

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1407**

Chapter 207, Laws of 2023

68th Legislature  
2023 Regular Session

DEVELOPMENTAL DISABILITY SERVICES—ELIGIBILITY REDETERMINATIONS—AGE

EFFECTIVE DATE: July 23, 2023

Passed by the House February 28, 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**

Approved May 1, 2023 3:03 PM

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 **HOUSE BILL 1407** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

**Chief Clerk**

FILED

May 2, 2023

**Secretary of State  
State of Washington**

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HOUSE BILL 1407

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Passed Legislature - 2023 Regular Session

State of Washington

68th Legislature

2023 Regular Session

By Representatives Taylor, Senn, Simmons, Stonier, Jacobsen, Bateman, Lekanoff, Peterson, Ramel, Macri, Pollet, Reed, and Doglio

Read first time 01/18/23. Referred to Committee on Human Services, Youth, & Early Learning.

1 AN ACT Relating to maintaining eligibility for developmental  
2 disability services; and amending RCW 71A.16.040.

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

4 **Sec. 1.** RCW 71A.16.040 and 1989 c 175 s 141 are each amended to  
5 read as follows:

6 (1) On receipt of an application for services submitted under RCW  
7 71A.16.030, the secretary in a timely manner shall make a written  
8 determination as to whether the applicant is eligible for services  
9 provided under this title for persons with developmental  
10 disabilities.

11 (2) The secretary shall give notice of the secretary's  
12 determination on eligibility to the person who submitted the  
13 application and to the applicant, if the applicant is a person other  
14 than the person who submitted the application for services. The  
15 notice shall also include a statement advising the recipient of the  
16 right to an adjudicative proceeding under RCW 71A.10.050 and the  
17 right to judicial review of the secretary's final decision.

18 (3) The secretary may establish rules for redetermination of  
19 eligibility for services under this title; however, the rules may not  
20 terminate or require redetermination of eligibility for a child under  
21 the age of 18 based solely on the child's age if the child has been

1 determined to be eligible for services on or after the child's third  
2 birthday.

Passed by the House February 28, 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.

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