



# 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: August 21, 2019

TIME: 9:46 AM

WSR 19-17-086

**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 by permanent adoption WAC 388-444-0030, "Are able-bodied adults without dependents (ABAWD) subject to additional work requirements and time limits to be eligible for basic food?". This amendment reflects the annual update to Washington's Supplemental Nutrition Assistance Program (SNAP) state plan concerning ABAWD time-limits, work requirements, and current United States Department of Agriculture (USDA) Food and Nutrition Services (FNS) approved waivers for certain geographic areas of Washington state.

**Citation of rules affected by this order:**

New: None  
 Repealed: None  
 Amended: WAC 388-444-0030  
 Suspended: None

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

**Other authority:** Title 7 C.F.R. Part 273.24

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 19-10-045 on April 29, 2019 (date).  
 Describe any changes other than editing from proposed to adopted version: None

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Federal statute:	New	___	Amended	___	Repealed	___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	<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	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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	___	Repealed	___
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**The number of sections adopted using:**

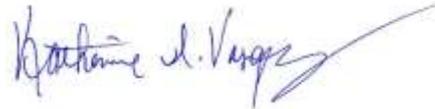
Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	<u>1</u>	Repealed	___

**Date Adopted:** August 20, 2019

**Name:** Katherine I. Vasquez

**Title:** DSHS Rules Coordinator

**Signature:**



**WAC 388-444-0030 Are able-bodied adults without dependents (ABAWD) subject to additional work requirements and time limits to be eligible for basic food?** (1) An able-bodied adult without dependents (ABAWD) is a person who:

- (a) Is age eighteen through forty-nine;
- (b) Is fit for work and not exempted under WAC 388-444-0035; and
- (c) Does not receive food assistance in an assistance unit (AU) that includes a minor child (we will consider the AU to include a minor child even if the minor child is not eligible to receive food assistance).

(2) If you are an ABAWD, you must participate in work activities under subsection (4) of this section.

(3) Nonexempt ABAWDs who live outside of King County or on the Muckleshoot Tribal Reservation may continue to receive food assistance until December 31, ((2018)) 2019 even if they fail to participate in work-related activities.

(4) A nonexempt ABAWD is not eligible to receive food assistance for more than three full months (which do not have to be consecutive months), not including any partial benefit months in a thirty-six month period, unless the ABAWD:

- (a) Works an average of eighty hours per month, including:
  - (i) Work in exchange for money;
  - (ii) Work in exchange for goods or services ("in kind" work);
  - (iii) Unpaid work that is verified according to department requirements; or
  - (iv) Any combination of (a)(i) through (iii) of this subsection;
- (b) Participates in one of the following work programs and is meeting the requirements of that work program:
  - (i) The Workforce Innovation and Opportunity Act of 2014;
  - (ii) Section 236 of the Trade Act of 1974;
  - (iii) A state-approved employment and training program at least an average of eighty hours per month; or
- (c) Participates in an unpaid work program as provided in WAC 388-444-0040.