



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making

Agency: Department of Social and Health Services, Economic Services Administration

- Preproposal Statement of Inquiry was filed as WSR 09-05-058 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _____ ; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR _____
- Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject)

The department is proposing to amend WAC 388-436-0050 Determining financial need and benefit amount for consolidated emergency assistance program (CEAP).

Hearing location(s):

Office Building 2 - Auditorium
(DSHS Headquarters)
1115 Washington
Olympia, WA 98504
Public parking at 11th and Jefferson. A map is available at:
<http://www1.dshs.wa.gov/msa/rpau/RPAU-OB-2directions.html>
or by calling 360-664-6094.

Date: **June 9, 2009** Time: **10:00 a.m.**

Submit written comments to:

Name: DSHS Rules Coordinator
Address: PO Box 45850, Olympia WA, 98504
Delivery: 4500 – 10th Ave. SE, Lacey, Washington 98503
E-mail: DSHSRPAURulesCoordinator@dshs.wa.gov
Fax: (360) 664-6185

by
5 p.m. on June 9, 2009

Assistance for persons with disabilities: Contact Jennisha Johnson, DSHS Rules Consultant by May 26, 2009.

TTY (360) 664-6178 or (360) 664-6094 or
by e-mail at johnsjl4@dshs.wa.gov

Date of intended adoption: Not earlier than June 10, 2009
(Note: This is **NOT** the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

This proposed rule change is needed to add "child-related transportation" to the payment chart for CEAP. The payment chart identifies types of emergent needs and the maximum available dollar amount by assistance unit that is allowed for that need under CEAP. Transportation for a minor, not in foster care, to a home where care will be provided by a family member or approved caretaker is allowed as an emergent need under WAC 388-436-0015 Consolidated emergency assistance program (CEAP). Child-related transportation is currently not identified in the payment chart.

Reasons supporting proposal:

In order to add "child-related transportation" to the payment scale for CEAP.

Statutory authority for adoption:

RCW 74.04.050; 74.04.055; 74.04.660

Statute being implemented:

RCW 74.04.050; 74.04.055; 74.04.660

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION:

DATE
April 29, 2009

NAME (type or print)
Stephanie Schiller

SIGNATURE

TITLE
DSHS Rules Coordinator

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

**DATE: April 30, 2009
TIME: 11:14 AM**

WSR 09-10-039

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None

Name of proponent: (person or organization) Department of Social and Health Services

- Private
 Public
 Governmental

Department of Social and Health Services

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Ian Horlor	PO Box 45470, Olympia WA 98504-5470	(360) 725-4634
Implementation.... Ian Horlor	PO Box 45470, Olympia WA 98504-5470	(360) 725-4634
Enforcement..... Ian Horlor	PO Box 45470, Olympia WA 98504-5470	(360) 725-4634

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

Phone: ()

Fax: ()

E-mail:

No. Explain why no statement was prepared.

These proposed rules do not have an economic impact on small businesses. The proposed amendments only affect DSHS clients by defining what are the payment standards allowed under the CEAP program to those eligible for these services.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

Phone: ()

Fax: ()

E-mail:

No: Please explain: These amendments are exempt as allowed under RCW 34.05.328(5)(b)(vii) which states in-part, "[t]his section does not apply to....rules of the department of social and health services relating only to client medical or financial eligibility and rules concerning liability for care of dependents." These rules affect payments to clients eligible to CEAP.

AMENDATORY SECTION (Amending WSR 08-18-009, filed 8/22/08, effective 9/22/08)

WAC 388-436-0050 Determining financial need and benefit amount for CEAP. (1) To be eligible for CEAP assistance, the assistance unit's nonexcluded income, minus allowable deductions, must be less than ninety percent of the TANF payment standard for households with shelter costs. The net income limit for CEAP assistance units is:

Assistance Unit Members	Net Income Limit
1	\$ 323
2	407
3	505
4	594
5	685
6	779
7	900
8 or more	996

(2) The assistance unit's allowable amount of need is the lesser of:

(a) The TANF payment standard, based on assistance unit size, for households with shelter costs as specified under WAC 388-478-0020; or

(b) The assistance unit's actual emergent need, not to exceed maximum allowable amounts, for the following items:

Need Item: Maximum allowable amount by assistance unit size:

	1	2	3	4	5	6	7	8 or more
Food	\$217	\$276	\$341	\$402	\$463	\$526	\$600	\$664
Shelter	265	334	416	490	564	639	740	818
Clothing	31	39	48	57	65	75	85	96
Minor Medical Care	184	234	290	341	393	444	516	570
Utilities	89	113	140	164	189	216	250	276
Household maintenance	65	83	103	121	140	159	183	202
Job related transportation	359	453	562	661	762	866	1000	1107

	1	2	3	4	5	6	7	8 or more
<u>Child related transportation</u>	<u>359</u>	<u>453</u>	<u>562</u>	<u>661</u>	<u>762</u>	<u>866</u>	<u>1000</u>	<u>1107</u>

(3) The assistance unit's CEAP payment is determined by computing the difference between the allowable amount of need, as determined under subsection (2) of this section, and the total of:

(a) The assistance unit's net income, as determined under subsection (1) of this section;

(b) Cash on hand, if not already counted as income; and

(c) The value of other nonexcluded resources available to the assistance unit.

(4) The assistance unit is not eligible for CEAP if the amount of income and resources, as determined in subsection (3) of this section, is equal to or exceeds its allowable amount of need.