

WSR 23-07-059

PERMANENT RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed March 10, 2023, 10:36 a.m., effective April 10, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The department is adopting amendments to WAC

388-464-0001 Am I required to cooperate with quality control? These amendments more accurately align with federal regulations related to quality control for the Supplemental Nutrition Assistance Program, and specifically clarify to which programs these requirements apply.

Citation of Rules Affected by this Order: Amending WAC

388-464-0001.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, and 74.08.090.

Adopted under notice filed as WSR 22-19-093 on September 21, 2022, and WSR 22-22-100 on November 2, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: March 10, 2023.

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SHS-4912.1

AMENDATORY SECTION (Amending WSR 11-14-084, filed 7/1/11, effective 8/1/11)

WAC 388-464-0001 Am I required to cooperate with quality ((assurance)) control? (1) To be eligible for ((temporary assistance for needy families (TANF), state family assistance (SFA), or food assistance through)) basic food assistance, transitional food assistance (TFA), or the Washington combined application project (WASHCAP), ((the following persons)) all household members must cooperate in the quality ((assurance (QA))) control (QC) review process((:

(a) ~~All adult recipients or payees in a TANF or SFA assistance unit (AU); or~~

(b) ~~All household members in a Basic Food, TFA or WASHCAP AU).~~

(2) If someone who must cooperate under subsection (1) of this section refuses to cooperate, your ((AU)) assistance unit (AU) is in-

eligible for benefits from the date ((QA)) QC has determined that you are refusing to cooperate until the person meets ((QA)) QC requirements or(÷

~~(a) For TANF/SFA clients, one hundred twenty days from the end of the annual QA review period; or~~

~~(b) For Basic Food, TFA, or WASHCAP members, the penalty period is one hundred twenty-five)) 125 days from the end of the annual ((QA)) QC review period.~~

(3) If a person leaves a basic food AU that is currently disqualified for refusing to cooperate in the ((QA)) QC review process, the penalty for refusal to cooperate follows that person and continues for the AU that includes the person(s) who refused to cooperate. If we cannot determine which person refused to cooperate, the penalty continues for the AU that includes the head of household at the time ((QA)) QC found your AU refused to cooperate.

(4) The ((QA)) QC review period covers the federal fiscal year, which runs from October 1st of one calendar year through September 30th of the following calendar year.

(5) People applying for ((TANF, SFA, or)) basic food after the penalty period in subsection (2) of this section has ended must provide verification of all eligibility requirements. However, if your AU is eligible for expedited service under WAC 388-406-0015, you only need to provide expedited service required verifications.

[Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, and 74.08.090 and 7 C.F.R. § 273.2 (d)(2). WSR 11-14-084, § 388-464-0001, filed 7/1/11, effective 8/1/11. Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057 and 74.08.090. WSR 98-16-044, § 388-464-0001, filed 7/31/98, effective 9/1/98.]