



RULE-MAKING ORDER
(RCW 34.05.360)

file Rules

CR-103 (7/10/97)

Agency: Department of Community, Trade and Economic Development

- Permanent Rule
 Emergency Rule
 Expedited Adoption
 Expedited Repeal

(1) **Date of adoption:** July 1, 2001

(2) **Purpose:** To increase local flexibility and expand the scope of assistance to homeless families with children in the Transitional Housing, Operating and Rent (THOR) program.

(3) **Citation of existing rules affected by this order:** WAC 365-120-080.

- Repealed:
 Amended:
 Suspended:

(4) **Statutory authority for adoption:** RCW 43.63 A, RCW 63A.650, and E2SHBa 1493 (Chapter 267, Laws of 1999).
 Other Authority:

PERMANENT RULE ONLY (Including EXPEDITED ADOPTION)

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: Local contractors and the THOR Advisory committee have identified a need for more local flexibility in the use of operating subsidies. This amendment will raise the income eligibility limit from 30% to 50% of the area median (consistent with the THOR rental assistance limit) and the operating subsidies to 50% of the project's core operating budget. The funding allocations will not change. THOR contracts in 31 counties will be effective July 1, 2001. The CR-103 cannot be filed until September 24, 2001.

EXPEDITED REPEAL ONLY

Under Preproposal Statement of Inquiry filed as WSR _____ on _____ (date)

(5.3) **Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- Yes No If Yes, explain:

(6) **Effective date of rule:**

- | | |
|--|---|
| Permanent Rules or Expedited Repeal | Emergency Rules |
| <input checked="" type="checkbox"/> 31 days after filing | <input checked="" type="checkbox"/> Immediately <i>JI</i> |
| <input type="checkbox"/> Other (specify) _____* | <input type="checkbox"/> Later (specify <i>7-1-01</i>) |

* (If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

Name (Type or Print)

Martha Clow

Signature

Martha Clow, Director

Title
 Director of Intergovernmental Relations

Date
 June 18, 2001

CODE REVISER USE ONLY

DEPARTMENT OF COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT

AUG 15 2001

JZS

WSR 01-17-063 (P)

**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	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

The number of sections adopted at the request of nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in 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	_____	Repealed	_____

AMENDATORY SECTION (Amending WSR 00-05-020, filed 2/8/00, effective 3/10/00)

WAC 365-120-080 Eligibility for operating assistance for transitional housing. (1) Projects must provide transitional housing in a structure designed for the targeted population of homeless families with children whose incomes are at or below (~~thirty~~) fifty percent of the area median income.

(2) Operating subsidies shall not exceed (~~thirty~~) fifty percent of the project's core operating budget for the year.

(3) Rents shall not exceed thirty percent of the income of the targeted population.