate  
5 preservation of the public peace, health, or safety, or support of the  
6 state government and its existing public institutions, and takes effect  
7 July 1, 2002.

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