

CERTIFICATION OF ENROLLMENT  
**SECOND SUBSTITUTE HOUSE BILL 1061**

Chapter 56, Laws of 2021

67th Legislature  
2021 Regular Session

FOSTER YOUTH WITH DEVELOPMENTAL DISABILITIES—DISCHARGE

EFFECTIVE DATE: July 25, 2021

Passed by the House February 26, 2021  
Yeas 97 Nays 0

LAURIE JINKINS

**Speaker of the House of  
Representatives**

Passed by the Senate April 7, 2021  
Yeas 49 Nays 0

DENNY HECK

**President of the Senate**

Approved April 16, 2021 10:11 AM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE HOUSE BILL 1061** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

**Chief Clerk**

FILED

April 16, 2021

**Secretary of State  
State of Washington**

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SECOND SUBSTITUTE HOUSE BILL 1061

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Passed Legislature - 2021 Regular Session

State of Washington

67th Legislature

2021 Regular Session

**By** House Appropriations (originally sponsored by Representatives Senn, Dent, Leavitt, Wicks, Slatter, Wylie, Simmons, Kloba, Ortiz-Self, Gregerson, Callan, Young, Morgan, Frame, Santos, Rule, and Davis)

READ FIRST TIME 02/22/21.

1 AN ACT Relating to youth eligible for developmental disability  
2 services who are expected to exit the child welfare system; amending  
3 RCW 74.13.341; adding a new section to chapter 74.13 RCW; adding a  
4 new section to chapter 71A.12 RCW; and creating new sections.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. **Sec. 1.** The legislature intends that this act help  
7 reduce the number of former foster youth with developmental  
8 disabilities discharged into homelessness or inappropriately placed  
9 in hospitals. The legislature further intends that the steps taken  
10 under this act maximize the use of the most cost-effective services  
11 for former foster youth with developmental disabilities.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 74.13  
13 RCW to read as follows:

14 (1) The department shall collaborate with the developmental  
15 disabilities administration of the department of social and health  
16 services to determine the number of enrolled clients of the  
17 developmental disabilities administration of the department of social  
18 and health services ages 16 through 21 years old who are functionally  
19 eligible for medicaid waiver services, who are also defined as  
20 dependent children under chapter 13.34 RCW, and who may exit

1 dependency proceedings under chapter 13.34 RCW after reaching the  
2 maximum age for dependent children.

3 (2) By November 15th, and in compliance with RCW 43.01.036, the  
4 department shall submit an annual report to the appropriate  
5 committees of the legislature that provides the number of children  
6 and youth identified under subsection (1) of this section and other  
7 relevant information related to best serving these youth.

8 **Sec. 3.** RCW 74.13.341 and 2018 c 58 s 49 are each amended to  
9 read as follows:

10 (1) With respect to ((youth who will be aging out of foster  
11 care)) children who are subject to an open dependency proceeding  
12 under chapter 13.34 RCW and may exit dependency proceedings under  
13 chapter 13.34 RCW after reaching the maximum age for dependent  
14 children, the department shall invite representatives from the entity  
15 providing managed health and behavioral health care for foster youth  
16 required under RCW 74.09.860, and the department of social and health  
17 services ((division of)) behavioral health ((and recovery))  
18 administration, the ((disability services)) developmental  
19 disabilities administration, the division of vocational  
20 rehabilitation, and the economic services administration((, and the  
21 juvenile justice and rehabilitation administration)) to the youth's  
22 shared planning meeting that occurs between the age ((seventeen)) of  
23 17 and ((seventeen and one-half)) 17.5 that is used to develop a  
24 transition plan. It is the responsibility of the department to  
25 include these agencies in the shared planning meeting.

26 (2) For youth who are subject to an open dependency proceeding  
27 under chapter 13.34 RCW and the department caseworker believes may be  
28 eligible for services administered by the developmental disabilities  
29 administration, the department shall convene a shared planning  
30 meeting that includes representatives from the developmental  
31 disabilities administration and the division of vocational  
32 rehabilitation when the youth is between the ages of 16 and 16.5.  
33 This meeting must be used to begin planning services for the youth in  
34 advance of the youth's transition to adulthood. The shared planning  
35 meeting required under this subsection may include:

36 (a) Assessing functional eligibility for developmental disability  
37 waiver services;

38 (b) Understanding the services that the youth wants or needs upon  
39 the youth's exit from a dependency under chapter 13.34 RCW;

1 (c) Advanced planning for residential services provided by the  
2 developmental disabilities administration of the department of social  
3 and health services;

4 (d) Advanced planning for housing options available from entities  
5 other than the developmental disabilities administration of the  
6 department of social and health services the youth wants or needs  
7 upon the youth's exit from a dependency under chapter 13.34 RCW; and

8 (e) Development of an action plan so that the services the youth  
9 wants or needs will be provided following the youth's exit from  
10 dependency proceedings under chapter 13.34 RCW.

11 (3) If ((foster youth)) children who are subject to an open  
12 dependency proceeding under chapter 13.34 RCW and who are the subject  
13 of ((this)) either shared planning meeting described under this  
14 section may qualify for services provided by the developmental  
15 ((disability services)) disabilities administration pursuant to Title  
16 71A RCW, the department shall direct these youth to apply for these  
17 services and provide assistance in the application process.

18 NEW SECTION. Sec. 4. A new section is added to chapter 71A.12  
19 RCW to read as follows:

20 When there is funded capacity for services provided through a  
21 medicaid waiver administered by the department, and to the extent  
22 consistent with federal law and federal funding requirements,  
23 priority for that waiver shall be provided to eligible individuals  
24 who exited a dependency proceeding under chapter 13.34 RCW within the  
25 last two years.

26 NEW SECTION. Sec. 5. If specific funding for the purposes of  
27 this act, referencing this act by bill or chapter number, is not  
28 provided by June 30, 2021, in the omnibus appropriations act, this  
29 act is null and void.

Passed by the House February 26, 2021.  
Passed by the Senate April 7, 2021.  
Approved by the Governor April 16, 2021.  
Filed in Office of Secretary of State April 16, 2021.

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