CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5745**

Chapter 164, Laws of 2022

67th Legislature

2022 Regular Session

HOME AND COMMUNITY-BASED WAIVER SERVICES—PERSONAL NEEDS ALLOWANCE

EFFECTIVE DATE: June 9, 2022

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| Passed by the Senate February 14, 2022  Yeas 46 Nays 1  DENNY HECK  **President of the Senate**  Passed by the House March 4, 2022  Yeas 96 Nays 0  LAURIE JINKINS  **Speaker of the House of Representatives** | CERTIFICATE  I, Sarah Bannister, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5745** as passed by the Senate and the House of Representatives on the dates hereon set forth.  SARAH BANNISTER  Secretary |
| Approved March 24, 2022 9:23 AM | March 24, 2022 |
| JAY INSLEE  **Governor of the State of Washington** | **Secretary of State**  **State of Washington** |

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**SUBSTITUTE SENATE BILL 5745**

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Passed Legislature - 2022 Regular Session

**State of Washington 67th Legislature 2022 Regular Session**

**By** Senate Ways & Means (originally sponsored by Senators Liias, Keiser, Conway, Nobles, and C. Wilson)

AN ACT Relating to increasing the personal needs allowance for persons receiving state financed care; and amending RCW 74.09.340.

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

**Sec.**  RCW 74.09.340 and 2018 c 137 s 1 are each amended to read as follows:

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

(2) Beginning January 1, 2020, 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 ((~~be~~)):

(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((~~. However, in no case shall the personal needs allowance~~)); 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.

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Passed by the Senate February 14, 2022.

Passed by the House March 4, 2022.

Approved by the Governor March 24, 2022.

Filed in Office of Secretary of State March 24, 2022.