
ENGROSSED SUBSTITUTE SENATE BILL 6040

State of Washington

66th Legislature

2020 Regular Session

By Senate Ways & Means (originally sponsored by Senators Braun, Becker, and Kuderer)

READ FIRST TIME 02/07/20.

1 AN ACT Relating to the budgeting process for certain state waiver
2 services for individuals with developmental disabilities; amending
3 RCW 43.88C.010; adding a new section to chapter 43.88 RCW; creating
4 new sections; and providing an expiration date.

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

6 **Sec. 1.** RCW 43.88C.010 and 2019 c 406 s 24 are each amended to
7 read as follows:

8 (1) The caseload forecast council is hereby created. The council
9 shall consist of two individuals appointed by the governor and four
10 individuals, one of whom is appointed by the chairperson of each of
11 the two largest political caucuses in the senate and house of
12 representatives. The chair of the council shall be selected from
13 among the four caucus appointees. The council may select such other
14 officers as the members deem necessary.

15 (2) The council shall employ a caseload forecast supervisor to
16 supervise the preparation of all caseload forecasts. As used in this
17 chapter, "supervisor" means the caseload forecast supervisor.

18 (3) Approval by an affirmative vote of at least five members of
19 the council is required for any decisions regarding employment of the
20 supervisor. Employment of the supervisor shall terminate after each
21 term of three years. At the end of the first year of each three-year

1 term the council shall consider extension of the supervisor's term by
2 one year. The council may fix the compensation of the supervisor. The
3 supervisor shall employ staff sufficient to accomplish the purposes
4 of this section.

5 (4) The caseload forecast council shall oversee the preparation
6 of and approve, by an affirmative vote of at least four members, the
7 official state caseload forecasts prepared under RCW 43.88C.020. If
8 the council is unable to approve a forecast before a date required in
9 RCW 43.88C.020, the supervisor shall submit the forecast without
10 approval and the forecast shall have the same effect as if approved
11 by the council.

12 (5) A councilmember who does not cast an affirmative vote for
13 approval of the official caseload forecast may request, and the
14 supervisor shall provide, an alternative forecast based on
15 assumptions specified by the member.

16 (6) Members of the caseload forecast council shall serve without
17 additional compensation but shall be reimbursed for travel expenses
18 in accordance with RCW 44.04.120 while attending sessions of the
19 council or on official business authorized by the council.
20 Nonlegislative members of the council shall be reimbursed for travel
21 expenses in accordance with RCW 43.03.050 and 43.03.060.

22 (7) "Caseload," as used in this chapter, means:

23 (a) The number of persons expected to meet entitlement
24 requirements and require the services of public assistance programs,
25 state correctional institutions, state correctional noninstitutional
26 supervision, state institutions for juvenile offenders, the common
27 school system, long-term care, medical assistance, foster care, and
28 adoption support;

29 (b) The number of students who are eligible for the Washington
30 college bound scholarship program and are expected to attend an
31 institution of higher education as defined in RCW 28B.92.030;

32 (c) The number of students who are eligible for the Washington
33 college grant program under RCW 28B.92.200 and 28B.92.205 and are
34 expected to attend an institution of higher education as defined in
35 RCW 28B.92.030; and

36 (d) The number of children who are eligible, as defined in RCW
37 43.216.505, to participate in, and the number of children actually
38 served by, the early childhood education and assistance program.

1 (8) The caseload forecast council shall forecast the temporary
2 assistance for needy families and the working connections child care
3 programs as a courtesy.

4 (9) The caseload forecast council shall present the number of
5 individuals who are assessed as eligible for and have requested a
6 service through the individual and family services waiver and the
7 basic plus waiver administered by the developmental disabilities
8 administration as a courtesy. The caseload forecast council shall be
9 presented with the service request list as defined in RCW 71A.10.020
10 to aid in development of this information.

11 (10) The caseload forecast council shall forecast youth
12 participating in the extended foster care program pursuant to RCW
13 74.13.031 separately from other children who are residing in foster
14 care and who are under eighteen years of age.

15 (~~(10)~~) (11) The caseload forecast council shall forecast the
16 number of youth expected to receive behavioral rehabilitation
17 services while involved in the foster care system and the number of
18 screened in reports of child abuse or neglect.

19 (~~(11)~~) (12) Unless the context clearly requires otherwise, the
20 definitions provided in RCW 43.88.020 apply to this chapter.

21 NEW SECTION. Sec. 2. A new section is added to chapter 43.88
22 RCW to read as follows:

23 For the purposes of this chapter, expenditures for the number of
24 individuals who are assessed as eligible for and have requested a
25 service through the individual and family services waiver and the
26 basic plus waiver as referenced in RCW 43.88C.010 must be budgeted as
27 maintenance level costs.

28 NEW SECTION. Sec. 3. Subject to amounts appropriated for this
29 specific purpose, the developmental disabilities administration of
30 the department of social and health services shall review the no-paid
31 services caseload and update the information to accurately reflect a
32 current headcount of eligible persons and the number of persons
33 contacted who are currently interested in receiving a paid service
34 from the developmental disabilities administration. A report of this
35 information shall be submitted to the governor and the appropriate
36 committees of the legislature by December 1, 2021.

1 NEW SECTION. **Sec. 4.** (1) The joint select committee on
2 streamlining service delivery for individuals with developmental
3 disabilities is established.

4 (2) The membership of the joint select committee on streamlining
5 service delivery for individuals with developmental disabilities must
6 consist of the following:

7 (a) The chairs of the fiscal committees in the senate and the
8 house of representatives or their designees, who must serve as
9 cochairs;

10 (b) Two additional members of the senate, one each appointed by
11 the leadership of the two largest caucuses in the senate; and

12 (c) Two additional members of the house of representatives, one
13 from each of the two largest caucuses in the house of representatives
14 appointed by the speaker of the house of representatives.

15 (3) The duties of the joint select committee on streamlining
16 service delivery for individuals with developmental disabilities
17 include, but are not limited to:

18 (a) Reviewing the developmental disabilities administration's
19 existing processes and staffing methodology used for determining
20 eligibility, assessing for eligibility, and delivering services;

21 (b) Reviewing best practices from other states regarding
22 eligibility determination, eligibility assessment, service delivery,
23 and staffing models; and

24 (c) Making recommendations regarding legislative policy options
25 for streamlining the eligibility, assessment, and service delivery
26 processes and the level of staffing required.

27 (4) Staff support for the joint select committee on streamlining
28 service delivery for individuals with developmental disabilities
29 shall be provided by senate committee services and the house of
30 representatives office of program research.

31 (5) Legislative members of the joint select committee on
32 streamlining service delivery for individuals with developmental
33 disabilities shall be reimbursed for travel expenses in accordance
34 with RCW 44.04.120.

35 (6) The expenses of the joint select committee on streamlining
36 service delivery for individuals with developmental disabilities must
37 be paid jointly by the senate and the house of representatives and
38 expenditures are subject to approval by the senate facilities and
39 operations committee and the house of representatives executive rules
40 committee, or their successor committees.

1 (7) The joint select committee on streamlining service delivery
2 for individuals with developmental disabilities shall report its
3 findings and recommendations to the governor and the appropriate
4 committees of the legislature by December 31, 2020.

5 (8) This section expires January 31, 2021.

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