



RULE-MAKING ORDER PERMANENT RULE ONLY

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

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 13, 2018

TIME: 9:12 AM

WSR 18-15-044

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

Effective date of rule:

Permanent Rules

- 31 days after filing.
 Other (specify) _____ (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 department is amending WAC 388-444-0040 in order to update the eligibility policies of Work Registrants, including but not limited to the Able-Bodied Adults Without Dependents (ABAWDs) population, bringing them into compliance with Federal Regulations.

Citation of rules affected by this order:

New: None
Repealed: None
Amended: WAC 388-444-0040
Suspended: None

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

Other authority: 7 CFR 273.24, 7 CFR 273.7

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 18-11-120 on May 22, 2018 (date).

Describe any changes other than editing from proposed to adopted version: The department restored stricken subsection (3) as subsection (6) "The department may pay for some of the costs for you to participate in work programs. We set the standards for the amount we will pay for these expenses."

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

Name: Holly St. John, Program Manager
Address: Economic Services Administration, Community Services Division
P.O. Box 45470
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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Federal statute:	New	___	Amended	___	Repealed	___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	<u>1</u>	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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	<u>1</u>	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>1</u>	Repealed	___

Date Adopted: July 9, 2018

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature:



WAC 388-444-0040 ~~((Can))~~ May I volunteer for an unpaid work program in order to meet the work requirements under WAC 388-444-0030? ~~((The department makes))~~ May I volunteer for an unpaid work ~~((programs available for persons who need))~~ program to meet the work requirements under WAC 388-444-0030((-))?

~~(1) ((The following are considered unpaid work programs:~~

~~(a) Workfare, which includes:~~

~~(i) Job search activities during the first thirty days beginning with the day of application, or sixteen hours of volunteer work with a public or private nonprofit agency; and~~

~~(ii) In subsequent months, sixteen hours per month of volunteer work with a public or private nonprofit agency allows you to remain eligible for basic food benefits.~~

~~(iii) Workfare does not include enforced community service or for paying fines or debts due to legal problems.~~

~~(b) Work experience (WEX) which provides supervised, unpaid work for at least twenty hours a week. WEX is intended to improve a person's work skills and make them more competitive in the job market. WEX must be for a nonprofit organization, government agency, or tribal entity))~~ To meet the work requirements of WAC 388-444-0030, you may volunteer for workfare, an unpaid work program that includes work with public or private nonprofit agencies contracted with the department of social and health services.

(2) We determine the number of hours you must participate by taking the total amount of food benefits your assistance unit (AU) receives and divide it by the state or local minimum wage, whichever is higher.

~~((+2))~~ (3) If there are multiple able-bodied adults without dependents (ABAWD) in your AU, they share the responsibility of meeting the required number of hours.

(4) Workfare does not include court-ordered community service.

(5) We ((may not **require**)) cannot require you to participate more than one hundred and twenty hours per month in an unpaid-work program, paid work, or a combination of activities. ABAWDs may choose to volunteer to participate in activities beyond one hundred and twenty hours per month.

~~((+3))~~ (6) The department may pay for some of the costs for you to participate in work programs. We set the standards for the amount we will pay for these expenses.