



# EXPEDITED RULE MAKING

**CR-105 (June 2004)**  
(Implements RCW 34.05.353)  
**EXPEDITED RULE MAKING ONLY**

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

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

The Community Services Division (CSD) is amending WAC 388-450-0190, "How does the department figure my shelter cost income deduction for Basic Food?", to correct a typographical error.

### NOTICE

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

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**AND RECEIVED BY: May 7, 2013**

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

This amendment will correct numbering reference in WAC 388-450-0190(2) from a number "5" to a "4" that should read: "2. Second, we subtract all deductions your AU is eligible for under WAC 388-450-0185 (1) through (4) from your AU's gross income."

Reasons supporting proposal: Accuracy referencing the correct reference to sub-sections in WAC 388-450-0185.

Statutory authority for adoption:  
RCW 74.04.005, 74.04.050, 74.04.055, 74.04.057, 74.04.500,  
74.04.510, 74.08.090, and 74.08A.120

Statute being implemented:  
RCW 74.04.005, 74.04.050, 74.04.055, 74.04.057,  
74.04.500, 74.04.510, 74.08.090, and 74.08A.120

**Is rule necessary because of a:**  
Federal Law?  Yes  No  
Federal Court Decision?  Yes  No  
State Court Decision?  Yes  No  
If yes, CITATION:  
7 CFR 273.10

#### CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: March 04, 2013**  
**TIME: 9:44 AM**

**WSR 13-06-042**

**DATE**  
February 25, 2013

**NAME (TYPE OR PRINT)**  
Katherine Vasquez

**SIGNATURE**

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DSHS Rules Coordinator

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

- Private
- Public
- Governmental

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

AMENDATORY SECTION (Amending WSR 12-24-018, filed 11/27/12, effective 12/28/12)

**WAC 388-450-0190 How does the department figure my shelter cost income deduction for Basic Food?** The department calculates your shelter cost income deduction as follows:

(1) First, we add up the amounts your assistance unit (AU) must pay each month for shelter. We do not count any overdue amounts, late fees, penalties or mortgage payments you make ahead of time as an allowable cost. We count the following expenses as an allowable shelter cost in the month the expense is due:

(a) Monthly rent, lease, and mortgage payments;  
(b) Property taxes;  
(c) Homeowner's association or condo fees;  
(d) Homeowner's insurance for the building only;  
(e) Utility allowance your AU is eligible for under WAC 388-450-0195;

(f) Out-of-pocket repairs for the home if it was substantially damaged or destroyed due to a natural disaster such as a fire or flood;

(g) Expense of a temporarily unoccupied home because of employment, training away from the home, illness, or abandonment caused by a natural disaster or casualty loss if your:

(i) AU intends to return to the home;  
(ii) AU has current occupants who are not claiming the shelter costs for Basic Food purposes; and  
(iii) AU's home is not being leased or rented during your AU's absence.

(2) Second, we subtract all deductions your AU is eligible for under WAC 388-450-0185 (1) through ~~((5))~~ (4) from your AU's gross income. The result is your AU's net income.

(3) Finally, we subtract one-half of your AU's net income from your AU's total shelter costs. The result is your excess shelter costs. Your AU's shelter cost deduction is the excess shelter costs:

(a) Up to a maximum of four hundred sixty-nine dollars if no one in your AU is elderly or disabled; or

(b) The entire amount if an eligible person in your AU is elderly or disabled, even if the amount is over four hundred sixty-nine dollars.