

Department of Social and Health Services
Community Services Division
Social Services Manual

Revision: # 171
Category: ABD Clients Residing in Eastern or Western State Hospital
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Summary

Effective, September 1, 2022, patients age 21-64 residing in Eastern or Western State Hospital are potentially eligible for the Aged, Blind or Disabled (ABD) program if they meet all other eligibility criteria. If ABD is approved, patients are eligible for a monthly clothing, personal maintenance, and necessary incidentals (CPI) grant up to \$41.62. The 2022 Supplemental Operating Budget includes funding to support this change. This change is the result of a legislative request initiated by CSD and the Department to better support individuals with a mental health disability who reside in Eastern or Western State Hospital, and achieves greater equity within the program by not limiting ABD eligibility for state hospital patients based on age.

ABD Clients Residing in Eastern or Western State Hospital

Revised on: September 1, 2022

Purpose

Individuals residing in Eastern or Western State Hospital are potentially eligible for the Aged, Blind, or Disabled (ABD) program if they meet all other eligibility criteria per WAC 388-400-0060. If ABD is approved, individuals are eligible for a clothing, personal maintenance, and necessary incidentals (CPI) monthly grant up to \$41.62.

At Admission: Eastern and Western State Hospital staff help patients submit ABD cash applications after their admission. Hospital staff will only submit ABD applications for patients who are civilly committed

or “not guilty by reason of insanity.” HCS and DDA staff process ABD applications (and recertifications) for patients age 20 or under and age 65 and over (Title 19). CSD staff process applications (and recertifications) for patients age 21-64.

At Discharge: Eastern and Western State Hospital staff help patients submit food/cash applications at discharge. HCS and DDA staff process discharge applications (and ABD recertifications) for patients discharging to their services/care. Remaining discharge applications (and ABD recertifications) are processed by CSD staff.

WAC 388-400-0060: Who is eligible for aged, blind or disabled (ABD) cash assistance?

WAC 388-400-0070: Who is eligible for referral to the housing and essential needs (HEN) program?

WAC 388-434-0005: How often does the department review my eligibility for benefits?

WAC 388-449-0001: What are the disability requirements for the aged, blind, or disabled (ABD) program?

WAC 388-449-0150: When does my eligibility for aged, blind, or disabled (ABD) cash benefits end?

WAC 388-449-0200: Am I eligible for cash assistance for aged, blind, or disabled (ABD) while waiting for supplemental security income (SSI)?

WAC 388-452-0005: Do I have to be interviewed in order to get cash and basic food benefits?

WAC 388-478-0006: The clothing, personal maintenance, and necessary incidentals (CPI) payment standard for cash assistance.

WAC 388-478-0033: What are the payment standards for aged, blind, or disabled (ABD) cash assistance?

Clarifying Information

WAC 388-400-0060: Who is eligible for aged, blind, or disabled (ABD) cash assistance?

1. You may be eligible for ABD if you reside in Eastern or Western State Hospital and meet all other eligibility requirements.
2. You are not eligible for ABD if you are in the custody of or confined in a public correctional facility such as a state prison, or city, county or tribal jail, including placement in a work release program.
3. Forensic patients are individuals who have been admitted to Eastern or Western State Hospitals through the criminal justice system.

a. Patients who have been determined “not guilty by reason of insanity” (NGRI) have had their competency restored, completed their court process, pleaded NGRI and have been adjudicated. These patients are potentially eligible for ABD.

b. Competency evaluation and restoration patients are committed under RCW 10.77. Competency is the ability of the person to understand and participate in the court process. This population have not had their crimes adjudicated and are considered in custody of or confined to a public correctional facility. These individuals are not eligible for ABD.

4. The following chart shows which Eastern and Western State Hospital “legal authorities” are potentially eligible for ABD.

<u>Legal Authority</u>	<u>RCW</u>	<u>Forensic or Civil Commitment</u>	<u>ABD Eligibility</u>
<u>Competency Evaluation</u>	<u>10.77</u>	<u>Forensic</u>	<u>Not eligible</u>
<u>Felony Competency Restoration</u>	<u>10.77</u>	<u>Forensic</u>	<u>Not eligible</u>
<u>Felony Dismissal</u>	<u>10.77</u>	<u>Forensic</u>	<u>Not eligible</u>
<u>Misdemeanor Competency Restoration</u>	<u>10.77</u>	<u>Forensic</u>	<u>Not eligible</u>
<u>Misdemeanor Dismissal 72-Hour Evaluation</u>	<u>10.77</u>	<u>Forensic</u>	<u>Not eligible</u>
<u>Not Guilty Reason of Insanity (NGRI)</u>	<u>10.77</u>	<u>Forensic</u>	<u>Potentially Eligible</u>
<u>120 Hour Civil Authority</u>	<u>71.05</u>	<u>Civil</u>	<u>Potentially Eligible</u>
<u>72 Hour Evaluation & Treatment</u>	<u>71.05</u>	<u>Civil</u>	<u>Potentially Eligible</u>
<u>14-Day Court Commitment</u>	<u>71.05</u>	<u>Civil</u>	<u>Potentially Eligible</u>
<u>90-Day Court Commitment</u>	<u>71.05</u>	<u>Civil</u>	<u>Potentially Eligible</u>
<u>180-Day Court Commitment</u>	<u>71.05</u>	<u>Civil</u>	<u>Potentially Eligible</u>
<u>Voluntary</u>	<u>71.05</u>	<u>Civil</u>	<u>Potentially Eligible</u>

WAC 388-434-0005: How often does the department review my eligibility for benefits?

1. Eligibility staff review financial eligibility for ABD recipients residing in Eastern or Western State Hospital every 24 months and at discharge. See CSD Procedures Handbook: ABD Inpatient Discharging from a State Hospital

WAC 388-449-0001: What are the disability requirements for the aged, blind, or disabled (ABD) program?

1. We consider civilly committed Eastern or Western State Hospital patients as likely to be disabled. Initial civil commitment requires that a person has been determined to be an imminent danger to themselves, to others or meets the criteria for grave disability under RCW 71.05. BHA evaluates civil commitments at 90 and 180 days.
2. We consider Eastern or Western State Hospital patients who have been determined “not guilty by reason of insanity” (NGRI) as likely to be disabled. NGRI patients have had their competency restored, completed their court process, pleaded NGRI and have been adjudicated.
3. Eligibility staff finalize applications for these patients without a disability determination from social services staff. See *CSD Procedures Handbook: ABD for Inpatient Customers at State Hospitals*

WAC 388-449-0150: When does my eligibility for aged, blind, or disabled (ABD) cash benefits end?

1. We review ABD financial and social services eligibility for recipients discharging from Eastern or Western State Hospital.
 - a. Eligibility staff complete an early eligibility review. See *CSD Procedures Handbook: ABD Inpatient Discharging from a State Hospital*
 - b. Social Services staff complete a disability determination. See *CSD Procedures Handbook: ABD Referrals and Documents for Customers Discharging from Eastern or Western State Hospital*

WAC 388-449-0200: Am I eligible for cash assistance for aged, blind, or disabled (ABD) while waiting for supplemental security income (SSI)?

1. ABD recipients who reside in Eastern or Western State Hospital are **not** required to sign an interim assistance reimbursement authorization.
2. ABD recipients who reside in Eastern or Western State Hospital are **not** required to file an application for SSI.
3. If the client remains eligible for ABD after discharge, social services staff work with the client to meet the above requirements at that time.

WAC 388-452-0005: Do I have to be interviewed in order to get cash and basic food benefits?

1. Eligibility staff waive interviews for ABD cash applicants and recipients who reside in a public institution at application and eligibility review (ER). See *CSD Procedures Handbook: ABD for Inpatient Customers at State Hospitals*
2. Eligibility staff complete an ABD ER at discharge. See *CSD Procedures Handbook: ABD Inpatient Discharging from a State Hospital*

Points of Contact (Staff Only)

Related Procedures (Staff Only)

- *ABD Inpatient Discharging from a State Hospital*
- *ABD for Inpatient Customers at State Hospitals*

- *ABD Referrals and Documents for Customers Discharging from Eastern or Western State Hospital*
- *ABD Referrals and Documents for Inpatient Customers at Eastern or Western State Hospital*
- *ABD Documents from Eastern or Western State Hospital Received by Non-Designated Social Services Specialists*