**5214-S2 AMH APP H1489.2 - NOT FOR FLOOR USE**

**2SSB 5214** - H COMM AMD

By Committee on Appropriations

**ADOPTED 04/06/2021**

Strike everything after the enacting clause and insert the following:

"**Sec.**  RCW 74.08A.010 and 2020 c 320 s 1 are each amended to read as follows:

(1) A family that includes an adult who has received temporary assistance for needy families for sixty months after July 27, 1997, shall be ineligible for further temporary assistance for needy families assistance.

(2) For the purposes of applying the rules of this section, the department shall count any month in which an adult family member received a temporary assistance for needy families cash assistance grant unless the assistance was provided when the adult family member was a minor child and not the head of the household or married to the head of the household.

(3) The department shall adopt regulations to apply the sixty-month time limit to households in which a parent is in the home and ineligible for temporary assistance for needy families. Any regulations shall be consistent with federal funding requirements.

(4) The department shall refer recipients who require specialized assistance to appropriate department programs, crime victims' programs through the department of commerce, or the crime victims' compensation program of the department of labor and industries.

(5)(a) The department shall add to adopted rules related to temporary assistance for needy families time limit extensions, the following criteria by which the department shall exempt a recipient and the recipient's family from the application of subsection (1) of this section:

(i) By reason of hardship, including when ((~~the~~)):

(A) The recipient's family includes a child or youth who is without a fixed, regular, and adequate nighttime residence as described in the federal McKinney-Vento homeless assistance act (Title 42 U.S.C., chapter 119, subchapter VI, part B) as it existed on January 1, 2020; or

(B) The recipient received temporary assistance for needy families during a month on or after March 1, 2020, when Washington state's unemployment rate as published by the Washington employment security department was equal to or greater than seven percent, and the recipient is otherwise eligible for temporary assistance for needy families except that they have exceeded 60 months. The extension provided for under this subsection (5)(a)(i)(B) is equal to the number of months that the recipient received temporary assistance for needy families during a month after March 1, 2020, when the unemployment rate was equal to or greater than seven percent, and is applied sequentially to any other hardship extensions that may apply under this subsection (5) or in rule; or

(ii) If the family includes an individual who meets the family violence options of section 402(A)(7) of Title IVA of the federal social security act as amended by P.L. 104-193.

(b) Policies related to circumstances under which a recipient will be exempted from the application of subsection (1) or (3) of this section shall treat adults receiving benefits on their own behalf, and parents receiving benefits on behalf of their child similarly, unless required otherwise under federal law.

(6) The department shall not exempt a recipient and his or her family from the application of subsection (1) or (3) of this section until after the recipient has received fifty-two months of assistance under this chapter.

(7) The department shall provide transitional food assistance for a period of five months to a household that ceases to receive temporary assistance for needy families assistance and is not in sanction status. If necessary, the department shall extend the household's basic food certification until the end of the transition period.

NEW SECTION. **Sec.**  If any part of this act is found to be in conflict with federal requirements that are a prescribed condition to the allocation of federal funds to the state, the conflicting part of this act is inoperative solely to the extent of the conflict and with respect to the agencies directly affected, and this finding does not affect the operation of the remainder of this act in its application to the agencies concerned. Rules adopted under this act must meet federal requirements that are a necessary condition to the receipt of federal funds by the state.

NEW SECTION. **Sec.**  A new section is added to chapter 74.08A RCW to read as follows:

All families who have received temporary assistance for needy families since March 1, 2020, are eligible for the extension under RCW 74.08A.010(5)(a)(i)(B), regardless of whether they are current recipients. Eligible families shall only receive temporary assistance for needy families benefits that accrue after the effective date of this act.

NEW SECTION. **Sec.**  This act takes effect July 1, 2023, only if
specific funding for extending the 60-month time limit through the
2021-2023 biennium, is provided by June 30, 2021, in the omnibus
appropriations act. If specific funding for extending the 60-month
time limit through the 2021-2023 biennium is not provided by June 30,
2021, in the omnibus appropriations act, this act takes effect 90 days
after final adjournment of the legislative session in which it is
enacted."

Correct the title.

EFFECT: (1) Clarifies that the time limit extension criteria related to unemployment rates applies on or after March 1, 2020.

(2) Provides that a family is not required to be a current recipient to be eligible for the additional time allowed under the extension so long as they received TANF after March 1, 2020, and that the additional benefits a family may receive will accrue after the effective date of the Act.

(3) Removes the provision applying the Act retroactively to March 1, 2020, as well as prospectively.

(4) Applies a contingent effective date of July 1, 2023, only if funding for providing time limit extensions through the 2021-2023 biennium is included in the 2021-23 operating budget. If funding is not provided in the budget, the act takes effect 90 days after adjournment of the session in which it is enacted. Adds a federal severability clause.