

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1980**

Chapter 142, Laws of 2022

67th Legislature  
2022 Regular Session

DEVELOPMENTAL DISABILITIES—CONCURRENT EMPLOYMENT SERVICES AND  
COMMUNITY ACCESS SERVICES

EFFECTIVE DATE: June 9, 2022

Passed by the House February 14, 2022  
Yeas 97 Nays 0

LAURIE JINKINS

**Speaker of the House of  
Representatives**

Passed by the Senate March 3, 2022  
Yeas 46 Nays 0

DENNY HECK

**President of the Senate**

Approved March 24, 2022 9:01 AM

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 **SUBSTITUTE HOUSE BILL 1980** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

**Chief Clerk**

FILED

March 24, 2022

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 1980**

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Passed Legislature - 2022 Regular Session

**State of Washington**

**67th Legislature**

**2022 Regular Session**

**By** House Appropriations (originally sponsored by Representatives Taylor, Caldier, Davis, Frame, Leavitt, Lekanoff, Ryu, Santos, Simmons, Ramel, Robertson, Bronoske, Paul, Peterson, Fitzgibbon, Goodman, Wicks, J. Johnson, Valdez, Bateman, Macri, and Chopp)

READ FIRST TIME 02/07/22.

1       AN ACT Relating to removing the prohibition on providing  
2 employment services and community access services concurrently;  
3 amending RCW 71A.12.290; and creating new sections.

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

5       NEW SECTION.   **Sec. 1.** The legislature finds that individuals  
6 with intellectual and developmental disabilities have the right to  
7 choose how they engage in their community, while having the necessary  
8 supports to do so. The dual services prohibition between individual  
9 supported employment and community inclusion has prevented  
10 individuals with intellectual and developmental disabilities from  
11 engaging in the supported activities, volunteerism, and social and  
12 practical skill-building offered by community inclusion while  
13 employed or waiting for job placement. This lack of dual services has  
14 left many individuals with intellectual and developmental  
15 disabilities unengaged, isolated, and without the freedom to choose  
16 between services. By removing this prohibition, the legislature  
17 intends to enhance and supplement individual supported employment and  
18 give back an individual's right to participate in multiple services  
19 that best meet their needs for community growth and engagement.

1       **Sec. 2.** RCW 71A.12.290 and 2012 c 49 s 1 are each amended to  
2 read as follows:

3       (1) Clients age (~~(twenty-one)~~) 21 and older who are receiving  
4 employment services must be offered the choice to transition to a  
5 community access program after nine months of enrollment in an  
6 employment program, and the option to transition from a community  
7 access program to an employment program at any time. Enrollment in an  
8 employment program begins at the time the client is authorized to  
9 receive employment.

10       (2) Prior approval by the department shall not be required to  
11 effectuate the client's choice to transition from an employment  
12 program to community access services after verifying nine months of  
13 participation in employment-related services.

14       (3) The department shall inform clients and their legal  
15 representatives of all available options for employment and day  
16 services, including the opportunity to request an exception from  
17 enrollment in an employment program. Information provided to the  
18 client and the client's legal representative must include the types  
19 of activities each service option provides, and the amount, scope,  
20 and duration of service for which the client would be eligible under  
21 each service option. (~~(An individual client may be authorized for  
22 only one service option, either employment services or community  
23 access services. Clients may not participate in more than one of  
24 these services at any given time.)~~)

25       (4) The department shall work with counties and stakeholders to  
26 strengthen and expand the existing community access program,  
27 including the consideration of options that allow for alternative  
28 service settings outside of the client's residence. The program  
29 should emphasize support for the clients so that they are able to  
30 participate in activities that integrate them into their community  
31 and support independent living and skills.

32       (5) The department shall develop rules to allow for an exception  
33 to the requirement that a client participate in an employment program  
34 for nine months prior to transitioning to a community access program.

35       NEW SECTION.   **Sec. 3.** If specific funding for the purposes of  
36 this act, referencing this act by bill or chapter number, is not  
37 provided by June 30, 2022, in the omnibus appropriations act, this  
38 act is null and void.

Passed by the House February 14, 2022.  
Passed by the Senate March 3, 2022.  
Approved by the Governor March 24, 2022.  
Filed in Office of Secretary of State March 24, 2022.

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