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**SUBSTITUTE SENATE BILL 5745**

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**State of Washington**

**67th Legislature**

**2022 Regular Session**

**By** Senate Ways & Means (originally sponsored by Senators Lias, Keiser, Conway, Nobles, and C. Wilson)

READ FIRST TIME 02/07/22.

1 AN ACT Relating to increasing the personal needs allowance for  
2 persons receiving state financed care; and amending RCW 74.09.340.

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

4 **Sec. 1.** RCW 74.09.340 and 2018 c 137 s 1 are each amended to  
5 read as follows:

6 (1) Except as provided in RCW 72.36.160, beginning January 1,  
7 2019, the personal needs allowance for clients being served in  
8 medical institutions and in residential settings is (~~seventy~~  
9 ~~dollars~~) \$70.

10 (2) Beginning January 1, 2020, and each year thereafter, subject  
11 to the availability of amounts appropriated for this specific  
12 purpose, the personal needs allowance for clients being served in  
13 medical institutions and in residential settings shall (~~be~~):

14 (a) Be adjusted for economic trends and conditions by increasing  
15 the allowance by the percentage cost-of-living adjustment for old-  
16 age, survivors, and disability social security benefits as published  
17 by the federal social security administration (~~However, in no case~~  
18 ~~shall the personal needs allowance~~); and

19 (b) Not exceed the maximum personal needs allowance permissible  
20 under the federal social security act.

1       (3) Unless subject to a separate determination of a monthly  
2 maintenance needs allowance for a community spouse by authority rule,  
3 beginning July 1, 2022, the personal needs allowance for a client  
4 receiving home and community-based waiver services authorized by home  
5 and community services while living at home shall:

6       (a) Be adjusted to an amount that is no less than 300 percent of  
7 the federal benefit rate; and

8       (b) Not exceed the maximum personal needs allowance permissible  
9 under the federal social security act.

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