

2 3SSB 6062 - S AMD - 019  
3 By Senator Hochstatter

4 NOT ADOPTED 1/22/96

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

7 "NEW SECTION. **Sec. 1.** It is the intent of the legislature to  
8 establish as a state goal the delivery of transitional public  
9 assistance. The goal should commit the state to supporting eligible  
10 families seeking state financial assistance in times of financial need  
11 on a temporary time-limited basis. Furthermore, the state should help  
12 eligible families solve their problems through relationships rather  
13 than through increased use of taxpayers money.

14 In addition, it is the intent of this act to encourage the  
15 development of positive relationships among people on public  
16 assistance, to stabilize family life, improve the health and well-being  
17 of women, men, and children, and increase the likelihood of marriage.

18 It is the intent of the state of Washington to provide temporary  
19 transition public assistance to families with children who are  
20 experiencing financial hardship. This financial aid is time-limited  
21 and intended to provide financial support while a family finds stable  
22 work. The legislature finds that a time limitation on public  
23 assistance coupled with an immediate but gradual reduction in grant  
24 amounts is more beneficial to establishing self-sufficiency than are  
25 other public assistance programs.

26 Single parents raising children are more likely to be living in  
27 poverty than two-parent families. Common sense tells us that when  
28 single women and children live communally with other women their  
29 ability to reduce their dependency on public assistance and improve the  
30 health and safety of their children is increased. Requiring recipients  
31 to live with other recipients of the same gender on public assistance  
32 will reduce the state's expenditures for child care by enabling them to  
33 share child care responsibilities and to share living expenses. Single  
34 parents raising children alone on public assistance is expensive and  
35 difficult. Child care costs are high and parents are isolated from the  
36 support of other adults. In hard financial times common sense tells us

1 that people make sacrifices for their children and the state has a  
2 responsibility to establish a system of transitional services that  
3 places the greatest responsibility for self-sufficiency on the parents  
4 of children in need.

5 To further this goal, when an individual seeks temporary financial  
6 aid from the state it is in the individual's best interest and the best  
7 interest of the individual's children to make choices regarding their  
8 living situation. The state must provide the opportunity for parents  
9 to make the best use of the taxpayers' money that is provided to them  
10 by the working citizens of this state. Furthermore, it is in the best  
11 interest of children living on public assistance to be cared for by  
12 people who are selected by their parents.

13 A family that shares living expenses such as rent, heating,  
14 electricity, phone, and water will have greater discretion in the use  
15 of its combined benefits, yielding more money for other needs of  
16 children. In addition, it is more economical to live as a group than  
17 to live as an individual, which is known to all married couples.  
18 Therefore, as a requirement to receive a larger financial grant from  
19 the state, a recipient must make a choice to either live communally  
20 with other recipients of the same gender in housing of his or her  
21 choice or to receive a reduced financial grant.

22 It is the intent of the legislature that the aid to families with  
23 dependent children program encourage marriage. The legislature finds  
24 that ninety-five and two-tenths of one percent of Washington parents  
25 expressed the belief that divorce is harmful to children.

26 NEW SECTION. **Sec. 2.** A family or assistance unit is not eligible  
27 to participate in the shared housing arrangement provided for in  
28 section 3 of this act if the recipient is a minor. When a recipient  
29 who is a minor reaches the age of eighteen, the recipient must comply  
30 with section 4 of this act.

31 NEW SECTION. **Sec. 3.** A recipient under eighteen years of age,  
32 unmarried, and either pregnant or having a dependent child or children  
33 in the recipient's care is eligible for a grant equal to fifty percent  
34 of the payment standard based on family size.

35 NEW SECTION. **Sec. 4.** SHARED HOUSING ARRANGEMENT. (1) A family or  
36 assistance unit is not eligible for a full welfare grant in any month

1 if for that month the family or assistance unit cannot prove to the  
2 department that it is complying with the shared housing arrangement  
3 requirements under this section.

4 (2) Within the first ninety days after eligibility is determined,  
5 an unmarried recipient of aid to families with dependent children must  
6 show proof as determined by department rule that he or she is living  
7 with another public assistance recipient of the same gender. If the  
8 recipient proves that he or she is participating in the shared housing  
9 arrangement the recipient is eligible for the full public assistance  
10 grant for up to an additional six months. Each quarter thereafter, the  
11 financial grant for the assistance unit shall be reduced by twenty-five  
12 percent until a total of twenty-seven months has passed, at which time  
13 the recipient is no longer eligible for public assistance for two  
14 hundred thirteen months. This reduction may be replaced with income  
15 earned in gainful employment. Recipients may retain seventy-five cents  
16 of every dollar they earn while working in gainful employment while  
17 receiving reduced public assistance under this chapter up to the latest  
18 officially published federal poverty level for a family of identical  
19 size.

20 (3) The department shall provide individuals choosing to  
21 participate in the shared housing arrangement with a preprinted post  
22 card on which to list their name, address, phone number, and ages of  
23 children of the recipient. The department shall also provide a  
24 one-sheet public information guide as a public service to help  
25 recipients in interviewing other recipients for a shared housing  
26 arrangement. The public information guide shall provide questions that  
27 will help recipients in developing successful, long-term, mutually  
28 beneficial relationships in a shared housing arrangement, but shall not  
29 place the state in the position of any responsibility for approving or  
30 disapproving any shared housing arrangement relationship.

31 (4) If after ninety days a recipient has not declared that he or  
32 she wishes to participate in a shared housing arrangement, the  
33 recipient is eligible for fifty percent of the financial benefits for  
34 which he or she is eligible beginning on the following month and for up  
35 to an additional twelve months of eligibility, at which point his or  
36 her grant shall be reduced each quarter by twenty-five percent for the  
37 remaining twelve months of eligibility, at which time the recipient is  
38 ineligible for public assistance for two hundred thirteen months. This  
39 reduction may be replaced with income earned in gainful employment.

1 Recipients may retain seventy-five cents of every dollar they earn  
2 while working in gainful employment while receiving reduced public  
3 assistance under this chapter up to the latest officially published  
4 federal poverty level for a family of identical size. In any month that  
5 the recipient can show proof that he or she is living in an approved  
6 shared living arrangement, the recipient is eligible for the full grant  
7 that he or she will receive on the first day of the following month.

8 (5) If a recipient moves out of a shared housing arrangement and  
9 makes the remaining members of the shared housing arrangement  
10 ineligible for the full grant, the remaining recipient has sixty days  
11 to locate another recipient of the same gender to create a shared  
12 housing arrangement to continue in order to participate in the benefits  
13 of the shared housing arrangement.

14 (6) Unless the context clearly requires otherwise, as used in  
15 sections 2 through 9 of this act, "shared housing arrangement" means  
16 the living situation where an eligible unmarried recipient, as part of  
17 the requirements of eligibility for aid to families with dependent  
18 children grants, lives with other recipients of public assistance of  
19 the same gender in order to receive a full public assistance grant.

20 NEW SECTION. Sec. 5. ADDITIONAL ELIGIBILITY REQUIREMENTS--SHARED  
21 HOUSING ARRANGEMENT--PARTIAL GRANT. (1) Proof that a recipient of  
22 public assistance under chapter 74.08 RCW is living in a shared housing  
23 arrangement with another recipient of public assistance eligible to  
24 receive assistance under chapter 74.08 RCW may be established as  
25 provided by the rules of the department.

26 (2) A recipient who willfully makes a false statement as to his or  
27 her living situation is guilty of an unlawful practice under RCW  
28 74.08.331.

29 NEW SECTION. Sec. 6. DURATION OF ELIGIBILITY. Recipients of  
30 public assistance are eligible for a total of twenty-seven months of  
31 public assistance in a lifetime, except that an individual may receive  
32 an additional twenty-seven months of public assistance after two  
33 hundred forty months have elapsed from the first day of the initial  
34 period of eligibility. The additional twenty-seven months public  
35 assistance benefit authorized in this section is subject to the  
36 identical grant reductions and shared housing requirements in section  
37 4 of this act.

1        NEW SECTION.    **Sec. 7.**    RESUMPTION OF ELIGIBILITY.    If a public  
2 assistance recipient terminates eligibility for public assistance for  
3 any reason other than welfare fraud before the recipient's twenty-seven  
4 months are completed, the recipient may reapply and if found eligible  
5 may receive a financial grant for an amount equal to the amount of the  
6 grant received in the last month in which the recipient was previously  
7 eligible, subject to statutory reductions until a total of twenty-seven  
8 monthly payments have been received.

9        If the recipient has received a lump sum payment under section 8 of  
10 this act, four months shall be added to the actual number of months the  
11 recipient has received public assistance, and this number shall be used  
12 in determining eligibility under this section for a financial grant  
13 from the transitional public assistance program.

14        NEW SECTION.    **Sec. 8.**    EFFECT OF MARRIAGE.    If a recipient of  
15 public assistance marries, ends eligibility for public assistance, and  
16 lives with and remains married to his or her spouse as a legally  
17 married couple for twelve months, the recipient shall receive a lump  
18 sum check at that time from the state for the sum of the monthly  
19 financial benefits for the subsequent four months he or she would have  
20 received immediately following the marriage had he or she remained on  
21 public assistance.

22        If the recipient receives a lump sum payment under this section,  
23 four months shall be added to determine the number of months for which  
24 the recipient received public assistance, as provided in section 7 of  
25 this act.

26        NEW SECTION.    **Sec. 9.**    NONCITIZENS.    (1) It is the intent of the  
27 legislature that new immigrants to Washington state provide for  
28 themselves and their families. It is the intent of the legislature to  
29 limit access to certain public assistance benefits by noncitizens.

30        (2) Noncitizens are not eligible for financial grants; medical  
31 assistance; food stamps; or nutrition services including school  
32 lunches, breakfasts, child care nutrition programs, and women, infant,  
33 and children's nutrition programs.

34        **Sec. 10.**    RCW 74.12.340 and 1973 1st ex.s. c 154 s 111 are each  
35 amended to read as follows:

1       The department (~~(is authorized to promulgate)~~) may adopt rules  
2 (~~(and regulations)~~) governing the provision of day care as a part of  
3 child welfare services when the secretary determines that a need exists  
4 for such day care and that it is in the best interests of the child,  
5 the parents, or the custodial parent and in determining the need for  
6 such day care priority shall be given to geographical areas having the  
7 greatest need for such care and to members of low income groups in the  
8 population: PROVIDED, That where the family is financially able to pay  
9 part or all of the costs of such care, fees shall be imposed and paid  
10 according to the financial ability of the family. Recipients  
11 participating in a shared housing arrangement under section 5 of this  
12 act are not eligible for state or federally funded child care.

13       **Sec. 11.** RCW 74.15.020 and 1995 c 311 s 18 and 1995 c 302 s 3 are  
14 each reenacted and amended to read as follows:

15       For the purpose of chapter 74.15 RCW and RCW 74.13.031, and unless  
16 otherwise clearly indicated by the context thereof, the following terms  
17 shall mean:

18       (1) "Department" means the state department of social and health  
19 services;

20       (2) "Secretary" means the secretary of social and health services;

21       (3) "Agency" means any person, firm, partnership, association,  
22 corporation, or facility which receives children, expectant mothers, or  
23 persons with developmental disabilities for control, care, or  
24 maintenance outside their own homes, or which places, arranges the  
25 placement of, or assists in the placement of children, expectant  
26 mothers, or persons with developmental disabilities for foster care or  
27 placement of children for adoption, and shall include the following  
28 irrespective of whether there is compensation to the agency or to the  
29 children, expectant mothers or persons with developmental disabilities  
30 for services rendered:

31       (a) "Group-care facility" means an agency, other than a foster-  
32 family home, which is maintained and operated for the care of a group  
33 of children on a twenty-four hour basis;

34       (b) "Child-placing agency" means an agency which places a child or  
35 children for temporary care, continued care, or for adoption;

36       (c) "Maternity service" means an agency which provides or arranges  
37 for care or services to expectant mothers, before or during

1 confinement, or which provides care as needed to mothers and their  
2 infants after confinement;

3 (d) "Child day-care center" means an agency which regularly  
4 provides care for a group of children for periods of less than twenty-  
5 four hours;

6 (e) "Family day-care provider" means a child day-care provider who  
7 regularly provides child day care for not more than twelve children in  
8 the provider's home in the family living quarters;

9 (f) "Foster-family home" means an agency which regularly provides  
10 care on a twenty-four hour basis to one or more children, expectant  
11 mothers, or persons with developmental disabilities in the family abode  
12 of the person or persons under whose direct care and supervision the  
13 child, expectant mother, or person with a developmental disability is  
14 placed;

15 (g) "Crisis residential center" means an agency which is a  
16 temporary protective residential facility operated to perform the  
17 duties specified in chapter 13.32A RCW, in the manner provided in RCW  
18 74.13.032 through 74.13.036.

19 (4) "Agency" shall not include the following:

20 (a) Persons related to the child, expectant mother, or person with  
21 developmental disabilities in the following ways:

22 (i) Any blood relative, including those of half-blood, and  
23 including first cousins, nephews or nieces, and persons of preceding  
24 generations as denoted by prefixes of grand, great, or great-great;

25 (ii) Stepfather, stepmother, stepbrother, and stepsister;

26 (iii) A person who legally adopts a child or the child's parent as  
27 well as the natural and other legally adopted children of such persons,  
28 and other relatives of the adoptive parents in accordance with state  
29 law;

30 (iv) Spouses of any persons named in (i), (ii), or (iii) of this  
31 subsection (4)(a), even after the marriage is terminated; or

32 (v) "Extended family members," as defined by the law or custom of  
33 the Indian child's tribe or, in the absence of such law or custom, a  
34 person who has reached the age of eighteen and who is the Indian  
35 child's grandparent, aunt or uncle, brother or sister, brother-in-law  
36 or sister-in-law, niece or nephew, first or second cousin, or  
37 stepparent who provides care in the family abode on a twenty-four-hour  
38 basis to an Indian child as defined in 25 U.S.C. Sec. 1903(4);

1 (b) Persons who are legal guardians of the child, expectant mother,  
2 or persons with developmental disabilities;

3 (c) Persons who care for a neighbor's or friend's child or  
4 children, with or without compensation, where: (i) The person  
5 providing care for periods of less than twenty-four hours does not  
6 conduct such activity on an ongoing, regularly scheduled basis for the  
7 purpose of engaging in business, which includes, but is not limited to,  
8 advertising such care; or (ii) the parent and person providing care on  
9 a twenty-four-hour basis have agreed to the placement in writing and  
10 the state is not providing any payment for the care;

11 (d) Parents on a mutually cooperative basis exchange care of one  
12 another's children;

13 (e) Parents who are recipients of public assistance living in a  
14 shared living arrangement under section 4 of this act who care for each  
15 others' children;

16 (f) A person, partnership, corporation, or other entity that  
17 provides placement or similar services to exchange students or  
18 international student exchange visitors or persons who have the care of  
19 an exchange student in their home;

20 ((+f)) (g) Nursery schools or kindergartens which are engaged  
21 primarily in educational work with preschool children and in which no  
22 child is enrolled on a regular basis for more than four hours per day;

23 ((+g)) (h) Schools, including boarding schools, which are engaged  
24 primarily in education, operate on a definite school year schedule,  
25 follow a stated academic curriculum, accept only school-age children  
26 and do not accept custody of children;

27 ((+h)) (i) Seasonal camps of three months' or less duration  
28 engaged primarily in recreational or educational activities;

29 ((+i)) (j) Hospitals licensed pursuant to chapter 70.41 RCW when  
30 performing functions defined in chapter 70.41 RCW, nursing homes  
31 licensed under chapter 18.51 RCW and boarding homes licensed under  
32 chapter 18.20 RCW;

33 ((+j)) (k) Licensed physicians or lawyers;

34 ((+k)) (l) Facilities providing care to children for periods of  
35 less than twenty-four hours whose parents remain on the premises to  
36 participate in activities other than employment;

37 ((+l)) (m) Facilities approved and certified under chapter 71A.22  
38 RCW;



1       (~~(m)~~) (n) Any agency having been in operation in this state ten  
2 years prior to June 8, 1967, and not seeking or accepting moneys or  
3 assistance from any state or federal agency, and is supported in part  
4 by an endowment or trust fund;

5       (~~(n)~~) (o) Persons who have a child in their home for purposes of  
6 adoption, if the child was placed in such home by a licensed child-  
7 placing agency, an authorized public or tribal agency or court or if a  
8 replacement report has been filed under chapter 26.33 RCW and the  
9 placement has been approved by the court;

10       (~~(o)~~) (p) An agency operated by any unit of local, state, or  
11 federal government or an agency, located within the boundaries of a  
12 federally recognized Indian reservation, licensed by the Indian tribe;

13       (~~(p)~~) (q) An agency located on a federal military reservation,  
14 except where the military authorities request that such agency be  
15 subject to the licensing requirements of this chapter.

16       (5) "Requirement" means any rule, regulation, or standard of care  
17 to be maintained by an agency.

18       (6) "Probationary license" means a license issued as a disciplinary  
19 measure to an agency that has previously been issued a full license but  
20 is out of compliance with licensing standards.

21       NEW SECTION. Sec. 12. RCW 74.12.420 and 1994 c 299 s 9 are each  
22 repealed.

23       NEW SECTION. Sec. 13. Captions used in sections 4 through 9 of  
24 this act do not constitute any part of the law.

25       NEW SECTION. Sec. 14. Sections 2 through 9 of this act are each  
26 added to chapter 74.12 RCW."

27 **3SSB 6062** - S AMD - 019  
28 By Senator Hochstatter

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30 On page 1, line 1 of the title, after "work;" strike the remainder  
31 of the title and insert "amending RCW 74.12.340; reenacting and  
32 amending RCW 74.15.020; adding new sections to chapter 74.12 RCW;

1 creating new sections; repealing RCW 74.12.420; and prescribing  
2 penalties."

--- END ---