



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

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STATE OF WASHINGTON
FILED

DATE: April 17, 2018

TIME: 3:09 PM

WSR 18-09-088

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

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) July 1, 2018 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: The 2018 Supplemental Operating Budget, Section 207 (b) (Chapter 299, Laws of 2018) signed into law on March 27, 2018 includes a 9.3% grant increase to the Temporary Assistance for Needy Families (TANF), State Family Assistance (SFA), and Refugee Cash Assistance (RCA) programs effective July 1, 2018. The department is amending WAC 388-478-0020, WAC 388-478-0035, and WAC 388-436-0050 in order to increase the grant amount by 9.3%, increase the financial need and benefit amount limits for the Consolidated Emergency Assistance Program (CEAP), and increase the maximum earned income limits for the TANF, SFA, RCA, and Pregnant Women Assistance (PWA) programs.

The proposed rules filed as WSR 18-05-064 on February 16, 2018 contained a 2.5% grant increase effective July 1, 2018 that was included in the 2017-2019 Biennial Operating Budget (Chapter 1, Laws of 2017). The corresponding dollar amounts contained in WAC 388-478-0020, WAC 388-478-0035, and WAC 388-436-0050 have now been amended to reflect the 9.3% increase included in the 2018 Supplemental Operating Budget in order for the department to be in compliance with state law, an additional 6.8% over the 2.5% increase originally included in the 2017-2019 Biennial Operating Budget.

Citation of rules affected by this order:

New: None
 Repealed: None
 Amended: WAC 388-478-0020, WAC 388-478-0035, WAC 388-436-0050
 Suspended: None

Statutory authority for adoption: RCW 74.04.050, RCW 74.08.090, RCW 74.08A.230

Other authority: 2018 Supplemental Operating Budget (Chapter 299, Laws of 2018), 2017-2019 Biennial Operating Budget (Chapter 1, Laws of 2017)

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 18-05-064 on February 16, 2018 (date).

Describe any changes other than editing from proposed to adopted version: The 2018 Supplemental Operating Budget includes a Temporary Assistance for Needy Families (TANF), State Family Assistance (SFA), and Refugee Cash Assistance (RCA) grant increase of 9.3% effective July 1, 2018. This is a 6.8% difference from the 2.5% increase included in the 2017-2019 Operating Budget ESSB 5883 (Chapter 1, Laws of 2017) also effective July 1, 2018. The corresponding dollar amounts listed in WAC 388-478-0020, 388-478-0035, and 388-436-0050 have been amended to reflect the 9.3% increase, rather than the 2.5% increase previously proposed, in order for the department to be in compliance with state law.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Web site:
- Other:

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	<u>3</u>	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	___	Amended	___	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	___	Repealed	___
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The number of sections adopted using:

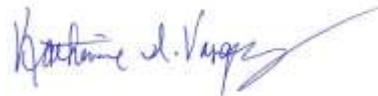
Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	<u>3</u>	Repealed	___

Date Adopted: April 16, 2018

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature:



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

Assistance unit members	Net income limit
1	(\$300) <u>\$327</u>
2	(377) <u>413</u>
3	(468) <u>512</u>
4	(550) <u>603</u>
5	(634) <u>695</u>
6	(722) <u>789</u>
7	(834) <u>912</u>
8 or more	(923) <u>1,009</u>

(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	(\$201) <u>\$220</u>	(\$256) <u>\$280</u>	(\$316) <u>\$345</u>	(\$373) <u>\$408</u>	(\$429) <u>\$469</u>	(\$487) <u>\$532</u>	(\$556) <u>\$608</u>	(\$615) <u>\$672</u>
Shelter	(245) <u>268</u>	(310) <u>339</u>	(386) <u>422</u>	(455) <u>497</u>	(522) <u>571</u>	(592) <u>647</u>	(686) <u>750</u>	(758) <u>828</u>
Clothing	(28) <u>31</u>	(36) <u>39</u>	(45) <u>49</u>	(52) <u>57</u>	(60) <u>66</u>	(70) <u>77</u>	(78) <u>85</u>	(89) <u>97</u>
Minor medical care	(170) <u>186</u>	(217) <u>237</u>	(269) <u>294</u>	(316) <u>345</u>	(364) <u>398</u>	(411) <u>449</u>	(479) <u>524</u>	(529) <u>578</u>
Utilities	(83) <u>91</u>	(105) <u>115</u>	(130) <u>142</u>	(152) <u>166</u>	(175) <u>191</u>	(201) <u>220</u>	(232) <u>254</u>	(256) <u>280</u>
Household maintenance	(60) <u>66</u>	(77) <u>84</u>	(96) <u>105</u>	(112) <u>122</u>	(130) <u>142</u>	(147) <u>161</u>	(170) <u>186</u>	(187) <u>204</u>
Job related transportation	(332) <u>363</u>	(420) <u>459</u>	(521) <u>569</u>	(613) <u>670</u>	(706) <u>772</u>	(802) <u>877</u>	(927) <u>1,013</u>	(1,026) <u>1,121</u>
Child related transportation	(332) <u>363</u>	(420) <u>459</u>	(521) <u>569</u>	(613) <u>670</u>	(706) <u>772</u>	(802) <u>877</u>	(927) <u>1,013</u>	(1,026) <u>1,121</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 and WAC 388-436-0045;

(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.

AMENDATORY SECTION (Amending WSR 16-01-093, filed 12/15/15, effective 1/15/16)

WAC 388-478-0020 Payment standards for TANF, SFA, and RCA. (1) The maximum monthly payment standards for temporary assistance for needy families (TANF), state family assistance (SFA), and refugee cash assistance (RCA) assistance units with obligations to pay shelter costs are:

Assistance unit size	Payment standard	Assistance unit size	Payment standard
1	((<u>\$332</u>)) <u>\$363</u>	6	((<u>\$802</u>)) <u>\$877</u>
2	((<u>420</u>)) <u>459</u>	7	((<u>927</u>)) <u>1,013</u>
3	((<u>521</u>)) <u>569</u>	8	((<u>1,026</u>)) <u>1,121</u>
4	((<u>613</u>)) <u>670</u>	9	((<u>1,126</u>)) <u>1,231</u>
5	((<u>706</u>)) <u>772</u>	10 or more	((<u>1,224</u>)) <u>1,338</u>

(2) The maximum monthly payment standards for TANF, SFA, and RCA assistance units with shelter provided at no cost are:

Assistance unit size	Payment standard	Assistance unit size	Payment standard
1	((<u>\$202</u>)) <u>\$221</u>	6	((<u>\$487</u>)) <u>\$532</u>
2	((<u>256</u>)) <u>280</u>	7	((<u>564</u>)) <u>616</u>
3	((<u>316</u>)) <u>345</u>	8	((<u>623</u>)) <u>681</u>
4	((<u>373</u>)) <u>408</u>	9	((<u>685</u>)) <u>749</u>
5	((<u>429</u>)) <u>469</u>	10 or more	((<u>744</u>)) <u>813</u>

AMENDATORY SECTION (Amending WSR 16-01-093, filed 12/15/15, effective 1/15/16)

WAC 388-478-0035 What are the maximum earned income limits for TANF, SFA, PWA and RCA? To be eligible for temporary assistance for needy families (TANF), state family assistance (SFA), refugee cash assistance (RCA), or a pregnant women assistance (PWA), a family's gross earned income must be below the following levels:

Number of family members	Maximum earned income level	Number of family members	Maximum monthly earned income level
1	(((\$665)) <u>\$726</u>)	6	(((\$1,604)) <u>\$1,754</u>)
2	(((\$839)) <u>918</u>)	7	(((\$1,853)) <u>2,026</u>)
3	(((\$1,042)) <u>1,138</u>)	8	(((\$2,051)) <u>2,242</u>)
4	(((\$1,225)) <u>1,340</u>)	9	(((\$2,252)) <u>2,462</u>)
5	(((\$1,413)) <u>1,544</u>)	10 or more	(((\$2,448)) <u>2,676</u>)