

2 **SHB 2589** - S COMM AMD

3 By Committee on Heath & Long-Term Care

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5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 74.08 RCW  
8 to read as follows:

9 (1) As a condition of eligibility for temporary assistance for  
10 needy families, applicants shall cooperate in good faith in  
11 establishing the paternity of, or in establishing, modifying, or  
12 enforcing a support order for, any child of the applicant by providing  
13 the department with the name of the noncustodial parent of the  
14 applicant's child or children.

15 (2) The condition specified in subsection (1) of this section shall  
16 not apply in those cases where the applicant claims good cause for  
17 noncooperation due to one of the following circumstances:

18 (a) The applicant's cooperation can reasonably be anticipated to  
19 result in serious physical or emotional harm which is detrimental to  
20 the:

21 (i) Child; or

22 (ii) Applicant, to the extent the impairment reduces the  
23 applicant's capacity to adequately care for the child; or

24 (b) Establishing paternity or securing support would be detrimental  
25 to the child for whom support is sought and the child was conceived as  
26 a result of incest or forcible rape.

27 (3) The applicant shall corroborate a good cause claim with the  
28 following types of evidence:

29 (a) Birth, medical, or law enforcement records which show the child  
30 was conceived as the result of incest or forcible rape;

31 (b) Court, medical, criminal, child protective services, social  
32 services, psychological, or law enforcement records which indicate that  
33 the noncustodial parent might inflict emotional or physical harm on the  
34 applicant or the child for whom support is sought;

1 (c) Medical records or written statements from a mental health  
2 professional, with a diagnosis or prognosis concerning the emotional  
3 health of the applicant or the child for whom support is sought; or

4 (d) Sworn statements from persons other than the client, who have  
5 knowledge of the circumstances which provide the basis of the good  
6 cause claim.

7 (4) When a good cause claim is based on the anticipation of  
8 physical harm to the child or to the applicant and corroborative  
9 evidence of the claim is not provided by the client, the department  
10 shall:

11 (a) Investigate the claim when the department believes:

12 (i) The claim is credible without evidence; and

13 (ii) No evidence is available;

14 (b) Find good cause if the applicant's statement and the conducted  
15 investigation satisfies the department that the applicant has good  
16 cause for refusing to cooperate; and

17 (c) Subject good cause approved under these circumstances to  
18 supervisory approval."

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22 On page 1, line 2 of the title, after "families;" strike the  
23 remainder of the title and insert "and adding a new section to chapter  
24 74.08 RCW."

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