
THIRD SUBSTITUTE SENATE BILL 5201

State of Washington 57th Legislature

2002 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Kohl-Welles, Deccio, Winsley, Carlson, Sheahan, Swecker, Jacobsen, Hargrove, B. Sheldon, Shin, McAuliffe and Fairley)

READ FIRST TIME 02/12/2002.

1 AN ACT Relating to increasing access to education for recipients of
2 temporary assistance for needy families; amending RCW 74.08A.250;
3 adding new sections to chapter 74.08A RCW; and creating new sections.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that recent studies
6 show a powerful relationship between postsecondary education and an
7 increase in lifetime earned income. Even just two years of college can
8 equate to a quarter of a million dollar increase in lifetime income.
9 A bachelor's degree can boost annual income seventy-three percent,
10 compared to a high school degree. In addition, studies indicate that
11 for individuals attending college, there is a correlation with improved
12 health status, increased civic participation, improved savings rates,
13 less reliance on government assistance, and improved quality of life
14 for their children. Additionally, this correlates to increased tax
15 revenues and reduced crime rates for society. The legislature finds
16 that some welfare recipients could qualify for college admission and
17 benefit from completion of their higher education at a community,
18 trade, or technical college, or other institute of higher education.

1 The federal government has specifically encouraged creative
2 approaches to higher education for welfare recipients, and several
3 other states have enacted legislation to this end. In Washington
4 state, there is currently a shortage of skilled workers, with
5 sixty-four percent of Washington employers reporting difficulty in
6 finding qualified applicants in 2000. The scarcity of workers with
7 postsecondary training affects many businesses, and has severe
8 implications for the state's economy. Skill requirements are expected
9 to continue to increase. In order to close the postsecondary skills
10 gap, Washington will need significantly more advanced workers in the
11 coming months and years, and enabling welfare clients to achieve their
12 educational goals will help solve this problem.

13 In 1999, the federal government adopted final regulations for
14 temporary assistance for needy families, allowing expanded use of block
15 grant and maintenance of effort funds. These funds can be used
16 creatively for a variety of special approaches, to help poor families
17 achieve true financial independence.

18 The legislature intends to provide access to postsecondary
19 education for qualified adult recipients of temporary assistance for
20 needy families, while maintaining the emphasis on employment that is
21 the hallmark of the WorkFirst program. The legislature intends to
22 provide temporary assistance for needy families grants, including
23 working connections child care and tuition assistance, to college-
24 qualified individuals, with the goal of providing a means for highly
25 motivated welfare recipients to successfully complete college, exit
26 assistance, and secure careers to benefit themselves, their families,
27 and society.

28 NEW SECTION. **Sec. 2.** The department shall establish the HELP
29 program. The goal of the program is to help college-qualified parents
30 who have dependent children in need and are eligible for temporary
31 assistance for needy families receive up to two years of undergraduate
32 education or training. To the extent that funds are specifically
33 appropriated for this purpose, the department shall provide parents
34 accepted into or enrolled at an institution of higher education in
35 Washington state with assistance that includes their temporary
36 assistance for needy families cash grants, as well as the other support
37 services provided to recipients of temporary assistance for needy
38 families, including but not limited to medical assistance, working

1 connections child care, food stamps, tuition assistance based upon
2 actual tuition or public higher education tuition rates, whichever is
3 less, and other support services. The department may facilitate access
4 to Pell grants and state need grants.

5 NEW SECTION. **Sec. 3.** Unless the context clearly requires
6 otherwise, the definitions in this section apply throughout sections 2
7 through 10 of this act.

8 (1) "HELP program" means the higher education for lifelong progress
9 program.

10 (2) "Institution of higher education" means the state research
11 universities, the regional universities, The Evergreen State College,
12 the community colleges, the technical colleges, and private career
13 schools, colleges, and universities.

14 NEW SECTION. **Sec. 4.** (1) Families that qualify for temporary
15 assistance for needy families under this chapter may participate in the
16 HELP program as a countable work activity of the temporary assistance
17 for needy families program. Eligibility for assistance, and the amount
18 of assistance, shall be determined under criteria used in the temporary
19 assistance for needy families program. Because participation in the
20 HELP program satisfies the countable work activity requirement, the
21 department shall not impose an additional work requirement upon HELP
22 participants.

23 (2) The department shall assess the educational program to
24 determine whether the completion of the program is likely to result in
25 employment that provides the wages and benefits necessary for the
26 applicant to support the applicant's family without public assistance.

27 (3) To the extent that funds and participant slots are available,
28 enrollment in the program shall be granted if the department determines
29 that:

30 (a) The applicant intends to pursue higher education in a field
31 with a high probability of wage progression and likely to enable the
32 applicant to exit assistance; and

33 (b) Considering potential employment opportunities and local labor
34 market conditions, the undergraduate education sought by the individual
35 is likely to improve the ability of the family to be self-supporting.

1 The applicant shall meet the requirements for the state need grant
2 under RCW 28B.10.800 through 28B.10.820 and qualify for acceptance at
3 and be admitted to an institution of higher education in the state.

4 NEW SECTION. **Sec. 5.** The department shall recommend that
5 applicants obtain career planning and counseling services from their
6 educational institutions to assist them in choosing an educational plan
7 that is likely to lead to self-sufficiency, and provide to students who
8 have begun an educational program assistance to overcome barriers to
9 completing the program and becoming employed. The department may work
10 with other state, local, and private entities to provide the planning
11 and counseling services.

12 NEW SECTION. **Sec. 6.** Students receiving assistance under sections
13 2 through 10 of this act shall meet the following requirements:

- 14 (1) They must be accepted into a postsecondary program; and
15 (2) They must be enrolled full time, with the expectation that they
16 make satisfactory progress toward a degree, certificate, or license in
17 a high-demand field with a significant probability of employment in a
18 job with wage progression. Satisfactory progress may be defined by the
19 standards of the postsecondary institution where the student is
20 enrolled.

21 NEW SECTION. **Sec. 7.** The department shall inform all persons
22 applying for or participating in the temporary assistance for needy
23 families program of the option to apply for the HELP program and the
24 criteria for acceptance. Recipients of temporary assistance for needy
25 families who have already partially completed their postsecondary
26 education will be encouraged to apply and be given priority.

27 NEW SECTION. **Sec. 8.** To the extent permitted by federal law,
28 assistance received under sections 2 through 10 of this act must be
29 disregarded as income and excluded as a resource or asset to the same
30 extent as assistance under the temporary assistance for needy families
31 program, under this chapter, for the purposes of any state, federal,
32 tribal, or municipal assistance program. Assistance received under
33 sections 2 through 10 of this act must be treated in the same manner as
34 assistance received under the temporary assistance for needy families
35 program under this chapter for all tax purposes. Furthermore, the

1 department shall implement the program so participants qualify for food
2 stamps until completion of their degree or certificate.

3 NEW SECTION. **Sec. 9.** (1) The department shall contract with the
4 Washington state institute for public policy for the performance of an
5 outcome study of program participants. The study shall, at a minimum:

6 (a) Track degree or certificate completion by participants;

7 (b) Report on wage progression of participants;

8 (c) Report on the program's dropout rate, including temporary
9 assistance for needy families' recidivism;

10 (d) Quantify the projected increase in lifetime earnings of program
11 graduates; and

12 (e) Report on self-identified enhancers and barriers to success in
13 postsecondary education experience by the study population.

14 (2) The results of the outcome study shall be reported annually, no
15 later than January 15th, beginning in 2004, to the governor and to
16 appropriate committees of the legislature.

17 NEW SECTION. **Sec. 10.** Participation in the HELP program shall be
18 incorporated in the recipient's individual personal responsibility
19 plan, in a manner that clearly indicates that satisfactory progress in
20 college is the recipient's temporary assistance for needy families work
21 activity and responsibility.

22 **Sec. 11.** RCW 74.08A.250 and 2000 c 10 s 1 are each amended to read
23 as follows:

24 Unless the context clearly requires otherwise, as used in this
25 chapter, "work activity" means:

26 (1) Unsubsidized paid employment in the private or public sector;

27 (2) Subsidized paid employment in the private or public sector,
28 including employment through the state or federal work-study program
29 for a period not to exceed twenty-four months;

30 (3) Work experience, including:

31 (a) An internship or practicum, that is paid or unpaid and is
32 required to complete a course of vocational training or to obtain a
33 license or certificate in a high demand field, as determined by the
34 employment security department. No internship or practicum shall
35 exceed twelve months; or

- 1 (b) Work associated with the refurbishing of publicly assisted
2 housing, if sufficient paid employment is not available;
- 3 (4) On-the-job training;
- 4 (5) Job search and job readiness assistance;
- 5 (6) Community service programs;
- 6 (7) Vocational educational training, not to exceed twelve months
7 with respect to any individual;
- 8 (8) Job skills training directly related to employment;
- 9 (9) Education directly related to employment, in the case of a
10 recipient who has not received a high school diploma or a GED;
- 11 (10) Satisfactory attendance at secondary school or in a course of
12 study leading to a GED, in the case of a recipient who has not
13 completed secondary school or received such a certificate;
- 14 (11) The provision of child care services to an individual who is
15 participating in a community service program;
- 16 (12) Internships, that shall be paid or unpaid work experience
17 performed by an intern in a business, industry, or government or
18 nongovernmental agency setting;
- 19 (13) Practicums, which include any educational program in which a
20 student is working under the close supervision of a professional in an
21 agency, clinic, or other professional practice setting for purposes of
22 advancing their skills and knowledge; ((and))
- 23 (14) Services required by the recipient under RCW 74.08.025(3) and
24 74.08A.010(3) to become employable; and
- 25 (15) Participation in the higher education for lifelong progress
26 program.

27 NEW SECTION. **Sec. 12.** The department shall adopt rules to
28 implement sections 2 through 10 of this act.

29 NEW SECTION. **Sec. 13.** Sections 2 through 10 and 12 of this act
30 are each added to chapter 74.08A RCW.

31 NEW SECTION. **Sec. 14.** If any part of this act is found to be in
32 conflict with federal requirements that are a prescribed condition to
33 the allocation of federal funds to the state, the conflicting part of
34 this act is inoperative solely to the extent of the conflict and with
35 respect to the agencies directly affected, and this finding does not
36 affect the operation of the remainder of this act in its application to

1 the agencies concerned. Rules adopted under this act must meet federal
2 requirements that are a necessary condition to the receipt of federal
3 funds by the state.

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