CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1128**

Chapter 201, Laws of 2023

68th Legislature

2023 Regular Session

MEDICAID—RESIDENTIAL PERSONAL NEEDS ALLOWANCE—ADJUSTMENT

EFFECTIVE DATE: July 23, 2023

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| Passed by the House February 1, 2023  Yeas 97 Nays 0  LAURIE JINKINS  **Speaker of the House of Representatives**  Passed by the Senate April 12, 2023  Yeas 49 Nays 0  DENNY HECK  **President of the Senate** | CERTIFICATE  I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1128** as passed by the House of Representatives and the Senate on the dates hereon set forth.  BERNARD DEAN  Chief Clerk |
| Approved May 1, 2023 2:53 PM | May 2, 2023 |
| JAY INSLEE  **Governor of the State of Washington** | **Secretary of State**  **State of Washington** |

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**HOUSE BILL 1128**

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Passed Legislature - 2023 Regular Session

**State of Washington 68th Legislature 2023 Regular Session**

**By** Representatives Bateman, Reed, Taylor, Doglio, Macri, Caldier, Simmons, Thai, Bergquist, Wylie, Kloba, Ormsby, and Tharinger; by request of Department of Social and Health Services

AN ACT Relating to raising the residential personal needs allowance; and amending RCW 74.09.340.

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

**Sec.**  RCW 74.09.340 and 2022 c 164 s 1 are each amended to read as follows:

(1) Except as provided in RCW 72.36.160, beginning ((~~January 1, 2019~~)) July 1, 2023, the personal needs allowance for clients being served in medical institutions and in residential settings is ((~~$70~~)) $100.

(2) Beginning January 1, ((~~2020~~)) 2024, and each year thereafter, ((~~subject to the availability of amounts appropriated for this specific purpose,~~)) the personal needs allowance for clients being served in medical institutions and in residential settings shall:

(a) Be adjusted for economic trends and conditions by increasing the allowance by the percentage cost-of-living adjustment for old-age, survivors, and disability social security benefits as published by the federal social security administration; and

(b) Not exceed the maximum personal needs allowance permissible under the federal social security act.

(3) Unless subject to a separate determination of a monthly maintenance needs allowance for a community spouse by authority rule, beginning July 1, 2022, the personal needs allowance for a client receiving home and community-based waiver services authorized by home and community services while living at home shall:

(a) Be adjusted to an amount that is no less than 300 percent of the federal benefit rate; and

(b) Not exceed the maximum personal needs allowance permissible under the federal social security act.

**--- END ---**

Passed by the House February 1, 2023.

Passed by the Senate April 12, 2023.

Approved by the Governor May 1, 2023.

Filed in Office of Secretary of State May 2, 2023.