



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 09-11-104; 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 Community Services Division is proposing to amend WAC 388-450-0175, Does the department offer income deduction for the general assistance program as an incentive for clients to work?

Hearing location(s):

Blake Office Park East – Rose Room
4500 – 10th Ave. SE
Lacey, Washington 98503

(One block north of the intersection of Pacific Ave. SE and Alhadeff Lane. A map or directions are available at <http://www1.dshs.wa.gov/msa/rpau/docket.html> or by calling 360-664-6094)

Date: **August 25, 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 August 25, 2009

Assistance for persons with disabilities: Contact Jennisha Johnson, DSHS Rules Consultant by August 4, 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 August 26, 2009
(Note: This is **NOT** the effective date)

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

The department is proposing amendments in order to align the General Assistance earned income deductions with RCW 74.04.266, General assistance – Earned income exemption to be established for unemployable persons, and the earned income incentive offered under the Temporary Assistance for Needy Families (TANF) program.

Reasons supporting proposal:

The changes are necessary to comply with RCW 74.04.266 and ESHB 1244, Chapter 564, as passed the Legislature in 2009.

Statutory authority for adoption:

RCW 74.04.266, 74.04.050, 74.04.055, 74.04.057, 74.08.090, 74.04.510 and Chapter 564, Laws of 2009 (ESHB 1244)

Statute being implemented:

RCW 74.04.266 74.04.050, 74.04.055, 74.04.057, 74.08.090, 74.04.510 and Chapter 564, Laws of 2009 (ESHB 1244)

Is rule necessary because of a:

- | | | |
|-------------------------|------------------------------|--|
| Federal Law? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
- If yes, CITATION:

DATE
July 17, 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: July 21, 2009
TIME: 12:10 PM**

WSR 09-15-160

(COMPLETE REVERSE SIDE)

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

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Melissa Mathson	712 Pear St. SE Olympia. WA 98503	(360) 725-4563
Implementation....Melissa Mathson	712 Pear St. SE Olympia. WA 98503	(360) 725-4563
Enforcement.....Melissa Mathson	712 Pear St. SE Olympia. WA 98503	(360) 725-4563

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 changing the earned income incentives to match the incentives offered under the Temporary Assistance for Needy Families (TANF) program.

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."

AMENDATORY SECTION (Amending WSR 08-12-031, filed 5/29/08, effective 7/1/08)

WAC 388-450-0175 Does the department offer an income deduction for the general assistance program as an incentive for clients to work? The department gives ~~((special))~~ a deduction~~((s))~~ to people who receive income from work while receiving general assistance. The deduction~~((s apply))~~ applies to general assistance cash benefits only. We allow the following income deduction~~((s))~~ when we determine the amount of your benefits:

(1) ~~((We subtract eighty-five dollars plus one half of the remainder of your monthly gross earned income as an incentive to employment.~~

(2) ~~We also subtract an amount equal to twenty percent of your gross earned income to allow for work expenses))~~ We only count fifty percent of your monthly gross earned income. We do this to encourage you to work.