

SSB 5023 - H AMD TO JUDI COMM AMD (H-2272.1/11) **509**

By Representative Shea

SCOPE AND OBJECT 04/05/2011

1 On page 5, after line 31 of the striking amendment, insert the
2 following:

3
4 "NEW SECTION. **Sec. 9.** A new section is added to chapter 70.47
5 RCW to read as follows:

6 (1) No person is eligible for benefits under this chapter unless
7 he or she is a Washington resident at the time of application,
8 maintains Washington residency continuously while receiving benefits,
9 and is either:

10 (a) A citizen of the United States by birth or naturalization; or

11 (b) A qualified alien who either:

12 (i) Entered the United States on or before August 21, 1996;

13 (ii) Entered the United States after August 21, 1996, and has
14 maintained his or her status as a qualified alien for a period of at
15 least five years beginning on his or her date of entry, except for a
16 Cuban or Haitian entrant as defined in section 501(e)(2) of the
17 refugee education assistance act of 1980 (P.L. 96-422);

18 (iii) Entered the United States as a member of one of the
19 exception groups under P.L. 104-193, section 412, in which case the
20 person must be determined eligible in accordance with P.L. 104-193; or

21 (iv) Meets the definition of a "qualified alien" as provided by
22 the attorney general of the United States under the authority of P.L.
23 104-208, section 501.

24 (2)(a) The department of social and health services shall accept
25 the following documents as acceptable proof of eligibility under this
26 subsection:

27 (i) A United States passport or passport card;

- 1 (ii) An enhanced driver's license or state identification card;
- 2 (iii) A certificate of naturalization;
- 3 (iv) A certificate of citizenship;
- 4 (v) A tribal membership card with a photograph;
- 5 (vi) An official state or county issued birth certificate;
- 6 (vii) A certification of birth issued by the federal department of
- 7 state;
- 8 (viii) A department of health printout for Washington state birth;
- 9 (ix) A United States citizen identification card; or
- 10 (x) A final adoption decree in the United States.

11 (b) No state resources shall be used for investigating the
12 eligibility of an applicant who has not submitted satisfactory
13 documentation. No state resources shall be used to purchase
14 satisfactory documentation for an applicant. The department may
15 provide applicants with a list of community resources that help
16 applicants locate and obtain satisfactory documentation.

17 (3) For the purposes of this section, "qualified alien" has the
18 same meaning as provided in the federal personal responsibility and
19 work opportunity reconciliation act of 1996 (P.L. 104-193).

20
21 NEW SECTION. **Sec. 10.** A new section is added to chapter 74.04
22 RCW to read as follows:

23 (1) For purposes of the food stamp program established in RCW
24 74.04.500 through 74.04.535, no person is eligible for benefits under
25 the program unless he or she is a Washington resident at the time of
26 application, maintains Washington residency continuously while
27 receiving benefits, and is either:

- 28 (a) A citizen of the United States by birth or naturalization; or
- 29 (b) A qualified alien who either:
 - 30 (i) Entered the United States on or before August 21, 1996;
 - 31 (ii) Entered the United States after August 21, 1996, and has
 - 32 maintained his or her status as a qualified alien for a period of at
 - 33 least five years beginning on his or her date of entry, except for a
 - 34

1 Cuban or Haitian entrant as defined in section 501(e)(2) of the
2 refugee education assistance act of 1980 (P.L. 96-422);

3 (iii) Entered the United States as a member of one of the
4 exception groups under P.L. 104-193, section 412, in which case the
5 person must be determined eligible in accordance with P.L. 104-193; or

6 (iv) Meets the definition of a "qualified alien" as provided by
7 the attorney general of the United States under the authority of P.L.
8 104-208, section 501.

9 (2)(a) The department shall accept the following documents as
10 acceptable proof of eligibility under this subsection:

11 (i) A United States passport or passport card;

12 (ii) An enhanced driver's license or state identification card;

13 (iii) A certificate of naturalization;

14 (iv) A certificate of citizenship;

15 (v) A tribal membership card with a photograph;

16 (vi) An official state or county issued birth certificate;

17 (vii) A certification of birth issued by the federal department of
18 state;

19 (viii) A department of health printout for Washington state birth;

20 (ix) A United States citizen identification card; or

21 (x) A final adoption decree in the United States.

22 (b) No state resources shall be used for investigating the
23 eligibility of an applicant who has not submitted satisfactory
24 documentation. No state resources shall be used to purchase
25 satisfactory documentation for an applicant. The department may
26 provide applicants with a list of community resources that help
27 applicants locate and obtain satisfactory documentation.

28 (3) For the purposes of this section, "qualified alien" has the
29 same meaning as provided in the federal personal responsibility and
30 work opportunity reconciliation act of 1996 (P.L. 104-193).

31
32 NEW SECTION. **Sec. 11.** A new section is added to chapter 74.09
33 RCW to read as follows:

34

1 (1) No person is eligible for benefits under this chapter unless
2 he or she is a Washington resident at the time of application,
3 maintains Washington residency continuously while receiving benefits,
4 and is either:

5 (a) A citizen of the United States by birth or naturalization; or

6 (b) A qualified alien who either:

7 (i) Entered the United States on or before August 21, 1996;

8 (ii) Entered the United States after August 21, 1996, and has
9 maintained his or her status as a qualified alien for a period of at
10 least five years beginning on his or her date of entry, except for a
11 Cuban or Haitian entrant as defined in section 501(e)(2) of the
12 refugee education assistance act of 1980 (P.L. 96-422);

13 (iii) Entered the United States as a member of one of the
14 exception groups under P.L. 104-193, section 412, in which case the
15 person must be determined eligible in accordance with P.L. 104-193; or

16 (iv) Meets the definition of a "qualified alien" as provided by
17 the attorney general of the United States under the authority of P.L.
18 104-208, section 501.

19 (2)(a) The department shall accept the following documents as
20 acceptable proof of eligibility under this subsection:

21 (i) A United States passport or passport card;

22 (ii) An enhanced driver's license or state identification card;

23 (iii) A certificate of naturalization;

24 (iv) A certificate of citizenship;

25 (v) A tribal membership card with a photograph;

26 (vi) An official state or county issued birth certificate;

27 (vii) A certification of birth issued by the federal department of
28 state;

29 (viii) A department of health printout for Washington state birth;

30 (ix) A United States citizen identification card; or

31 (x) A final adoption decree in the United States.

32 (b) No state resources shall be used for investigating the
33 eligibility of an applicant who has not submitted satisfactory
34 documentation. No state resources shall be used to purchase

1 satisfactory documentation for an applicant. The department may
2 provide applicants with a list of community resources that help
3 applicants locate and obtain satisfactory documentation.

4 (3) For the purposes of this section, "qualified alien" has the
5 same meaning as provided in the federal personal responsibility and
6 work opportunity reconciliation act of 1996 (P.L. 104-193).

7

8 NEW SECTION. **Sec. 12.** A new section is added to chapter 74.12
9 RCW to read as follows:

10 (1) No person is eligible for benefits under this chapter unless
11 he or she is a Washington resident at the time of application,
12 maintains Washington residency continuously while receiving benefits,
13 and is either:

14 (a) A citizen of the United States by birth or naturalization; or

15 (b) A qualified alien who either:

16 (i) Entered the United States on or before August 21, 1996;

17 (ii) Entered the United States after August 21, 1996, and has
18 maintained his or her status as a qualified alien for a period of at
19 least five years beginning on his or her date of entry, except for a
20 Cuban or Haitian entrant as defined in section 501(e)(2) of the
21 refugee education assistance act of 1980 (P.L. 96-422);

22 (iii) Entered the United States as a member of one of the
23 exception groups under P.L. 104-193, section 412, in which case the
24 person must be determined eligible in accordance with P.L. 104-193; or

25 (iv) Meets the definition of a "qualified alien" as provided by
26 the attorney general of the United States under the authority of P.L.
27 104-208, section 501.

28 (2)(a) The department shall accept the following documents as
29 acceptable proof of eligibility under this subsection:

30 (i) A United States passport or passport card;

31 (ii) An enhanced driver's license or state identification card;

32 (iii) A certificate of naturalization;

33 (iv) A certificate of citizenship;

34 (v) A tribal membership card with a photograph;

- 1 (vi) An official state or county issued birth certificate;
2 (vii) A certification of birth issued by the federal department of
3 state;
4 (viii) A department of health printout for Washington state birth;
5 (ix) A United States citizen identification card; or
6 (x) A final adoption decree in the United States.

7 (b) No state resources shall be used for investigating the
8 eligibility of an applicant who has not submitted satisfactory
9 documentation. No state resources shall be used to purchase
10 satisfactory documentation for an applicant. The department may
11 provide applicants with a list of community resources that help
12 applicants locate and obtain satisfactory documentation.

13 (3) For the purposes of this section, "qualified alien" has the
14 same meaning as provided in the federal personal responsibility and
15 work opportunity reconciliation act of 1996 (P.L. 104-193)."

16
17 Renumber the remaining section consecutively and correct any
18 internal references accordingly.

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EFFECT: Requires that enrollees in the Basic Health Plan, Food Stamps program, medical services programs, and Temporary Assistance for Needy Families program be citizens of the United States or be qualified aliens who are eligible for federal benefit programs. Specifies the types of proof of eligibility for citizenship or qualified alien status may be accepted. Prohibits the use of state resources for purchasing documentation on behalf of an applicant or investigating the eligibility of an applicant who has not submitted satisfactory documentation.

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