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ENGROSSED THIRD SUBSTITUTE SENATE BILL 6062

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State of Washington

54th Legislature

1996 Regular Session

By Senate Committee on Health & Long-Term Care (originally sponsored by Senators Quigley, Moyer, Fairley, Wood, Wojahn and Winsley)

Read first time 01/11/96.

1 AN ACT Relating to making welfare work; amending RCW 74.12.255,  
2 74.25.010, 74.25.020, 46.20.291, 46.20.311, 18.04.335, 18.11.160,  
3 18.27.060, 18.39.181, 18.46.050, 18.96.120, 18.104.110, 18.130.050,  
4 18.130.150, 18.160.080, 43.20A.205, 43.70.115, 26.16.205, 74.20A.020,  
5 13.34.160, 36.70A.450, 74.08.025, and 74.08.340; adding new sections to  
6 chapter 74.12 RCW; adding new sections to chapter 74.20A RCW; adding a  
7 new section to chapter 48.22 RCW; adding a new section to chapter 2.48  
8 RCW; adding a new section to chapter 18.04 RCW; adding a new section to  
9 chapter 18.08 RCW; adding a new section to chapter 18.16 RCW; adding a  
10 new section to chapter 18.20 RCW; adding a new section to chapter 18.28  
11 RCW; adding a new section to chapter 18.39 RCW; adding a new section to  
12 chapter 18.43 RCW; adding a new section to chapter 18.44 RCW; adding a  
13 new section to chapter 18.51 RCW; adding a new section to chapter 18.76  
14 RCW; adding a new section to chapter 18.85 RCW; adding a new section to  
15 chapter 18.106 RCW; adding a new section to chapter 18.130 RCW; adding  
16 a new section to chapter 18.140 RCW; adding a new section to chapter  
17 18.145 RCW; adding a new section to chapter 18.165 RCW; adding a new  
18 section to chapter 18.170 RCW; adding a new section to chapter 18.175  
19 RCW; adding a new section to chapter 18.185 RCW; adding a new section  
20 to chapter 26.18 RCW; adding a new section to chapter 26.20 RCW; adding  
21 a new section to chapter 36.70 RCW; adding a new section to chapter

1 74.15 RCW; adding a new section to chapter 44.28 RCW; adding a new  
2 section to chapter 74.13 RCW; adding a new chapter to Title 82 RCW;  
3 adding a new chapter to Title 74 RCW; creating new sections; repealing  
4 RCW 74.08.120, 74.08.125, 74.12.420, and 74.12.425; prescribing  
5 penalties; and providing an effective date.

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

7 **MAKING WELFARE WORK**

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25 NEW SECTION. **Sec. 1.** INTENT. The legislature finds that it is  
26 important for the well-being of society, and for the families receiving  
27 aid to families with dependent children, that the provision of welfare  
28 from the public treasury reflect the values of mainstream American

1 culture, specifically the importance of work, responsibility, and  
2 accountability for individual actions, and the value of the marriage  
3 commitment to each member of the family, including the children.

4 Therefore, it is the public policy of the state of Washington,  
5 through its aid to families with dependent children or applicant for  
6 assistance programs, to require every able-bodied citizen on aid to  
7 families with dependent children or applicant for assistance to engage  
8 in paid or unpaid employment or engage in short-term training directed  
9 towards employment, to require accountability of all parents, and to  
10 discourage teen pregnancy by unwed parents as an action that is  
11 destructive to society.

12 **PART I. TARGET GROUPS**

13 NEW SECTION. **Sec. 101.** A new section is added to chapter 74.12  
14 RCW to read as follows:

15 TARGET GROUP CONTRACTS. The department shall assess each applicant  
16 approved for assistance, and, within twelve months of the effective  
17 date of this section, all recipients based upon age, employment  
18 history, and condition of disability, and shall target assistance based  
19 upon factors set forth in chapter . . . , Laws of 1996 (this act). The  
20 department shall include, as part of the information required of the  
21 individual assessed, the number of hours of paid employment performed  
22 in the twelve months before applying for assistance and the hourly rate  
23 of pay. The department shall use this information in order to select  
24 the appropriate target group for the individual assessed.

25 **A. JOB-READY TARGET GROUP**

26 NEW SECTION. **Sec. 102.** A new section is added to chapter 74.12  
27 RCW to read as follows:

28 JOB-READY TARGET GROUP. All applicants approved for assistance who  
29 are age eighteen or older and whose recent work experience was at the  
30 hourly rate of six dollars and fifty cents or more shall be entitled to  
31 grant assistance if they engage in an intensive self-determined job  
32 search, and shall be given referrals to appropriate state and local job  
33 search resources. All applicants for aid to families with dependent  
34 children-employable, and within twelve months all recipients of aid to  
35 families with the dependent children-employable, shall be included in

1 the job-ready target group. Recipients in this target group shall  
2 inform the department when they become employed, and shall be eligible  
3 for a period of child care and medical benefits. They shall not be  
4 eligible for participation in welfare-to-work pilot projects. It is  
5 the intent of the legislature to refrain from excess expenditures on  
6 this group of aid to families with dependent children recipients, as  
7 studies have demonstrated that job-ready individuals leave aid to  
8 families with dependent children programs quickly with minimal public  
9 help. Assessment and administrative costs shall be kept to a minimal  
10 level for this target group. Any recipients in this group who do not  
11 have paid employment within six months of beginning to receive benefits  
12 shall contract for participation in the job preparation target group as  
13 a condition of continued benefit receipt.

14 **B. JOB PREPARATION TARGET GROUP**

15 NEW SECTION. **Sec. 103.** A new section is added to chapter 74.12  
16 RCW to read as follows:

17 **JOB PREPARATION TARGET GROUP.** All applicants approved for  
18 assistance and, within twelve months of the effective date of this  
19 section, all recipients, who are age eighteen or older and do not meet  
20 the qualifications for participation in the job-ready target group or  
21 who have been in the job-ready target group for six months without  
22 obtaining employment, shall contract with the department for  
23 participation in at least one of the alternate welfare-to-work programs  
24 provided for the job preparation target group. This group shall be  
25 required, as a condition of benefit receipt, to enroll in at least one  
26 of the following:

27 (1) The tax incentive partnership program under chapters 74.-- and  
28 82.-- RCW (sections 206 through 208 and 203 through 205 of this act,  
29 respectively);

30 (2) Any available public or approved private welfare-to-work  
31 program, under contract with the department; or

32 (3) The job opportunities and basic skills training program.

33 **C. TEEN PARENT TARGET GROUP**

34 NEW SECTION. **Sec. 104.** A new section is added to chapter 74.12  
35 RCW to read as follows:

1 TEEN PARENT TARGET GROUP. All applicants under the age of eighteen  
2 years who are approved for assistance and, within twelve months of the  
3 effective date of this section, all recipients who are under the age of  
4 eighteen and are unmarried shall, as a condition of receiving benefits,  
5 actively progress toward the completion of a high school diploma or a  
6 GED, and live in a supervised setting, as provided in RCW 74.12.255 or  
7 section 301 of this act. Applicants under the age of eighteen years  
8 are not subject to the sixty-month limitation in section 401 of this  
9 act.

10 **Sec. 105.** RCW 74.12.255 and 1994 c 299 s 33 are each amended to  
11 read as follows:

12 (1) The department shall determine, after consideration of all  
13 relevant factors and in consultation with the applicant approved for  
14 assistance, and within twelve months of the effective date of this  
15 section in consultation with the recipient, the most appropriate living  
16 situation for ~~((applicants))~~ those under eighteen years of age,  
17 unmarried, and either pregnant or having a dependent child in the  
18 applicant's or recipient's care. Appropriate living ~~((situations shall~~  
19 ~~include a))~~ situation means the place of residence maintained by the  
20 approved applicant's, and within twelve months of the effective date of  
21 this section, the recipient's parent, legal guardian, or other adult  
22 relative as their own home, or ~~((other))~~ if the department determines  
23 that living situation to be abusive or neglectful under chapter 26.44  
24 RCW, another appropriate supportive living arrangement supervised by an  
25 adult ~~((where feasible)),~~ with first preference to an approved group  
26 home where available, and consistent with federal regulations ~~((under~~  
27 ~~45 C.F.R. chapter II, section 233.107))~~.

28 (2) An applicant approved for assistance, and within twelve months  
29 of the effective date of this section, a recipient, under eighteen  
30 years of age who is either pregnant or has a dependent child ~~((and is~~  
31 ~~not living in a situation described in subsection (1) of this section))~~  
32 shall be presumed to be unable to manage adequately the funds paid on  
33 behalf of the dependent child and ~~((, unless the teenage custodial~~  
34 ~~parent demonstrates otherwise,))~~ shall be subject to the protective  
35 payee requirements provided for under RCW 74.12.250 and 74.08.280.

36 (3) The department shall consider any statements or opinions by  
37 either parent of the teen ~~((recipient))~~ as to an appropriate living  
38 situation for the teen, whether in the parental home or other

1 situation. If the parents of the teen (~~head of household applicant~~  
2 ~~for assistance~~)) request, they shall be entitled to a hearing in  
3 juvenile court regarding the fitness and suitability of their home as  
4 the top priority choice for the pregnant or parenting teen (~~applicant~~  
5 ~~for assistance~~)).

6 The parents of the teen shall have the opportunity to make a  
7 showing, based on the preponderance of the evidence, that (~~the~~  
8 ~~parental~~)) their home is the most appropriate living situation.

9 (4) To encourage adoption, in cases in which the (~~head of~~  
10 ~~household~~)) teen parent is under eighteen years of age(~~(7)~~) and  
11 unmarried, (~~(unemployed, and requests information on adoption,)~~) the  
12 department shall(~~(, as part of the determination of the appropriate~~  
13 ~~living situation,)~~) provide information about adoption including  
14 referral to community-based organizations for counseling.

15 (5) As a condition of receiving aid to families with dependent  
16 children, an unmarried pregnant or parenting applicant approved for  
17 assistance and, within twelve months of the effective date of this  
18 section, an unmarried pregnant or parenting recipient under the age of  
19 eighteen shall be required to reside in an appropriate living situation  
20 as determined according to this section and to actively progress toward  
21 a high school diploma or a GED unless certified by a health care  
22 provider licensed under chapter 18.71 or 18.83 RCW to be unable to  
23 complete such education, whereupon the department shall facilitate his  
24 or her application for supplemental security income.

## 25 PART II. WELFARE-TO-WORK PROGRAMS

### 26 A. GENERAL REQUIREMENTS AND MANDATORY JOBS

27 **Sec. 201.** RCW 74.25.010 and 1994 c 299 s 6 are each amended to  
28 read as follows:

29 The legislature establishes as state policy the goal of economic  
30 self-sufficiency for employable recipients of (~~public assistance~~)) aid  
31 to families with dependent children, through employment, training, and  
32 education. In furtherance of this policy, the legislature intends to  
33 comply with the requirements of the federal social security act, as  
34 amended, by creating a job opportunities and basic skills training  
35 program for applicants and recipients of aid to families with dependent  
36 children. (~~The purpose of this program is to provide recipients of~~

1 ~~aid to families with dependent children the opportunity to obtain~~  
2 ~~appropriate education, training, skills, and supportive services,~~  
3 ~~including child care, consistent with their needs, that will help them~~  
4 ~~enter or reenter gainful employment, thereby avoiding long-term welfare~~  
5 ~~dependence and achieving economic self-sufficiency.))~~ The job  
6 opportunities and basic skills training program shall provide  
7 employment and training and education support services to assist  
8 recipients under chapter 74.04 RCW to obtain employment. The program  
9 shall be operated by the department of social and health services in  
10 conformance with federal law ~~((and consistent with the following~~  
11 ~~legislative findings:))~~.

12 (1) The legislature finds that the well-being of children depends  
13 ~~((not only on meeting their material needs, but also))~~ on the ability  
14 of parents to become economically self-sufficient. It is in this way  
15 that the material needs of children can best be met. The job  
16 opportunities and basic skills training program is specifically  
17 directed at increasing the labor force participation and household  
18 earnings of aid to families with dependent children recipients, through  
19 the removal of barriers preventing them from achieving self-  
20 sufficiency. ~~((These barriers include, but are not limited to, the~~  
21 ~~lack of recent work experience, supportive services such as affordable~~  
22 ~~and reliable child care, adequate transportation, appropriate~~  
23 ~~counseling, and necessary job-related tools, equipment, books,~~  
24 ~~clothing, and supplies, the absence of basic literacy skills, the lack~~  
25 ~~of educational attainment sufficient to meet labor market demands for~~  
26 ~~career employees, and the nonavailability of useful labor market~~  
27 ~~assessments.))~~

28 (2) The legislature ~~((also))~~ recognizes that aid to families with  
29 dependent children recipients ~~((must be acknowledged as active))~~ are  
30 participants in self-sufficiency planning under the program. The  
31 legislature finds that the department of social and health services  
32 should clearly communicate ~~((concepts of the importance))~~ a requirement  
33 of work and how performance and effort directly affect future career  
34 and educational opportunities and economic well-being, as well as  
35 personal empowerment, self-motivation, and self-esteem to program  
36 participants. The legislature further recognizes that informed choice  
37 is consistent with individual responsibility, and that parents should  
38 be given a range of options for available child care while  
39 participating in the program.

1 (3) The legislature finds that current work experience is one of  
2 the most important factors influencing an individual's ability to work  
3 toward financial stability and an adequate standard of living in the  
4 long term, and that work experience should be the most important  
5 component of the program.

6 (4) The legislature finds that education, including, but not  
7 limited to, literacy, high school equivalency, vocational, secondary,  
8 and postsecondary, is one of the most important tools an individual  
9 needs to achieve full independence, and that this should be an  
10 important component of the program.

11 (5) The legislature further finds that the objectives of this  
12 program are to assure that aid to families with dependent children  
13 recipients gain experience in the labor force and thereby enhance their  
14 long-term ability to achieve financial stability and an adequate  
15 standard of living at wages that will meet family needs.

16 (6) The legislature finds that a critical component for successful  
17 reductions in the aid to families with dependent children caseloads is  
18 through employment. Employment opportunities must be increased through  
19 public-private partnerships. The department shall work with the  
20 private sector to meet market needs, increase employability through on-  
21 the-job training opportunities, and develop financial incentives for  
22 employers to hire recipients.

23 (7) All participants in the job opportunities and basic skills  
24 training program shall, within thirty days of approval of assistance  
25 for aid to families with dependent children, or in the case of  
26 recipients, within thirty days of assessment, sign a written employment  
27 development contract of mutual responsibility with the department, or  
28 be ineligible for financial assistance from the department until the  
29 contract which shall be developed with the full involvement of the  
30 participant, is signed.

31 (a) The contract shall set forth the responsibilities of and  
32 expectations for the program participants and responsibilities and  
33 obligation of the department, including services to be provided to the  
34 participating family. The contract shall identify specific employment,  
35 training, education, community volunteer experiences, including  
36 participation in the community volunteer program set forth in section  
37 209 of this act, or support activities that will direct a participant  
38 toward gainful employment and eventually self-sufficiency. The  
39 contract shall be in a format developed for state-wide use and shall

1 clearly state each of the requirements and responsibilities set forth  
2 in section 401 of this act.

3 (b) The department shall review the employment development contract  
4 of mutual responsibility every six months and assess the participant's  
5 progress. Except for sanctions in situations specified in section 401  
6 of this act, the department shall reduce aid to families with dependent  
7 children benefits by thirty-three percent every month for which the  
8 recipient is found to be out of compliance with the contract.

9 (8) Participants in the job preparation target group shall each be  
10 limited to the components of their initial contract unless good cause  
11 for exception is presented.

12 **Sec. 202.** RCW 74.25.020 and 1993 c 312 s 7 are each amended to  
13 read as follows:

14 (1) The department of social and health services is authorized to  
15 contract with public and private employment and training agencies and  
16 other public service entities to provide services prescribed or allowed  
17 under the federal social security act, as amended, to carry out the  
18 purposes of the jobs training program. The department of social and  
19 health services has sole authority and responsibility to carry out the  
20 job opportunities and basic skills training program. No contracting  
21 entity shall have the authority to review, change, or disapprove any  
22 administrative decision, or otherwise substitute its judgment for that  
23 of the department of social and health services as to the application  
24 of policies and rules adopted by the department of social and health  
25 services.

26 ~~(2) ((To the extent feasible under federal law, the department of~~  
27 ~~social and health services and all entities contracting with it shall~~  
28 ~~give first priority of service to individuals volunteering for program~~  
29 ~~participation.~~

30 ~~(3) The department of social and health services shall adopt rules~~  
31 ~~under chapter 34.05 RCW establishing criteria constituting~~  
32 ~~circumstances of good cause for an individual failing or refusing to~~  
33 ~~participate in an assigned program component, or failing or refusing to~~  
34 ~~accept or retain employment. These criteria shall include, but not be~~  
35 ~~limited to, the following circumstances: (a) If the individual is a~~  
36 ~~parent or other relative personally providing care for a child under~~  
37 ~~age six years, and the employment would require the individual to work~~  
38 ~~more than twenty hours per week; (b) if child care, or day care for an~~

1 ~~incapacitated individual living in the same home as a dependent child,~~  
2 ~~is necessary for an individual to participate or continue participation~~  
3 ~~in the program or accept employment, and such care is not available,~~  
4 ~~and the department of social and health services fails to provide such~~  
5 ~~care; (c) the employment would result in the family of the participant~~  
6 ~~experiencing a net loss of cash income; or (d) circumstances that are~~  
7 ~~beyond the control of the individual's household, either on a short-~~  
8 ~~term or on an ongoing basis.~~

9 (4)) The department of social and health services shall adopt  
10 rules under chapter 34.05 RCW as necessary to effectuate the intent and  
11 purpose of this chapter.

12 **B. TAX INCENTIVE PROGRAM**

13 NEW SECTION. **Sec. 203.** (1) An employer shall be allowed a credit  
14 against tax due under chapter 82.04 or 82.16 RCW of an amount equal to  
15 one hundred twenty percent of the payment made by the employer, to a  
16 qualified training institution under a training plan for training a  
17 qualified employee, subject to the limitations set forth in this  
18 section. An employer may not receive a credit for the same amounts  
19 under both chapters 82.04 and 82.16 RCW.

20 (2) A person claiming the credit shall file an affidavit form  
21 prescribed by the department, which shall include the amount of the  
22 credit claimed and additional information as the department may  
23 require.

24 (3)(a) The tax credit in respect to any qualified employee may not  
25 in a calendar year exceed:

26 (i) The lesser of twelve percent of the qualified employee's gross  
27 annual wages or one thousand two hundred dollars in the case of a  
28 category 1 qualified employee;

29 (ii) The lesser of twenty-four percent of the qualified employee's  
30 gross annual wages or two thousand four hundred dollars, in the case of  
31 a category 2 qualified employee; or

32 (iii) The lesser of thirty-six percent of the qualified employee's  
33 gross annual wages or three thousand six hundred dollars in the case of  
34 a category 3 qualified employee.

35 (b) The department of revenue shall, by December 1, 1997, for  
36 calendar year 1998, and by December 1st of each year thereafter for the  
37 following year, adjust the payment maximums under this subsection (3)

1 to reflect inflation, using the previous calendar year's limit as the  
2 base amount to be adjusted. In making adjustments for inflation, the  
3 department shall rely on the Consumer Price Index--Seattle, Washington  
4 area for urban wage earners and clerical workers, compiled by the  
5 Bureau of Labor Statistics, United States Department of Labor. The  
6 department shall publish the new payment maximums which shall become  
7 effective January 1st of the year following.

8 (4) The credit in respect to any qualified employee may not be  
9 taken:

10 (a) For more than one year of training in the case of a category 1  
11 qualified employee; or

12 (b) For more than two years of training in the case of a category  
13 2 or category 3 qualified employee.

14 (5) The credit shall be taken against taxes due for the same  
15 calendar year in which the payment is made to the qualified training  
16 institution and must be claimed by the due date of the last tax return  
17 for the calendar year in which the payment is made to the qualified  
18 training institution.

19 (6) If the business, firm, or entity having a right to the tax  
20 credit is sold, assigned, conveyed, or otherwise transferred, the  
21 successor employer shall be allowed the credit. Unless the training  
22 plan provides to the contrary, the successor employer shall be allowed  
23 tax credits to the same extent as the previous employer.

24 (7) Total credits allowed to all employers claiming credits may not  
25 exceed four million three hundred thousand for the biennium ending June  
26 30, 1997, and fifteen million dollars in any biennium thereafter.

27 (8) This section shall expire December 31, 2004.

28 NEW SECTION. **Sec. 204.** The definitions in this section apply  
29 throughout this chapter and sections 206 through 208 of this act,  
30 unless the context indicates otherwise.

31 (1) "Gross annual wages" means salary, wages, tips, and other  
32 compensation paid to a qualified employee paid by an employer claiming  
33 the credit under this section during the calendar year for which the  
34 credit is claimed.

35 (2) "Qualified employee" and "category 1, 2, or 3 qualified  
36 employee" means an applicant for or recipient of aid to families with  
37 dependent children certified as such by the department of social and  
38 health services who is hired before June 30, 2001. "Qualified

1 employee" does not include any person hired by an employer to replace  
2 strikers or locked-out workers.

3 (3) "Qualified training institution" means a community or technical  
4 college, four-year college or university, a private vocational school  
5 licensed by the work force training and education coordinating board or  
6 approved by the higher education coordinating board, apprenticeship  
7 programs recognized by the Washington state apprenticeship and training  
8 council, or a private industry council that has entered into a training  
9 plan that provides for the training of a qualified employee of a person  
10 claiming the credit under this section.

11 (4) "Employer" means person or business as defined by RCW  
12 82.04.030.

13 (5) "Training plan" means a written agreement, signed by a  
14 qualified employee, a union or other employee bargaining representative  
15 if the position is covered by a collective bargaining agreement, a  
16 qualified training institution, the department of social and health  
17 services or a designee of the department, and an employer, which  
18 specifies the amount that the employer will pay the qualified training  
19 institution for training and related costs for the qualified employee,  
20 the learning objectives intended to be achieved by the training, and a  
21 statement of progressively increasing scale of wages to be paid to the  
22 employee during the training plan period, ending in a wage scale that  
23 exceeds federal poverty levels for a family of three.

24 NEW SECTION. **Sec. 205.** Chapter 82.32 RCW applies to the  
25 administration of this chapter.

26 NEW SECTION. **Sec. 206.** (1) The tax incentive program is hereby  
27 established. The department of social and health services is  
28 authorized to enter into training plans. The department of social and  
29 health services shall adopt rules for the tax incentive program. The  
30 rules shall include, but are not limited to:

31 (a) Designation of three categories of eligible aid to families  
32 with dependent children recipients from within the job preparation  
33 target group in chapter 74.12 RCW. The department of social and health  
34 services shall by rule establish criteria for assigning recipients into  
35 categories 1, 2, and 3. In establishing the criteria, the department  
36 shall consider the degree of work experience, training, wage and

1 employment history, and education, category 1 representing recipients  
2 with the highest degree of job readiness.

3 (b) Selection criteria that the department can use to establish a  
4 pool of prospective aid to families with dependent children  
5 participants.

6 (c) A restriction on the total number of employees that an employer  
7 may have in the program, except that no more than twenty percent of the  
8 employers' employees may participate in the program, except businesses  
9 with fewer than five employees may have one employee participate.

10 (d) A requirement that the employer participate in the earned  
11 income tax credit program, assisting each employee to obtain the earned  
12 income tax credit monthly.

13 (e) Standards regarding length and learning objectives of training  
14 plans, requiring the training institution to design the plan length and  
15 learning objectives so that it meets accepted training standards for  
16 that industry or profession. Training plans may not exceed two years.

17 (2) The department of social and health services may contract with  
18 a public or private entity to carry out the department's duties under  
19 this chapter. The department of social and health services reserves  
20 the right to withdraw designation of authority to this entity without  
21 showing cause.

22 (3) The department of social and health services shall manage the  
23 program so that the total amount of credits by all employers claiming  
24 tax credits under sections 203 through 205 of this act does not exceed  
25 fifteen million dollars in any biennium. The department shall enter  
26 into contracts with employers on a first-come, first-serve basis. The  
27 department shall maintain an up-to-date tabulation of the potential  
28 total amount of all credits that may be claimed during each biennium  
29 under all training plans and shall not enter into any additional  
30 training plan agreement if to do so would result in such amount  
31 exceeding fifteen million dollars during a biennium.

32 (4) Employers who agree to accept a one hundred percent tax credit  
33 instead of the one hundred twenty percent available under section  
34 203(1) of this act shall be given priority in selection and placement  
35 of qualified employees.

36 NEW SECTION. **Sec. 207.** The department of social and health  
37 services, the employment security department, the department of  
38 community, trade, and economic development, and the community and

1 technical colleges shall cooperate and coordinate among the existing  
2 state and federal assistance and training programs to focus the efforts  
3 of enrollees and programs to most effectively achieve results from the  
4 various programs.

5 NEW SECTION. **Sec. 208.** (1) No training plans may be entered into  
6 after June 30, 2001. Contracts in effect on June 30, 2001, shall  
7 continue in effect according to the terms of the contract.

8 (2) If the program under chapter . . ., Laws of 1996 (this act) is  
9 terminated before June 30, 2001, persons eligible for tax credits at  
10 the time of program termination under sections 203 through 205 of this  
11 act shall receive such credits, subject to the limitations in section  
12 203(7) of this act.

13 **C. COMMUNITY SERVICE**

14 NEW SECTION. **Sec. 209.** A new section is added to chapter 74.12  
15 RCW to read as follows:

16 COMMUNITY VOLUNTEER PROGRAM. The recipient in a community  
17 volunteer program shall locate a community volunteer experience with  
18 any willing public or private organization and provide documentation to  
19 the department of his or her participation on forms established in rule  
20 by the department and signed by the recipient under penalty of perjury.  
21 Compliance shall be subject to random checks by the department.

22 **PART III. TEEN PARENT PROGRAM**

23 NEW SECTION. **Sec. 301.** A new section is added to chapter 74.12  
24 RCW to read as follows:

25 TEEN GROUP HOMES. (1) The department shall contract with public or  
26 private providers to establish teen group homes as an alternative  
27 living situation for recipients under eighteen years of age for whom it  
28 is unsafe to live with their parent or parents. According to the  
29 provisions of RCW 26.44.040, the department shall refer to local  
30 prosecution any parental home where abuse or neglect is suspected.

31 (2) In teen group homes, the cash grant for each resident teen  
32 parent's assistance unit, as well as the food stamp allocation and any  
33 other portion of any aid to families with dependent children benefit  
34 accruing to the teen recipient shall be pooled, and under the control

1 of the home administrator, for the benefit of the teen parents and  
2 their children, and shall not be given directly to the teen parent.

3 (3) Each teen parent living in the teen group home shall be given  
4 the following case-managed services: Parenting education, maternal and  
5 child nutritional education, tutoring to aid in the completion of high  
6 school or a GED, money management, anger management, and substance  
7 abuse treatment, including treatment for tobacco addiction, where  
8 appropriate.

9 (4) Teen parents living in teen group homes shall, as a condition  
10 of receiving benefits, progress toward completion of educational  
11 requirements, help with household tasks at the home, attend and  
12 participate in instruction provided for teen parents in residence, and  
13 abide by house rules.

14 (5) House rules shall be established by each teen group home, and  
15 may include a requirement that no unsupervised male visitors be  
16 allowed, that a curfew be established, and that an equitable system of  
17 shared child care responsibilities be provided to accommodate school  
18 and work attendance for teen parents.

19 (6) The department shall assure the teen parent and dependents in  
20 his or her assistance unit of the following: Adequate housing and  
21 nutrition, medical care, tutoring toward completion of educational  
22 requirements, and at least the minimal additional instruction and case-  
23 managed care as provided for in this section.

24 **PART IV. REQUIREMENTS AND RESPONSIBILITIES**

25 NEW SECTION. **Sec. 401.** A new section is added to chapter 74.12  
26 RCW to read as follows:

27 (1) At the end of a recipient's welfare-to-work program under a  
28 contract entered into under section 103 of this act, which shall not  
29 exceed two years, the recipient shall engage in a job search of up to  
30 six months. At the end of this job search period, grant assistance  
31 shall be reduced by twenty percent every six months. Except as  
32 provided in this subsection, a recipient's months on grant assistance  
33 may not exceed a lifetime limit of sixty months.

34 (a) Time limits shall be tolled in the event of:

35 (i) A medically certified temporary illness or disability of the  
36 recipient, including temporary mental or physical disability occurring  
37 as a result of domestic violence against the recipient;

1 (ii) The unavailability of appropriate care for a chronically ill  
2 or disabled family member living in the home of the recipient; or

3 (iii) If child care is not available for a period of time.

4 (b) A recipient may extend full benefits including child care and  
5 medical assistance and delay reduction of benefits for a period of an  
6 additional two years by participating at least one hundred hours per  
7 month in the community volunteer program under section 209 of this act.

8 (c) For purposes of calculating the months on grant assistance  
9 under this subsection (1), only months on grant assistance after the  
10 recipient has reached his or her eighteenth birthday shall be included  
11 in the calculation.

12 (2) Except where otherwise specified, persons receiving aid to  
13 families with dependent children shall be exempt from participation in  
14 a job-ready or job preparation target group or a welfare-to-work  
15 program:

16 (a) If there is a child under three years of age within ten months  
17 of application, living in the home;

18 (b) For a period of twelve weeks after the birth of any child born  
19 more than ten months from the date of application;

20 (c) If the recipient is a caretaker of a dependent child and is  
21 disabled; or

22 (d) If the average state unemployment rate is eight percent or  
23 more, as determined by the employment security department. The time  
24 limit shall be extended for any six-month period preceded by a fifty-  
25 two week moving average unemployment rate of eight percent or more,  
26 provided the recipient performs community service during the six  
27 months.

28 (3) The department, working with the department of revenue, shall  
29 encourage employers of recipients to use a month-to-month pass-through  
30 of the federal earned income tax credit. The department shall  
31 facilitate application for such tax credit in all cases where  
32 recipients report earned income.

33 (4) To the extent that resources are available, the department  
34 shall provide transitional child care for up to twenty-four months, in  
35 accordance with federal requirements, to individuals who have completed  
36 their welfare-to-work program or obtained employment.

37 (5) The department has the responsibility of supplying child care  
38 to participants who have contracted for welfare-to-work or other  
39 programs under chapter . . . , Laws of 1996 (this act).

1 (6) The department shall provide child care assistance to public  
2 assistance recipients requesting such assistance, to enable them to  
3 participate in employment, or in approved welfare-to-work employment  
4 and training programs.

5 (7) The department shall provide transitional child care subsidies  
6 for a period of twelve months following the last month of grant  
7 assistance, for persons who leave public assistance due to earnings or  
8 receipt of child support, and, within available funds, upon request of  
9 the recipient, an additional twelve-month period.

10 (8) The department shall provide, upon request of a low-income  
11 worker, and within available funds, employment child care subsidies for  
12 low-income workers who do not receive public assistance payments.

13 (9) When the participant is no longer eligible for a cash grant due  
14 to increased earnings through employment and has exhausted the  
15 participant's twelve-month transitional benefit period for medical  
16 assistance benefits, the department shall enroll the participant in the  
17 basic health plan under chapter 70.47 RCW, pay any unsubsidized portion  
18 of the participant's premium, and enroll the participant's eligible  
19 children in medical assistance. Regardless of the participant's earned  
20 income, state payment of the unsubsidized portion of the participant's  
21 premium shall terminate after twelve months.

22 (10) The department shall seek any waivers needed from the federal  
23 government to implement this section.

24 (11) The department shall report to appropriate committees in both  
25 houses of the legislature if it discovers that participation in  
26 welfare-to-work programs is about to cause clients to be placed on  
27 waiting lists for programs or services required under this chapter.

28 NEW SECTION. **Sec. 402.** The time limits on public assistance in  
29 section 401 of this act and the general requirements to participate in  
30 job search and training in section 201 of this act do not apply in  
31 situations where there is no parent residing in the child's home and  
32 the child is residing with a relative of specified degree.

33 **PART V. CHILD SUPPORT ENHANCEMENT**

34 **A. LICENSE SUSPENSION FOR FAILURE TO PAY CHILD SUPPORT**

1        NEW SECTION.    **Sec. 501.**    The legislature recognizes that the  
2 current statutory procedures for the collection of child support do not  
3 apply to all persons owing child support. In order to further insure  
4 that child support obligations are met, this act establishes a program  
5 by which certain licenses may be suspended if a person is one hundred  
6 eighty days or more in arrears on child support payments. With this  
7 program, it is the intent of the legislature to provide a strong  
8 incentive for persons owing support to make timely payments, and to  
9 cooperate with the department of social and health services to  
10 establish an appropriate schedule for the payment of any arrears. In  
11 addition, the legislature finds that disputes over child visitation  
12 comprises an often-cited reason why child support is unpaid. It is the  
13 intent of the legislature to include custodial parents who deny  
14 visitation as persons subject to license suspension.

15        In the implementation and management of this program, it is the  
16 legislature's intent that the objective of the department of social and  
17 health services be to obtain payment in full of arrears, or where that  
18 is not possible, to enter into agreements with delinquent obligors to  
19 make timely support payments and make reasonable payments towards the  
20 arrears. The legislature intends that if the obligor refuses to  
21 cooperate in establishing a fair and reasonable payment schedule for  
22 arrears, or refuses to make timely support payments, the department  
23 shall proceed with certification to a licensing entity or the  
24 department of licensing that the person is not in compliance with a  
25 child support order.

26        NEW SECTION.    **Sec. 502.**    A new section is added to chapter 74.20A  
27 RCW to read as follows:

28        (1) As used in this section, unless the context indicates  
29 otherwise, the following terms have the following meanings.

30        (a) "Licensing entity" includes any department, board, commission,  
31 or other organization of the state authorized by Title 18 RCW to issue,  
32 renew, suspend, or revoke a license authorizing an individual to engage  
33 in a business, occupation, profession, or industry, and the Washington  
34 state bar association.

35        (b) "Noncompliance with a child support order" means a responsible  
36 parent has:

37        (i) Accumulated arrears totaling more than six months of child  
38 support payments;

1 (ii) Failed to make payments pursuant to a written agreement with  
2 the department towards a support arrearage in an amount that exceeds  
3 six months of payments; or

4 (iii) Failed to make payments required by a superior court order or  
5 administrative order towards a support arrearage in an amount that  
6 exceeds six months of payments.

7 (c) "License" means a license, certificate, registration, permit,  
8 approval, or other similar document issued by a licensing entity  
9 evidencing admission to or granting authority to engage in a  
10 profession, occupation, business, or industry.

11 (d) "Licensee" means any individual holding a license, certificate,  
12 registration, permit, approval, or other similar document issued by a  
13 licensing entity evidencing admission to or granting authority to  
14 engage in a profession, occupation, business, or industry.

15 (e) "Noncomplying custodial parent" means a parent who has custody  
16 of the children in a family where the court has ordered visitation  
17 rights for the noncustodial parent, and the custodial parent has not  
18 complied with the visitation order.

19 (f) "Noncompliance with a visitation order" means the documented  
20 failure of a custodial parent to follow the terms of a court-ordered  
21 visitation plan.

22 (2) Upon notice and motion, a noncustodial parent who has a court-  
23 ordered child visitation plan may seek judicial suspension of the  
24 driver's business, occupational, or professional licenses cited in  
25 sections 509 through 537 of this act, where the licensee is a  
26 noncomplying custodial parent.

27 (3) The department may serve upon a responsible parent a notice  
28 informing the responsible parent of the department's intent to submit  
29 the parent's name to the department of licensing and any appropriate  
30 licensing entity as a licensee who is not in compliance with a child  
31 support order. The department shall attach a copy of the responsible  
32 parent's child support order to the notice. Service of the notice must  
33 be made by personal service. If, after reasonable diligence, personal  
34 service has not been possible, service shall be by certified mail,  
35 return receipt requested.

36 (4) The notice of noncompliance must include the address and  
37 telephone number of the department's division of child support office  
38 that issues the notice and must inform the responsible parent that:

1 (a) The parent may request an adjudicative proceeding to contest  
2 the issue of compliance. The only issues that may be considered at the  
3 adjudicative proceeding are whether the parent is required to pay child  
4 support under a child support order and whether the parent is in  
5 compliance with that order;

6 (b) A request for an adjudicative proceeding shall be in writing  
7 and must be received by the department within twenty days of the date  
8 of service of the notice;

9 (c) If the parent requests an adjudicative proceeding within twenty  
10 days of service, the department will stay action to certify the parent  
11 to the department of licensing and any licensing entity for  
12 noncompliance with a child support order pending entry of a written  
13 decision after the adjudicative proceeding;

14 (d) If the parent does not request an adjudicative proceeding  
15 within twenty days of service and remains in noncompliance with a child  
16 support order, the department will certify the parent's name to the  
17 department of licensing and any appropriate licensing entity for  
18 noncompliance with a child support order;

19 (e) The department will stay action to certify the parent to the  
20 department of licensing and any licensing entity for noncompliance if  
21 the parent agrees to make timely payments of current support and agrees  
22 to a reasonable payment schedule for payment of the arrears. It is the  
23 parent's responsibility to contact in person or by mail the  
24 department's division of child support office indicated on the notice  
25 within twenty days of service of the notice to arrange for a payment  
26 schedule. The department may stay certification for up to thirty days  
27 after contact from a parent to arrange for a payment schedule;

28 (f) If the department certifies the responsible parent to the  
29 department of licensing and a licensing entity for noncompliance with  
30 a child support order, the licensing entity will suspend the parent's  
31 license and the department of licensing will suspend any driver's  
32 license that the parent holds until the parent provides the department  
33 of licensing and the licensing entity with a written release from the  
34 department stating that the responsible parent is in compliance with  
35 the child support order;

36 (g) Suspension of a license will affect insurability if the  
37 responsible parent's insurance policy excludes coverage for acts  
38 occurring after the suspension of a license;

1 (h) If after receiving the notice of noncompliance with a child  
2 support order, the responsible parent files a motion to modify support  
3 with the court or requests the department to amend a support obligation  
4 established by an administrative decision, the department or the court  
5 may, for up to one hundred eighty days, stay action to certify the  
6 parent to the department of licensing and any licensing entity for  
7 noncompliance with a child support order. If a motion for modification  
8 of a court or administrative order for child support is pending prior  
9 to service of the notice, any action to certify the parent to a  
10 licensing entity for noncompliance with a child support order shall be  
11 automatically stayed until entry of a final order or decision in the  
12 modification proceedings. The responsible parent has the obligation to  
13 notify the department that a modification proceeding is pending and  
14 provide a copy of the motion or request for modification; and

15 (i) If the responsible parent subsequently becomes in compliance  
16 with the child support order, the department will promptly provide the  
17 parent with a written release stating that the parent is in compliance  
18 with the order, and the parent may request that the licensing entity or  
19 the department of licensing reinstate the suspended license.

20 (5) A responsible parent may request an adjudicative proceeding  
21 upon service of the notice described in subsection (3) of this section.  
22 The request for an adjudicative proceeding must be received by the  
23 department within twenty days of service. The request must be in  
24 writing and indicate the current mailing address and daytime phone  
25 number, if available, of the responsible parent. The proceedings under  
26 this subsection shall be conducted in accordance with the requirements  
27 of chapter 34.05 RCW. The issues that may be considered at the  
28 adjudicative proceeding are limited to whether the responsible parent  
29 is required to pay child support under a child support order and  
30 whether the responsible parent is in compliance with the order.

31 (6) The decision resulting from the adjudicative proceeding must be  
32 in writing and inform the responsible parent of all rights to review.  
33 The parent's copy of the decision may be sent by regular mail to the  
34 parent's most recent address of record.

35 (7) If a responsible parent contacts the department's division of  
36 child support office indicated on the notice of noncompliance within  
37 twenty days of service of the notice and requests arrangement of a  
38 payment schedule, the department shall stay the certification of  
39 noncompliance during negotiation of the schedule for payment of

1 arrears. In no event shall the stay continue for more than thirty days  
2 from the date of contact by the parent. The department shall make good  
3 faith efforts to establish a schedule for payment of arrears that is  
4 fair and reasonable, and that considers the financial situation of the  
5 responsible parent and the needs of all children who rely on the  
6 responsible parent for support. At the end of the thirty days, if no  
7 payment schedule has been agreed to in writing, the department shall  
8 proceed with certification of noncompliance.

9 (8) If a responsible parent timely requests an adjudicative  
10 proceeding to contest the issue of compliance, the department may not  
11 certify the name of the parent to the department of licensing or a  
12 licensing entity for noncompliance with a child support order unless  
13 the adjudicative proceeding results in a finding that the responsible  
14 parent is not in compliance with the order.

15 (9) The department may certify in writing to the department of  
16 licensing and any appropriate licensing entity the name of a  
17 responsible parent who is not in compliance with a child support order  
18 if:

19 (a) The responsible parent does not timely request an adjudicative  
20 proceeding upon service of a notice issued under subsection (3) of this  
21 section and is not in compliance with a child support order twenty-one  
22 days after service of the notice;

23 (b) An adjudicative proceeding results in a decision that the  
24 responsible parent is not in compliance with a child support order;

25 (c) The department and the responsible parent have been unable to  
26 agree on a fair and reasonable schedule for payment of the arrears; or

27 (d) The court enters a judgment on a petition for judicial review  
28 that finds the responsible parent is not in compliance with a child  
29 support order.

30 The department shall send by certified mail, return receipt  
31 requested a copy of any certification of noncompliance filed with the  
32 department of licensing or a licensing entity to the responsible parent  
33 at the responsible parent's most recent address of record.

34 (10) The department of licensing and a licensing entity shall  
35 notify a responsible parent certified by the department under  
36 subsection (9) of this section, without undue delay, that the parent's  
37 driver's license or other license has been suspended because the  
38 parent's name has been certified by the department as a responsible  
39 parent who is not in compliance with a child support order.

1 (11) When a responsible parent who is served notice under  
2 subsection (3) of this section subsequently complies with the child  
3 support order, the department shall promptly provide the parent with a  
4 written release stating that the responsible parent is in compliance  
5 with the order.

6 (12) The department may adopt rules to implement and enforce the  
7 requirements of this section.

8 (13) Nothing in this section prohibits a responsible parent from  
9 filing a motion to modify support with the court or from requesting the  
10 department to amend a support obligation established by an  
11 administrative decision. If there is a reasonable likelihood that the  
12 motion or request will significantly change the amount of the arrears,  
13 the department or the court may, for up to one hundred eighty days,  
14 stay action to certify the responsible parent to the department of  
15 licensing and any licensing entity for noncompliance with a child  
16 support order. If a motion for modification of a court or  
17 administrative order for child support is pending prior to service of  
18 the notice, any action to certify the parent to a licensing entity for  
19 noncompliance with a child support order shall be automatically stayed  
20 until entry of a final order or decision in the modification  
21 proceedings. The responsible parent has the obligation to notify the  
22 department that a modification proceeding is pending and provide a copy  
23 of the motion or request for modification.

24 (14) The department of licensing and a licensing entity may issue,  
25 renew, reinstate, or otherwise extend a license in accordance with the  
26 licensing entity's or the department of licensing's rules after the  
27 licensing entity or the department of licensing receives a copy of the  
28 written release specified in subsection (11) of this section. The  
29 department of licensing and a licensing entity may waive any applicable  
30 requirement for reissuance, renewal, or other extension if it  
31 determines that the imposition of that requirement places an undue  
32 burden on the person and that waiver of the requirement is consistent  
33 with the public interest.

34 NEW SECTION. **Sec. 503.** A new section is added to chapter 74.20A  
35 RCW to read as follows:

36 (1) The department of social and health services and all of the  
37 various licensing entities subject to section 502 of this act shall  
38 enter into such agreements as are necessary to carry out the

1 requirements of the license suspension program established in section  
2 502 of this act, but only to the extent the departments and the  
3 licensing entities determine it is cost-effective.

4 (2) On or before January 1, 1997, and quarterly thereafter, the  
5 department of social and health services and all licensing entities  
6 subject to section 502 of this act shall perform a comparison of  
7 responsible parents who are not in compliance with a child support  
8 order, as defined in section 502 of this act, with all licensees  
9 subject to chapter . . . , Laws of 1996 (this act). The comparison may  
10 be conducted electronically, or by any other means that is jointly  
11 agreeable between the department and the particular licensing entity.  
12 The data shared shall be limited to those items necessary to  
13 implementation of chapter . . . , Laws of 1996 (this act). The purpose  
14 of the comparison shall be to identify current licensees who are not in  
15 compliance with a child support order, and to provide to the department  
16 of social and health services the following information regarding those  
17 licensees:

- 18 (a) Name;
- 19 (b) Date of birth;
- 20 (c) Address of record;
- 21 (d) Federal employer identification number or social security  
22 number;
- 23 (e) Type of license;
- 24 (f) Effective date of license or renewal;
- 25 (g) Expiration date of license; and
- 26 (h) Active or inactive status.

27 NEW SECTION. **Sec. 504.** A new section is added to chapter 74.20A  
28 RCW to read as follows:

29 In furtherance of the public policy of increasing collection of  
30 child support and to assist in evaluation of the program established in  
31 section 502 of this act, the department shall report the following to  
32 the legislature and the governor on December 1, 1997, and annually  
33 thereafter:

- 34 (1) The number of responsible parents identified as licensees  
35 subject to section 502 of this act;
- 36 (2) The number of responsible parents identified by the department  
37 as not in compliance with a child support order;

1 (3) The number of notices of noncompliance served upon responsible  
2 parents by the department;

3 (4) The number of responsible parents served a notice of  
4 noncompliance who request an adjudicative proceeding;

5 (5) The number of adjudicative proceedings held, and the results of  
6 the adjudicative proceedings;

7 (6) The number of responsible parents certified to the department  
8 of licensing or licensing entities for noncompliance with a child  
9 support order, and the type of license the parents held;

10 (7) The costs incurred in the implementation and enforcement of  
11 section 502 of this act and an estimate of the amount of child support  
12 collected due to the departments under section 502 of this act;

13 (8) Any other information regarding this program that the  
14 department feels will assist in evaluation of the program;

15 (9) Recommendations for the addition of specific licenses in the  
16 program or exclusion of specific licenses from the program, and reasons  
17 for such recommendations; and

18 (10) Any recommendations for statutory changes necessary for the  
19 cost-effective management of the program.

20 **Sec. 505.** RCW 46.20.291 and 1993 c 501 s 4 are each amended to  
21 read as follows:

22 The department is authorized to suspend the license of a driver  
23 upon a showing by its records or other sufficient evidence that the  
24 licensee:

25 (1) Has committed an offense for which mandatory revocation or  
26 suspension of license is provided by law;

27 (2) Has, by reckless or unlawful operation of a motor vehicle,  
28 caused or contributed to an accident resulting in death or injury to  
29 any person or serious property damage;

30 (3) Has been convicted of offenses against traffic regulations  
31 governing the movement of vehicles, or found to have committed traffic  
32 infractions, with such frequency as to indicate a disrespect for  
33 traffic laws or a disregard for the safety of other persons on the  
34 highways;

35 (4) Is incompetent to drive a motor vehicle under RCW 46.20.031(3);  
36 ((or))

37 (5) Has failed to respond to a notice of traffic infraction, failed  
38 to appear at a requested hearing, violated a written promise to appear

1 in court, or has failed to comply with the terms of a notice of traffic  
2 infraction or citation, as provided in RCW 46.20.289; (~~or~~)

3 (6) Has committed one of the prohibited practices relating to  
4 drivers' licenses defined in RCW 46.20.336; or

5 (7) Has been certified by the department of social and health  
6 services as a person who is not in compliance with a child support  
7 order as provided in section 502 of this act.

8 **Sec. 506.** RCW 46.20.311 and 1995 c 332 s 11 are each amended to  
9 read as follows:

10 (1) The department shall not suspend a driver's license or  
11 privilege to drive a motor vehicle on the public highways for a fixed  
12 period of more than one year, except as specifically permitted under  
13 RCW 46.20.342 or other provision of law. Except for a suspension under  
14 RCW 46.20.289 and 46.20.291(5), whenever the license or driving  
15 privilege of any person is suspended by reason of a conviction, a  
16 finding that a traffic infraction has been committed, pursuant to  
17 chapter 46.29 RCW, or pursuant to RCW 46.20.291 or 46.20.308, the  
18 suspension shall remain in effect until the person gives and thereafter  
19 maintains proof of financial responsibility for the future as provided  
20 in chapter 46.29 RCW. If the suspension is the result of a violation  
21 of RCW 46.61.502 or 46.61.504, the department shall determine the  
22 person's eligibility for licensing based upon the reports provided by  
23 the alcoholism agency or probation department designated under RCW  
24 46.61.5056 and shall deny reinstatement until enrollment and  
25 participation in an approved program has been established and the  
26 person is otherwise qualified. Whenever the license or driving  
27 privilege of any person is suspended as a result of certification of  
28 noncompliance with a child support order under chapter 74.20A RCW, the  
29 suspension shall remain in effect until the person provides a written  
30 release issued by the department of social and health services stating  
31 that the person is in compliance with the order. The department shall  
32 not issue to the person a new, duplicate, or renewal license until the  
33 person pays a reissue fee of twenty dollars. If the suspension is the  
34 result of a violation of RCW 46.61.502 or 46.61.504, or is the result  
35 of administrative action under RCW 46.20.308, the reissue fee shall be  
36 fifty dollars.

37 (2) Any person whose license or privilege to drive a motor vehicle  
38 on the public highways has been revoked, unless the revocation was for

1 a cause which has been removed, is not entitled to have the license or  
2 privilege renewed or restored until: (a) After the expiration of one  
3 year from the date the license or privilege to drive was revoked; (b)  
4 after the expiration of the applicable revocation period provided by  
5 RCW 46.20.3101 or 46.61.5055; (c) after the expiration of two years for  
6 persons convicted of vehicular homicide; or (d) after the expiration of  
7 the applicable revocation period provided by RCW 46.20.265. After the  
8 expiration of the appropriate period, the person may make application  
9 for a new license as provided by law together with a reissue fee in the  
10 amount of twenty dollars, but if the revocation is the result of a  
11 violation of RCW 46.20.308, 46.61.502, or 46.61.504, the reissue fee  
12 shall be fifty dollars. If the revocation is the result of a violation  
13 of RCW 46.61.502 or 46.61.504, the department shall determine the  
14 person's eligibility for licensing based upon the reports provided by  
15 the alcoholism agency or probation department designated under RCW  
16 46.61.5056 and shall deny reissuance of a license, permit, or privilege  
17 to drive until enrollment and participation in an approved program has  
18 been established and the person is otherwise qualified. Except for a  
19 revocation under RCW 46.20.265, the department shall not then issue a  
20 new license unless it is satisfied after investigation of the driving  
21 ability of the person that it will be safe to grant the privilege of  
22 driving a motor vehicle on the public highways, and until the person  
23 gives and thereafter maintains proof of financial responsibility for  
24 the future as provided in chapter 46.29 RCW. For a revocation under  
25 RCW 46.20.265, the department shall not issue a new license unless it  
26 is satisfied after investigation of the driving ability of the person  
27 that it will be safe to grant that person the privilege of driving a  
28 motor vehicle on the public highways.

29 (3) Whenever the driver's license of any person is suspended  
30 pursuant to Article IV of the nonresident violators compact or RCW  
31 46.23.020 or 46.20.289 or 46.20.291(5), the department shall not issue  
32 to the person any new or renewal license until the person pays a  
33 reissue fee of twenty dollars. If the suspension is the result of a  
34 violation of the laws of this or any other state, province, or other  
35 jurisdiction involving (a) the operation or physical control of a motor  
36 vehicle upon the public highways while under the influence of  
37 intoxicating liquor or drugs, or (b) the refusal to submit to a  
38 chemical test of the driver's blood alcohol content, the reissue fee  
39 shall be fifty dollars.

1        NEW SECTION.    **Sec. 507.**    A new section is added to chapter 48.22  
2 RCW to read as follows:

3        A motor vehicle liability insurance policy that contains any  
4 provision excluding insurance coverage for an unlicensed driver shall  
5 not apply for ninety days from the date of suspension in the event that  
6 the department of licensing suspends a driver's license solely for the  
7 nonpayment of child support as provided in chapter 74.20A RCW.

8        NEW SECTION.    **Sec. 508.**    A new section is added to chapter 2.48 RCW  
9 to read as follows:

10        ATTORNEYS. Any member of the Washington state bar association who  
11 has been certified by the department of social and health services as  
12 a person who is not in compliance with a child support order as  
13 provided in section 502 of this act shall be immediately suspended from  
14 membership. Membership shall not be reinstated until the person  
15 provides the Washington state bar association a written release issued  
16 by the department of social and health services stating that the person  
17 is in compliance with the order. If the person has continued to meet  
18 all other requirements for membership during the suspension,  
19 reinstatement shall be automatic upon receipt of the notice and payment  
20 of any reinstatement fee the association may impose.

21        NEW SECTION.    **Sec. 509.**    A new section is added to chapter 18.04  
22 RCW to read as follows:

23        ACCOUNTANTS. The board shall immediately suspend the certificate  
24 or license of a person who has been certified pursuant to section 502  
25 of this act by the department of social and health services as a person  
26 who is not in compliance with a child support order.

27        **Sec. 510.**    RCW 18.04.335 and 1992 c 103 s 13 are each amended to  
28 read as follows:

29        ACCOUNTANTS.    (1) Upon application in writing and after hearing  
30 pursuant to notice, the board may:

31        ~~((1))~~    (a) Modify the suspension of, or reissue a certificate or  
32 license to, an individual whose certificate has been revoked or  
33 suspended; or

34        ~~((2))~~    (b) Modify the suspension of, or reissue a license to a  
35 firm whose license has been revoked, suspended, or which the board has  
36 refused to renew.

1       (2) In the case of suspension for failure to comply with a child  
2 support order under chapter 74.20A RCW, if the person has continued to  
3 meet all other requirements for reinstatement during the suspension,  
4 reissuance of a certificate or license shall be automatic upon the  
5 board's receipt of a written release issued by the department of social  
6 and health services stating that the individual is in compliance with  
7 the child support order.

8       NEW SECTION. Sec. 511. A new section is added to chapter 18.08  
9 RCW to read as follows:

10       ARCHITECTS. The board shall immediately suspend the certificate of  
11 registration or certificate of authorization to practice architecture  
12 of a person who has been certified pursuant to section 502 of this act  
13 by the department of social and health services as a person who is not  
14 in compliance with a child support order. If the person has continued  
15 to meet other requirements for reinstatement during the suspension,  
16 reissuance of the certificate shall be automatic upon the board's  
17 receipt of a written release issued by the department of social and  
18 health services stating that the individual is in compliance with the  
19 child support order.

20       **Sec. 512.** RCW 18.11.160 and 1986 c 324 s 12 are each amended to  
21 read as follows:

22       AUCTIONEERS. (1) No license shall be issued by the department to  
23 any person who has been convicted of forgery, embezzlement, obtaining  
24 money under false pretenses, extortion, criminal conspiracy, fraud,  
25 theft, receiving stolen goods, unlawful issuance of checks or drafts,  
26 or other similar offense, or to any partnership of which the person is  
27 a member, or to any association or corporation of which the person is  
28 an officer or in which as a stockholder the person has or exercises a  
29 controlling interest either directly or indirectly.

30       (2) The following shall be grounds for denial, suspension, or  
31 revocation of a license, or imposition of an administrative fine by the  
32 department:

33       (a) Misrepresentation or concealment of material facts in obtaining  
34 a license;

35       (b) Underreporting to the department of sales figures so that the  
36 auctioneer or auction company surety bond is in a lower amount than  
37 required by law;

- 1 (c) Revocation of a license by another state;
- 2 (d) Misleading or false advertising;
- 3 (e) A pattern of substantial misrepresentations related to  
4 auctioneering or auction company business;
- 5 (f) Failure to cooperate with the department in any investigation  
6 or disciplinary action;
- 7 (g) Nonpayment of an administrative fine prior to renewal of a  
8 license;
- 9 (h) Aiding an unlicensed person to practice as an auctioneer or as  
10 an auction company; and
- 11 (i) Any other violations of this chapter.

12 (3) The department shall immediately suspend the license of a  
13 person who has been certified pursuant to section 502 of this act by  
14 the department of social and health services as a person who is not in  
15 compliance with a child support order. If the person has continued to  
16 meet all other requirements for reinstatement during the suspension,  
17 reissuance of the license shall be automatic upon the department's  
18 receipt of a written release issued by the department of social and  
19 health services stating that the licensee is in compliance with the  
20 child support order.

21 NEW SECTION. Sec. 513. A new section is added to chapter 18.16  
22 RCW to read as follows:

23 COSMETOLOGISTS, BARBERS, AND MANICURISTS. The department shall  
24 immediately suspend the license of a person who has been certified  
25 pursuant to section 502 of this act by the department of social and  
26 health services as a person who is not in compliance with a child  
27 support order. If the person has continued to meet all other  
28 requirements for reinstatement during the suspension, reissuance of the  
29 license shall be automatic upon the department's receipt of a written  
30 release issued by the department of social and health services stating  
31 that the licensee is in compliance with the child support order.

32 NEW SECTION. Sec. 514. A new section is added to chapter 18.20  
33 RCW to read as follows:

34 BOARDING HOMES. The department shall immediately suspend the  
35 license of a person who has been certified pursuant to section 502 of  
36 this act by the department of social and health services as a person  
37 who is not in compliance with a child support order. If the person has

1 continued to meet all other requirements for reinstatement during the  
2 suspension, reissuance of the license shall be automatic upon the  
3 department's receipt of a written release issued by the department of  
4 social and health services stating that the licensee is in compliance  
5 with the child support order.

6 **Sec. 515.** RCW 18.27.060 and 1983 1st ex.s. c 2 s 19 are each  
7 amended to read as follows:

8 CONTRACTORS. (1) A certificate of registration shall be valid for  
9 one year and shall be renewed on or before the expiration date. The  
10 department shall issue to the applicant a certificate of registration  
11 upon compliance with the registration requirements of this chapter.

12 (2) If the department approves an application, it shall issue a  
13 certificate of registration to the applicant. The certificate shall be  
14 valid for:

15 (a) One year;

16 (b) Until the bond expires; or

17 (c) Until the insurance expires, whichever comes first. The  
18 department shall place the expiration date on the certificate.

19 (3) A contractor may supply a short-term bond or insurance policy  
20 to bring its registration period to the full one year.

21 (4) If a contractor's surety bond or other security has an  
22 unsatisfied judgment against it or is canceled, or if the contractor's  
23 insurance policy is canceled, the contractor's registration shall be  
24 automatically suspended on the effective date of the impairment or  
25 cancellation. The department shall give notice of the suspension to  
26 the contractor.

27 (5) The department shall immediately suspend the certificate of  
28 registration of a contractor who has been certified by the department  
29 of social and health services as a person who is not in compliance with  
30 a child support order as provided in section 502 of this act. The  
31 certificate of registration shall not be reissued or renewed unless the  
32 person provides to the department a written release from the department  
33 of social and health services stating that he or she is in compliance  
34 with the child support order and the person has continued to meet all  
35 other requirements for certification during the suspension.

36 NEW SECTION. **Sec. 516.** A new section is added to chapter 18.28  
37 RCW to read as follows:

1 DEBT ADJUSTERS. The department shall immediately suspend the  
2 license of a person who has been certified pursuant to section 502 of  
3 this act by the department of social and health services as a person  
4 who is not in compliance with a child support order. If the person has  
5 continued to meet all other requirements for reinstatement during the  
6 suspension, reissuance of the license shall be automatic upon the  
7 department's receipt of a written release issued by the department of  
8 social and health services stating that the licensee is in compliance  
9 with the child support order.

10 **Sec. 517.** RCW 18.39.181 and 1986 c 259 s 65 are each amended to  
11 read as follows:

12 EMBALMERS AND FUNERAL DIRECTORS. The director shall have the  
13 following powers and duties:

14 (1) To issue all licenses provided for under this chapter;

15 (2) To annually renew licenses under this chapter;

16 (3) To collect all fees prescribed and required under this chapter;

17 (~~and~~)

18 (4) To immediately suspend the license of a person who has been  
19 certified pursuant to section 502 of this act by the department of  
20 social and health services as a person who is not in compliance with a  
21 child support order; and

22 (5) To keep general books of record of all official acts,  
23 proceedings, and transactions of the department of licensing while  
24 acting under this chapter.

25 NEW SECTION. **Sec. 518.** A new section is added to chapter 18.39  
26 RCW to read as follows:

27 EMBALMERS AND FUNERAL DIRECTORS. In the case of suspension for  
28 failure to comply with a child support order under chapter 74.20A RCW,  
29 if the person has continued to meet all other requirements for  
30 reinstatement during the suspension, reissuance of a license shall be  
31 automatic upon the director's receipt of a written release issued by  
32 the department of social and health services stating that the  
33 individual is in compliance with the child support order.

34 NEW SECTION. **Sec. 519.** A new section is added to chapter 18.43  
35 RCW to read as follows:

1 ENGINEERS AND LAND SURVEYORS. The board shall immediately suspend  
2 the registration of a person who has been certified pursuant to section  
3 502 of this act by the department of social and health services as a  
4 person who is not in compliance with a child support order. If the  
5 person has continued to meet all other requirements for membership  
6 during the suspension, reissuance of the registration shall be  
7 automatic upon the board's receipt of a written release issued by the  
8 department of social and health services stating that the person is in  
9 compliance with the child support order.

10 NEW SECTION. **Sec. 520.** A new section is added to chapter 18.44  
11 RCW to read as follows:

12 ESCROW AGENTS. The department shall immediately suspend the  
13 certificate of registration of a person who has been certified pursuant  
14 to section 502 of this act by the department of social and health  
15 services as a person who is not in compliance with a child support  
16 order. If the person has continued to meet all other requirements for  
17 certification during the suspension, reissuance of the certificate  
18 shall be automatic upon the department's receipt of a written release  
19 issued by the department of social and health services stating that the  
20 person is in compliance with the child support order.

21 **Sec. 521.** RCW 18.46.050 and 1991 c 3 s 101 are each amended to  
22 read as follows:

23 MATERNITY HOMES. The department may deny, suspend, or revoke a  
24 license in any case in which it finds that there has been failure or  
25 refusal to comply with the requirements established under this chapter  
26 or the rules adopted under it.

27 The department shall immediately suspend the license of a person  
28 who has been certified pursuant to section 502 of this act by the  
29 department of social and health services as a person who is not in  
30 compliance with a child support order. If the person has continued to  
31 meet all other requirements for reinstatement during the suspension,  
32 reissuance of the license shall be automatic upon the department's  
33 receipt of a written release issued by the department of social and  
34 health services stating that the person is in compliance with the child  
35 support order.

1 RCW 43.70.115 governs notice of a license denial, revocation,  
2 suspension, or modification and provides the right to an adjudicative  
3 proceeding.

4 NEW SECTION. **Sec. 522.** A new section is added to chapter 18.51  
5 RCW to read as follows:

6 NURSING HOME OPERATORS. The department shall immediately suspend  
7 the license of a person who has been certified pursuant to section 502  
8 of this act by the department of social and health services, division  
9 of child support, as a person who is not in compliance with a child  
10 support order. If the person has continued to meet all other  
11 requirements for reinstatement during the suspension, reissuance of the  
12 license shall be automatic upon the department's receipt of a written  
13 release issued by the division of child support stating that the person  
14 is in compliance with the child support order.

15 NEW SECTION. **Sec. 523.** A new section is added to chapter 18.76  
16 RCW to read as follows:

17 POISON CENTER MEDICAL DIRECTOR/POISON INFORMATION SPECIALISTS. The  
18 department shall immediately suspend the certification of a poison  
19 center medical director or a poison information specialist who has been  
20 certified pursuant to section 502 of this act by the department of  
21 social and health services as a person who is not in compliance with a  
22 child support order. If the person has continued to meet all other  
23 requirements for certification during the suspension, reissuance of the  
24 certification shall be automatic upon the department's receipt of a  
25 written release issued by the department of social and health services  
26 stating that the person is in compliance with the child support order.

27 NEW SECTION. **Sec. 524.** A new section is added to chapter 18.85  
28 RCW to read as follows:

29 REAL ESTATE BROKERS AND SALESPERSONS. The director shall  
30 immediately suspend the license of a broker or salesperson who has been  
31 certified pursuant to section 502 of this act by the department of  
32 social and health services as a person who is not in compliance with a  
33 child support order. If the person has continued to meet all other  
34 requirements for reinstatement during the suspension, reissuance of the  
35 license shall be automatic upon the director's receipt of a written

1 release issued by the department of social and health services stating  
2 that the person is in compliance with the child support order.

3 **Sec. 525.** RCW 18.96.120 and 1969 ex.s. c 158 s 12 are each amended  
4 to read as follows:

5 LANDSCAPE ARCHITECTS. (1) The director may refuse to renew, or may  
6 suspend or revoke, a certificate of registration to use the titles  
7 landscape architect, landscape architecture, or landscape architectural  
8 in this state upon the following grounds:

9 ~~((1))~~ (a) The holder of the certificate of registration is  
10 impersonating a practitioner or former practitioner.

11 ~~((2))~~ (b) The holder of the certificate of registration is guilty  
12 of fraud, deceit, gross negligence, gross incompetency or gross  
13 misconduct in the practice of landscape architecture.

14 ~~((3))~~ (c) The holder of the certificate of registration permits  
15 his seal to be affixed to any plans, specifications or drawings that  
16 were not prepared by him or under his personal supervision by employees  
17 subject to his direction and control.

18 ~~((4))~~ (d) The holder of the certificate has committed fraud in  
19 applying for or obtaining a certificate.

20 (2) The director shall immediately suspend the certificate of  
21 registration of a landscape architect who has been certified pursuant  
22 to section 502 of this act by the department of social and health  
23 services as a person who is not in compliance with a child support  
24 order. If the person has continued to meet all other requirements for  
25 certification during the suspension, reissuance of the certificate of  
26 registration shall be automatic upon the director's receipt of a  
27 written release issued by the department of social and health services  
28 stating that the person is in compliance with the child support order.

29 **Sec. 526.** RCW 18.104.110 and 1993 c 387 s 18 are each amended to  
30 read as follows:

31 WATER WELL CONSTRUCTION. (1) In cases other than those relating to  
32 the failure of a licensee to renew a license, the director may suspend  
33 or revoke a license issued pursuant to this chapter for any of the  
34 following reasons:

35 ~~((1))~~ (a) For fraud or deception in obtaining the license;

36 ~~((2))~~ (b) For fraud or deception in reporting under RCW  
37 18.104.050;

1       (~~(3)~~) (c) For violating the provisions of this chapter, or of any  
2 lawful rule or regulation of the department or the department of  
3 health.

4       (2) The director shall immediately suspend any license issued under  
5 this chapter if the holder of the license has been certified pursuant  
6 to section 502 of this act by the department of social and health  
7 services as a person who is not in compliance with a child support  
8 order. If the person has continued to meet all other requirements for  
9 reinstatement during the suspension, reissuance of the license shall be  
10 automatic upon the director's receipt of a written release issued by  
11 the department of social and health services stating that the person is  
12 in compliance with the child support order.

13       (3) No license shall be suspended for more than six months, except  
14 that a suspension under section 502 of this act shall continue until  
15 the department receives a written release issued by the department of  
16 social and health services stating that the person is in compliance  
17 with the order.

18       (4) No person whose license is revoked shall be eligible to apply  
19 for a license for one year from the effective date of the final order  
20 of revocation.

21       NEW SECTION. Sec. 527. A new section is added to chapter 18.106  
22 RCW to read as follows:

23       PLUMBERS. The department shall immediately suspend any certificate  
24 of competency issued under this chapter if the holder of the  
25 certificate has been certified pursuant to section 502 of this act by  
26 the department of social and health services as a person who is not in  
27 compliance with a child support order. If the person has continued to  
28 meet all other requirements for certification during the suspension,  
29 reissuance of the certificate of competency shall be automatic upon the  
30 department's receipt of a written release issued by the department of  
31 social and health services stating that the person is in compliance  
32 with the child support order.

33       NEW SECTION. Sec. 528. A new section is added to chapter 18.130  
34 RCW to read as follows:

35       UNIFORM DISCIPLINARY ACT--HEALTH PROFESSIONS. The disciplining  
36 authority shall immediately suspend the license of any person subject  
37 to this chapter who has been certified by the department of social and

1 health services as a person who is not in compliance with a child  
2 support order as provided in section 502 of this act.

3 **Sec. 529.** RCW 18.130.050 and 1995 c 336 s 4 are each amended to  
4 read as follows:

5 UNIFORM DISCIPLINARY ACT--HEALTH PROFESSIONS. The disciplining  
6 authority has the following authority:

7 (1) To adopt, amend, and rescind such rules as are deemed necessary  
8 to carry out this chapter;

9 (2) To investigate all complaints or reports of unprofessional  
10 conduct as defined in this chapter and to hold hearings as provided in  
11 this chapter;

12 (3) To issue subpoenas and administer oaths in connection with any  
13 investigation, hearing, or proceeding held under this chapter;

14 (4) To take or cause depositions to be taken and use other  
15 discovery procedures as needed in any investigation, hearing, or  
16 proceeding held under this chapter;

17 (5) To compel attendance of witnesses at hearings;

18 (6) In the course of investigating a complaint or report of  
19 unprofessional conduct, to conduct practice reviews;

20 (7) To take emergency action ordering summary suspension of a  
21 license, or restriction or limitation of the licensee's practice  
22 pending proceedings by the disciplining authority;

23 (8) To use a presiding officer as authorized in RCW 18.130.095(3)  
24 or the office of administrative hearings as authorized in chapter 34.12  
25 RCW to conduct hearings. The disciplining authority shall make the  
26 final decision regarding disposition of the license unless the  
27 disciplining authority elects to delegate in writing the final decision  
28 to the presiding officer;

29 (9) To use individual members of the boards to direct  
30 investigations. However, the member of the board shall not  
31 subsequently participate in the hearing of the case;

32 (10) To enter into contracts for professional services determined  
33 to be necessary for adequate enforcement of this chapter;

34 (11) To contract with licensees or other persons or organizations  
35 to provide services necessary for the monitoring and supervision of  
36 licensees who are placed on probation, whose professional activities  
37 are restricted, or who are for any authorized purpose subject to  
38 monitoring by the disciplining authority;

1 (12) To adopt standards of professional conduct or practice;

2 (13) To grant or deny license applications, and in the event of a  
3 finding of unprofessional conduct by an applicant or license holder, to  
4 impose any sanction against a license applicant or license holder  
5 provided by this chapter;

6 (14) To designate individuals authorized to sign subpoenas and  
7 statements of charges;

8 (15) To establish panels consisting of three or more members of the  
9 board to perform any duty or authority within the board's jurisdiction  
10 under this chapter;

11 (16) To review and audit the records of licensed health facilities'  
12 or services' quality assurance committee decisions in which a  
13 licensee's practice privilege or employment is terminated or  
14 restricted. Each health facility or service shall produce and make  
15 accessible to the disciplining authority the appropriate records and  
16 otherwise facilitate the review and audit. Information so gained shall  
17 not be subject to discovery or introduction into evidence in any civil  
18 action pursuant to RCW 70.41.200(3);

19 (17) To immediately suspend licenses of persons who have been  
20 certified by the department of social and health services as not in  
21 compliance with a child support order as provided in section 502 of  
22 this act.

23 **Sec. 530.** RCW 18.130.150 and 1984 c 279 s 15 are each amended to  
24 read as follows:

25 UNIFORM DISCIPLINARY ACT--HEALTH PROFESSIONS. A person whose  
26 license has been suspended or revoked under this chapter may petition  
27 the disciplining authority for reinstatement after an interval as  
28 determined by the disciplining authority in the order. The  
29 disciplining authority shall hold hearings on the petition and may deny  
30 the petition or may order reinstatement and impose terms and conditions  
31 as provided in RCW 18.130.160 and issue an order of reinstatement. The  
32 disciplining authority may require successful completion of an  
33 examination as a condition of reinstatement.

34 A person whose license has been suspended for noncompliance with a  
35 child support order under section 502 of this act may petition for  
36 reinstatement at any time by providing the disciplining authority a  
37 written release issued by the department of social and health services  
38 stating that the person is in compliance with the child support order.

1 If the person has continued to meet all other requirements for  
2 reinstatement during the suspension, the disciplining authority shall  
3 automatically reissue the person's license upon receipt of the release,  
4 and payment of a reinstatement fee, if any.

5 NEW SECTION. **Sec. 531.** A new section is added to chapter 18.140  
6 RCW to read as follows:

7 CERTIFIED REAL ESTATE APPRAISERS. The department shall immediately  
8 suspend any license or certificate issued under this chapter if the  
9 holder has been certified pursuant to section 502 of this act by the  
10 department of social and health services as a person who is not in  
11 compliance with a child support order. If the person has continued to  
12 meet all other requirements for reinstatement during the suspension,  
13 reissuance of the license or certificate shall be automatic upon the  
14 department's receipt of a written release issued by the department of  
15 social and health services stating that the person is in compliance  
16 with the child support order.

17 NEW SECTION. **Sec. 532.** A new section is added to chapter 18.145  
18 RCW to read as follows:

19 SHORTHAND REPORTERS. The director shall immediately suspend any  
20 certificate issued under this chapter if the holder has been certified  
21 pursuant to section 502 of this act by the department of social and  
22 health services as a person who is not in compliance with a child  
23 support order. If the person has continued to meet all other  
24 requirements for certification during the suspension, reissuance of the  
25 certificate shall be automatic upon the director's receipt of a written  
26 release issued by the department of social and health services stating  
27 that the person is in compliance with the child support order.

28 **Sec. 533.** RCW 18.160.080 and 1990 c 177 s 10 are each amended to  
29 read as follows:

30 FIRE SPRINKLER SYSTEM CONTRACTORS. (1) The state director of fire  
31 protection may refuse to issue or renew or may suspend or revoke the  
32 privilege of a licensed fire protection sprinkler system contractor or  
33 the certificate of a certificate of competency holder to engage in the  
34 fire protection sprinkler system business or in lieu thereof, establish  
35 penalties as prescribed by Washington state law, for any of the  
36 following reasons:

1 (a) Gross incompetency or gross negligence in the preparation of  
2 technical drawings, installation, repair, alteration, maintenance,  
3 inspection, service, or addition to fire protection sprinkler systems;

4 (b) Conviction of a felony;

5 (c) Fraudulent or dishonest practices while engaging in the fire  
6 protection sprinkler systems business;

7 (d) Use of false evidence or misrepresentation in an application  
8 for a license or certificate of competency;

9 (e) Permitting his or her license to be used in connection with the  
10 preparation of any technical drawings which have not been prepared by  
11 him or her personally or under his or her immediate supervision, or in  
12 violation of this chapter; or

13 (f) Knowingly violating any provisions of this chapter or the  
14 regulations issued thereunder.

15 (2) The state director of fire protection shall revoke the license  
16 of a licensed fire protection sprinkler system contractor or the  
17 certificate of a certificate of competency holder who engages in the  
18 fire protection sprinkler system business while the license or  
19 certificate of competency is suspended.

20 (3) The state director of fire protection shall immediately suspend  
21 any license or certificate issued under this chapter if the holder has  
22 been certified pursuant to section 502 of this act by the department of  
23 social and health services as a person who is not in compliance with a  
24 child support order. If the person has continued to meet all other  
25 requirements for reinstatement during the suspension, reissuance of the  
26 license or certificate shall be automatic upon the director's receipt  
27 of a written release issued by the department of social and health  
28 services stating that the person is in compliance with the child  
29 support order.

30 (4) Any licensee or certificate of competency holder who is  
31 aggrieved by an order of the state director of fire protection  
32 suspending or revoking a license may, within thirty days after notice  
33 of such suspension or revocation, appeal under chapter 34.05 RCW.

34 NEW SECTION. Sec. 534. A new section is added to chapter 18.165  
35 RCW to read as follows:

36 PRIVATE DETECTIVES. The department shall immediately suspend a  
37 license issued under this chapter if the holder has been certified  
38 pursuant to section 502 of this act by the department of social and

1 health services as a person who is not in compliance with a child  
2 support order. If the person has continued to meet all other  
3 requirements for reinstatement during the suspension, reissuance of the  
4 license shall be automatic upon the department's receipt of a written  
5 release issued by the department of social and health services stating  
6 that the person is in compliance with the child support order.

7 NEW SECTION. **Sec. 535.** A new section is added to chapter 18.170  
8 RCW to read as follows:

9 SECURITY GUARDS. The director shall immediately suspend any  
10 license issued under this chapter if the holder has been certified  
11 pursuant to section 502 of this act by the department of social and  
12 health services as a person who is not in compliance with a child  
13 support order. If the person has continued to meet all other  
14 requirements for reinstatement during the suspension, reissuance of the  
15 license shall be automatic upon the director's receipt of a written  
16 release issued by the department of social and health services stating  
17 that the person is in compliance with the child support order.

18 NEW SECTION. **Sec. 536.** A new section is added to chapter 18.175  
19 RCW to read as follows:

20 ATHLETE AGENTS. The director shall immediately suspend a  
21 certificate of registration issued under this chapter if the holder has  
22 been certified pursuant to section 502 of this act by the department of  
23 social and health services as a person who is not in compliance with a  
24 child support order. If the person has continued to meet all other  
25 requirements for certification during the suspension, reissuance of the  
26 certificate shall be automatic upon the director's receipt of a written  
27 release issued by the department of social and health services stating  
28 that the person is in compliance with the child support order.

29 NEW SECTION. **Sec. 537.** A new section is added to chapter 18.185  
30 RCW to read as follows:

31 BAIL BOND AGENTS. The director shall immediately suspend any  
32 license issued under this chapter if the holder has been certified  
33 pursuant to section 502 of this act by the department of social and  
34 health services as a person who is not in compliance with a child  
35 support order. If the person has continued to meet all other  
36 requirements for reinstatement during the suspension, reissuance of the

1 license shall be automatic upon the director's receipt of a written  
2 release issued by the department of social and health services stating  
3 that the person is in compliance with the child support order.

4 **Sec. 538.** RCW 43.20A.205 and 1989 c 175 s 95 are each amended to  
5 read as follows:

6 This section governs the denial of an application for a license or  
7 the suspension, revocation, or modification of a license by the  
8 department.

9 (1) The department shall give written notice of the denial of an  
10 application for a license to the applicant or his or her agent. The  
11 department shall give written notice of revocation, suspension, or  
12 modification of a license to the licensee or his or her agent. The  
13 notice shall state the reasons for the action. The notice shall be  
14 personally served in the manner of service of a summons in a civil  
15 action or shall be given in ((an other)) another manner that shows  
16 proof of receipt.

17 (2) Except as otherwise provided in this subsection and in  
18 subsection (4) of this section, revocation, suspension, or modification  
19 is effective twenty-eight days after the licensee or the agent receives  
20 the notice.

21 (a) The department may make the date the action is effective later  
22 than twenty-eight days after receipt. If the department does so, it  
23 shall state the effective date in the written notice given the licensee  
24 or agent.

25 (b) The department may make the date the action is effective sooner  
26 than twenty-eight days after receipt when necessary to protect the  
27 public health, safety, or welfare. When the department does so, it  
28 shall state the effective date and the reasons supporting the effective  
29 date in the written notice given to the licensee or agent.

30 (c) When the department has received certification pursuant to  
31 chapter 74.20A RCW from the division of child support that the licensee  
32 is a person who is not in compliance with a child support order, the  
33 department shall provide that the suspension is effective immediately  
34 upon receipt of the suspension notice by the licensee.

35 (3) Except for licensees suspended for noncompliance with a child  
36 support order under chapter 74.20A RCW, a license applicant or licensee  
37 who is aggrieved by a department denial, revocation, suspension, or  
38 modification has the right to an adjudicative proceeding. The

1 proceeding is governed by the Administrative Procedure Act, chapter  
2 34.05 RCW. The application must be in writing, state the basis for  
3 contesting the adverse action, include a copy of the adverse notice, be  
4 served on and received by the department within twenty-eight days of  
5 the license applicant's or licensee's receiving the adverse notice, and  
6 be served in a manner that shows proof of receipt.

7 (4)(a) If the department gives a licensee twenty-eight or more days  
8 notice of revocation, suspension, or modification and the licensee  
9 files an appeal before its effective date, the department shall not  
10 implement the adverse action until the final order has been entered.  
11 The presiding or reviewing officer may permit the department to  
12 implement part or all of the adverse action while the proceedings are  
13 pending if the appellant causes an unreasonable delay in the  
14 proceeding, if the circumstances change so that implementation is in  
15 the public interest, or for other good cause.

16 (b) If the department gives a licensee less than twenty-eight days  
17 notice of revocation, suspension, or modification and the licensee  
18 timely files a sufficient appeal, the department may implement the  
19 adverse action on the effective date stated in the notice. The  
20 presiding or reviewing officer may order the department to stay  
21 implementation of part or all of the adverse action while the  
22 proceedings are pending if staying implementation is in the public  
23 interest or for other good cause.

24 **Sec. 539.** RCW 43.70.115 and 1991 c 3 s 377 are each amended to  
25 read as follows:

26 This section governs the denial of an application for a license or  
27 the suspension, revocation, or modification of a license by the  
28 department. This section does not govern actions taken under chapter  
29 18.130 RCW.

30 (1) The department shall give written notice of the denial of an  
31 application for a license to the applicant or his or her agent. The  
32 department shall give written notice of revocation, suspension, or  
33 modification of a license to the licensee or his or her agent. The  
34 notice shall state the reasons for the action. The notice shall be  
35 personally served in the manner of service of a summons in a civil  
36 action or shall be given in (~~(an other [another])~~) another manner that  
37 shows proof of receipt.

1 (2) Except as otherwise provided in this subsection and in  
2 subsection (4) of this section, revocation, suspension, or modification  
3 is effective twenty-eight days after the licensee or the agent receives  
4 the notice.

5 (a) The department may make the date the action is effective later  
6 than twenty-eight days after receipt. If the department does so, it  
7 shall state the effective date in the written notice given the licensee  
8 or agent.

9 (b) The department may make the date the action is effective sooner  
10 than twenty-eight days after receipt when necessary to protect the  
11 public health, safety, or welfare. When the department does so, it  
12 shall state the effective date and the reasons supporting the effective  
13 date in the written notice given to the licensee or agent.

14 (c) When the department has received certification pursuant to  
15 chapter 74.20A RCW from the department of social and health services  
16 that the licensee is a person who is not in compliance with a child  
17 support order, the department shall provide that the suspension is  
18 effective immediately upon receipt of the suspension notice by the  
19 licensee.

20 (3) Except for licensees suspended for noncompliance with a child  
21 support order under chapter 74.20A RCW, a license applicant or licensee  
22 who is aggrieved by a department denial, revocation, suspension, or  
23 modification has the right to an adjudicative proceeding. The  
24 proceeding is governed by the Administrative Procedure Act, chapter  
25 34.05 RCW. The application must be in writing, state the basis for  
26 contesting the adverse action, include a copy of the adverse notice, be  
27 served on and received by the department within twenty-eight days of  
28 the license applicant's or licensee's receiving the adverse notice, and  
29 be served in a manner that shows proof of receipt.

30 (4)(a) If the department gives a licensee twenty-eight or more days  
31 notice of revocation, suspension, or modification and the licensee  
32 files an appeal before its effective date, the department shall not  
33 implement the adverse action until the final order has been entered.  
34 The presiding or reviewing officer may permit the department to  
35 implement part or all of the adverse action while the proceedings are  
36 pending if the appellant causes an unreasonable delay in the  
37 proceeding, if the circumstances change so that implementation is in  
38 the public interest, or for other good cause.

1 (b) If the department gives a licensee less than twenty-eight days  
2 notice of revocation, suspension, or modification and the licensee  
3 timely files a sufficient appeal, the department may implement the  
4 adverse action on the effective date stated in the notice. The  
5 presiding or reviewing officer may order the department to stay  
6 implementation of part or all of the adverse action while the  
7 proceedings are pending if staying implementation is in the public  
8 interest or for other good cause.

9 **B. PARENTAL RESPONSIBILITY ENFORCEMENT PROGRAM**

10 NEW SECTION. **Sec. 540.** A new section is added to chapter 26.18  
11 RCW to read as follows:

12 (1) If an obligor fails to comply with an order of support, the  
13 court shall order the obligor to:

14 (a) Arrange a payment schedule and maintain support payments;

15 (b) Participate in community service work at a minimum of one  
16 hundred hours per month; or

17 (c) Imprisonment for the crime of family nonsupport under RCW  
18 26.20.035.

19 (2) Persons ordered to comply with subsection (1) (b) or (c) of  
20 this section shall have their names and the fact of their failure to  
21 comply with an order of support published in a newspaper of general  
22 circulation in the county in which the court order is obtained under  
23 this section.

24 (3) Obligor who fail to pay child support in an amount equal to or  
25 greater than one year's aid to families with dependent children grant  
26 assistance for a family of three may be selected by the department for  
27 child support enforcement publicity purposes. The department may  
28 publish and distribute picture posters of such obligors, identifying  
29 them by name, and indicating the amount of child support owed and the  
30 amount in arrears.

31 NEW SECTION. **Sec. 541.** A new section is added to chapter 26.20  
32 RCW to read as follows:

33 A person is guilty of predatory nonsupport if:

34 (1) He or she is determined to be a parent for a second time under  
35 chapter 26.26 RCW;

1 (2) The second or subsequent child is receiving public assistance  
2 under chapter 74.04, 74.09 or 74.12 RCW;

3 (3) He or she fails to pay an obligation of support ordered under  
4 Title 26 RCW or chapter 74.04, 74.20 or 74.20A RCW; and

5 (4) The second or subsequent child's other natural parent was, at  
6 the time of conception, under the age of eighteen.

7 A violation of this section is a gross misdemeanor. Any subsequent  
8 violation of this section by a person previously convicted of a  
9 violation of this section is a class C felony under chapter 9A.20 RCW.

10 **Sec. 542.** RCW 26.16.205 and 1990 1st ex.s. c 2 s 13 are each  
11 amended to read as follows:

12 The expenses of the family and the education of the children,  
13 including stepchildren and any child of whom their minor child is a  
14 biological parent, are chargeable upon the property of both husband and  
15 wife, or either of them, and they may be sued jointly or separately.  
16 When a petition for dissolution of marriage or a petition for legal  
17 separation is filed, the court may, upon motion of the stepparent,  
18 terminate the obligation to support the stepchildren or children of the  
19 stepchildren. The obligation to support stepchildren and children of  
20 stepchildren shall cease upon the entry of a decree of dissolution,  
21 decree of legal separation, or death. The obligation of a husband and  
22 wife to support a child of their minor child terminates when their  
23 minor child reaches eighteen years of age, however, a stepparent's  
24 support obligation may be terminated earlier as provided for in this  
25 section.

26 **Sec. 543.** RCW 74.20A.020 and 1990 1st ex.s. c 2 s 15 are each  
27 amended to read as follows:

28 Unless a different meaning is plainly required by the context, the  
29 following words and phrases as hereinafter used in this chapter and  
30 chapter 74.20 RCW shall have the following meanings:

31 (1) "Department" means the state department of social and health  
32 services.

33 (2) "Secretary" means the secretary of the department of social and  
34 health services, his designee or authorized representative.

35 (3) "Dependent child" means any person:

36 (a) Under the age of eighteen who is not self-supporting, married,  
37 or a member of the armed forces of the United States; or

1 (b) Over the age of eighteen for whom a court order for support  
2 exists.

3 (4) "Support obligation" means the obligation to provide for the  
4 necessary care, support, and maintenance, including medical expenses,  
5 of a dependent child or other person as required by statutes and the  
6 common law of this or another state.

7 (5) "Child support order" means a superior court order or an  
8 administrative order.

9 (6) "Superior court order" means any judgment, decree, or order of  
10 the superior court of the state of Washington, or a court of comparable  
11 jurisdiction of another state, establishing the existence of a support  
12 obligation and ordering payment of a set or determinable amount of  
13 support moneys to satisfy the support obligation. For purposes of RCW  
14 74.20A.055, orders for support which were entered under the uniform  
15 reciprocal enforcement of support act by a state where the responsible  
16 parent no longer resides shall not preclude the department from  
17 establishing an amount to be paid as current and future support.

18 ((+6)) (7) "Administrative order" means any determination,  
19 finding, decree, or order for support pursuant to RCW 74.20A.055, or by  
20 an agency of another state pursuant to a substantially similar  
21 administrative process, establishing the existence of a support  
22 obligation and ordering the payment of a set or determinable amount of  
23 support moneys to satisfy the support obligation.

24 ((+7)) (8) "Responsible parent" means a natural parent, adoptive  
25 parent, or stepparent of a dependent child or a person who has signed  
26 an affidavit acknowledging paternity which has been filed with the  
27 state office of vital statistics and includes the parent of an  
28 unmarried minor with a child.

29 ((+8)) (9) "Stepparent" means the present spouse of the person who  
30 is either the mother, father, or adoptive parent of a dependent child,  
31 and such status shall exist until terminated as provided for in RCW  
32 26.16.205.

33 ((+9)) (10) "Support moneys" means any moneys or in-kind  
34 providings paid to satisfy a support obligation whether denominated as  
35 child support, spouse support, alimony, maintenance, or any other such  
36 moneys intended to satisfy an obligation for support of any person or  
37 satisfaction in whole or in part of arrears or delinquency on such an  
38 obligation.

1       (~~(10)~~) (11) "Support debt" means any delinquent amount of support  
2 moneys which is due, owing, and unpaid under a superior court order or  
3 an administrative order, a debt for the payment of expenses for the  
4 reasonable or necessary care, support, and maintenance, including  
5 medical expenses, of a dependent child or other person for whom a  
6 support obligation is owed; or a debt under RCW 74.20A.100 or  
7 74.20A.270. Support debt also includes any accrued interest, fees, or  
8 penalties charged on a support debt, and attorneys fees and other costs  
9 of litigation awarded in an action to establish and enforce a support  
10 obligation or debt.

11       (~~(11)~~) (12) "State" means any state or political subdivision,  
12 territory, or possession of the United States, the District of  
13 Columbia, and the Commonwealth of Puerto Rico.

14       NEW SECTION. Sec. 544. A new section is added to chapter 74.12  
15 RCW to read as follows:

16       The parents of an unmarried minor who has a child are responsible  
17 for the support of the minor and child. The unmarried minor and the  
18 minor's child shall be considered to be part of the household of the  
19 minor's parents or parent for purposes of determining eligibility for  
20 aid to families with dependent children; and as such, the income and  
21 resources of the entire household are considered to be available to  
22 support the unmarried minor and his or her child.

23       **Sec. 545.** RCW 13.34.160 and 1993 c 358 s 2 are each amended to  
24 read as follows:

25       (1) In an action brought under this chapter, the court may inquire  
26 into the ability of the parent or parents of the child to pay child  
27 support and may enter an order of child support as set forth in chapter  
28 26.19 RCW. The court may enforce the same by execution, or in any way  
29 in which a court of equity may enforce its decrees. All child support  
30 orders entered pursuant to this chapter shall be in compliance with the  
31 provisions of RCW 26.23.050.

32       (2) For purposes of this section, if a dependent child's parent is  
33 an unmarried minor, then the parent or parents of the minor shall also  
34 be deemed a parent or parents of the dependent child. However,  
35 liability for child support under this subsection only exists if the  
36 parent or parents of the unmarried minor parent are provided the  
37 opportunity for a hearing on their ability to provide support. Any

1 child support order requiring such a parent or parents to provide  
2 support for the minor parent's child may be effective only until the  
3 minor parent reaches eighteen years of age.

4 **C. AFDC-RELATED GROUP HOME AND CHILD CARE ZONING**

5 NEW SECTION. **Sec. 546.** A new section is added to chapter 36.70  
6 RCW to read as follows:

7 No county may enact, enforce, or maintain an ordinance, development  
8 regulation, zoning regulation, or official control, policy, or  
9 administrative practice which prohibits the use of a residential  
10 dwelling, located in an area zoned for residential or commercial use,  
11 as a family day-care provider's home facility.

12 A county may require that the facility: (1) Comply with all  
13 building, fire, safety, health code, and business licensing  
14 requirements; (2) conform to lot size, building size, setbacks, and lot  
15 coverage standards applicable to the zoning district except if the  
16 structure is a legal nonconforming structure; (3) is certified by the  
17 state office of child care policy licensor as providing a safe  
18 passenger loading area; (4) include signage, if any, that conforms to  
19 applicable regulations; and (5) limit hours of operations to facilitate  
20 neighborhood compatibility, while also providing appropriate  
21 opportunity for persons who use family day-care and who work a  
22 nonstandard work shift.

23 A county may also require that the family day-care provider, before  
24 state licensing, require proof of written notification by the provider  
25 that the immediately adjoining property owners have been informed of  
26 the intent to locate and maintain such a facility. If a dispute arises  
27 between neighbors and the family day-care provider over licensing  
28 requirements, the licensor may provide a forum to resolve the dispute.

29 Nothing in this section shall be construed to prohibit a county  
30 from imposing zoning conditions on the establishment and maintenance of  
31 a family day-care provider's home in an area zoned for residential or  
32 commercial use, so long as such conditions are no more restrictive than  
33 conditions imposed on other residential dwellings in the same zone and  
34 the establishment of such facilities is not precluded. As used in this  
35 section, "family day-care provider" is as defined in RCW 74.15.020.

1       **Sec. 547.** RCW 36.70A.450 and 1995 c 49 s 3 are each amended to  
2 read as follows:

3       No city or county that plans or elects to plan under this chapter  
4 may enact, enforce, or maintain an ordinance, development regulation,  
5 zoning regulation, or official control, policy, or administrative  
6 practice which prohibits the use of a residential dwelling, located in  
7 an area zoned for residential or commercial use, as a family day-care  
8 provider's home facility.

9       A city or county may require that the facility: (1) Comply with  
10 all building, fire, safety, health code, and business licensing  
11 requirements; (2) conform to lot size, building size, setbacks, and lot  
12 coverage standards applicable to the zoning district except if the  
13 structure is a legal nonconforming structure; (3) is certified by the  
14 (~~office of child care policy licensor~~) department of social and  
15 health services as providing a safe passenger loading area; (4) include  
16 signage, if any, that conforms to applicable regulations; and (5) limit  
17 hours of operations to facilitate neighborhood compatibility, while  
18 also providing appropriate opportunity for persons who use family  
19 day-care and who work a nonstandard work shift.

20       A city or county may also require that the family day-care  
21 provider, before state licensing, require proof of written notification  
22 by the provider that the immediately adjoining property owners have  
23 been informed of the intent to locate and maintain such a facility. If  
24 a dispute arises between neighbors and the family day-care provider  
25 over licensing requirements, the licensor may provide a forum to  
26 resolve the dispute.

27       Nothing in this section shall be construed to prohibit a city or  
28 county that plans or elects to plan under this chapter from imposing  
29 zoning conditions on the establishment and maintenance of a family day-  
30 care provider's home in an area zoned for residential or commercial  
31 use, so long as such conditions are no more restrictive than conditions  
32 imposed on other residential dwellings in the same zone and the  
33 establishment of such facilities is not precluded. As used in this  
34 section, "family day-care provider" is as defined in RCW 74.15.020.

35       NEW SECTION. **Sec. 548.** A new section is added to chapter 74.15  
36 RCW to read as follows:

37       (1) A family day-care provider's home shall be a permitted use in  
38 all areas zoned for residential or commercial purposes, including areas

1 zoned for single-family dwellings. No town, city, or county shall  
2 enact or enforce zoning ordinances prohibiting the use of a residential  
3 dwelling, located in an area zoned for residential or commercial use,  
4 as a family day-care provider's home facility.

5 (2) A town, city, or county may impose zoning conditions on the  
6 establishment and maintenance of a family day-care provider's home in  
7 an area zoned for residential or commercial use, provided that such  
8 conditions are no more restrictive than conditions imposed on other  
9 residential dwellings in the same zone.

10 **PART VI. WELFARE-TO-WORK EFFECTIVENESS STUDIES**

11 NEW SECTION. **Sec. 601.** A new section is added to chapter 44.28  
12 RCW to read as follows:

13 WELFARE-TO-WORK PROGRAMS STUDY. (1) The legislative budget  
14 committee shall conduct an evaluation of the effectiveness of the  
15 welfare-to-work programs described in chapter . . . , Laws of 1996 (this  
16 act), including the job opportunities and basic skills training  
17 program, the tax incentive program, and any approved private, county,  
18 or local government welfare-to-work programs. The evaluation shall  
19 assess the success of the programs in assisting clients to become  
20 employed and to reduce their use of aid to families with dependent  
21 children. The study shall include but not be limited to the following:

22 (a) A random assignment of clients to public agencies and private  
23 contractors to assess the effectiveness of program services provided by  
24 public and private contractors;

25 (b) An assessment of employment outcomes, including hourly wages,  
26 hours worked, and total earnings, for clients;

27 (c) A comparison of aid to families with dependent children  
28 outcomes, including grant amounts and program exits, for clients;

29 (d) A cost-benefit analysis of the use of public and private  
30 contractors; and

31 (e) An audit of the performance-based contract for each private  
32 nonprofit contractor for job opportunities and basic skills training  
33 program services.

34 (2) Administrative data shall be provided by the department of  
35 social and health services, the employment security department, the  
36 state board for community and technical colleges, and local government  
37 providers, and private contractors. The department of social and

1 health services shall require contractors to provide administrative and  
2 outcome data needed for this study.

3 (3) Additional data may be collected directly from clients if not  
4 available from administrative records.

5 (4) The legislative budget committee shall report its findings to  
6 the governor and the appropriate standing committees of the legislature  
7 by October 30, 1999, and shall provide annual reports thereafter until  
8 October 30, 2002.

9

## PART VII. MISCELLANEOUS

10 NEW SECTION. **Sec. 701.** A new section is added to chapter 74.13  
11 RCW to read as follows:

12 (1) The department shall operate an employment child care program  
13 for low-income working parents who are not receiving aid to families  
14 with dependent children.

15 (2) Families with gross income at or below thirty-eight percent of  
16 state median income adjusted for family size are eligible for  
17 employment child care subsidies with a minimum copayment. Families  
18 with gross income above thirty-eight percent and at or below fifty-two  
19 percent of the state median income adjusted for family size are  
20 eligible for an employment child care subsidy with a calculated  
21 copayment.

22 (3) The department shall provide a priority for recent recipients  
23 of aid to families with dependent children who are within twelve weeks  
24 of losing their transitional child care benefits.

25 (4) The department shall provide employment child care subsidies  
26 for families meeting eligibility standards under this section, within  
27 funds appropriated by the legislature for this purpose.

28 **Sec. 702.** RCW 74.08.025 and 1981 1st ex.s. c 6 s 9 are each  
29 amended to read as follows:

30 Public assistance (~~shall~~) may be awarded to any applicant:

31 (1) Who is in need and otherwise meets the eligibility requirements  
32 of department assistance programs; and

33 (2) Who has not made a voluntary assignment of property or cash for  
34 the purpose of qualifying for an assistance grant; and

35 (3) Who is not an inmate of a public institution except as a  
36 patient in a medical institution or except as an inmate in a public

1 institution who could qualify for federal aid assistance: PROVIDED,  
2 That the assistance paid by the department to recipients in nursing  
3 homes, or receiving nursing home care, may cover the cost of clothing  
4 and incidentals and general maintenance exclusive of medical care and  
5 health services. The department may pay a grant to cover the cost of  
6 clothing and personal incidentals in public or private medical  
7 institutions and institutions for tuberculosis. The department shall  
8 allow recipients in nursing homes to retain, in addition to the grant  
9 to cover the cost of clothing and incidentals, wages received for work  
10 as a part of a training or rehabilitative program designed to prepare  
11 the recipient for less restrictive placement to the extent permitted  
12 under Title XIX of the federal social security act.

13 **Sec. 703.** RCW 74.08.340 and 1959 c 26 s 74.08.340 are each amended  
14 to read as follows:

15 All assistance granted under this title shall be deemed to be  
16 granted and to be held subject to the provisions of any amending or  
17 repealing act that may hereafter be enacted, and no recipient shall  
18 have any claim for compensation, or otherwise, by reason of his  
19 assistance being affected in any way by such amending or repealing act.  
20 There is no entitlement to public assistance. Public assistance shall  
21 be considered solely as a charitable gesture or gift on the part of the  
22 state, which at any time may be discontinued.

23 NEW SECTION. **Sec. 704.** The following acts or parts of acts are  
24 each repealed:

- 25 (1) RCW 74.08.120 and 1992 c 108 s 2, 1987 c 75 s 39, 1981 1st ex.  
26 s. c 6 s 15, 1981 c 8 s 12, 1979 c 141 s 326, 1969 ex.s. c 259 s 1,  
27 1969 ex.s. c 159 s 1, 1965 ex.s. c 102 s 1, & 1959 c 26 s 74.08.120;  
28 (2) RCW 74.08.125 and 1993 c 22 s 1 & 1992 c 108 s 3;  
29 (3) RCW 74.12.420 and 1994 c 299 s 9; and  
30 (4) RCW 74.12.425 and 1994 c 299 s 10.

31 NEW SECTION. **Sec. 705.** Part headings, captions, and the table of  
32 contents used in this act do not constitute any part of the law.

33 NEW SECTION. **Sec. 706.** Sections 203 through 205 of this act shall  
34 constitute a new chapter in Title 82 RCW.

1        NEW SECTION.    **Sec. 707.** Sections 206 through 208 of this act shall  
2 constitute a new chapter in Title 74 RCW.

3        NEW SECTION.    **Sec. 708.** The governor and the department of social  
4 and health services shall seek all necessary exemptions and waivers  
5 from and amendments to federal statutes, rules, and regulations and  
6 shall report to the appropriate committees in the house of  
7 representatives and senate quarterly on the efforts to secure the  
8 federal changes to permit full implementation of this act at the  
9 earliest possible date.

10       NEW SECTION.    **Sec. 709.** If any part of this act is found to be in  
11 conflict with federal requirements that are a prescribed condition to  
12 the allocation of federal funds to the state, the conflicting part of  
13 this act is inoperative solely to the extent of the conflict and with  
14 respect to the agencies directly affected, and this finding does not  
15 affect the operation of the remainder of this act in its application to  
16 the agencies concerned. The rules under this act shall meet federal  
17 requirements that are a necessary condition to the receipt of federal  
18 funds by the state.

19       NEW SECTION.    **Sec. 710.** If any provision of this act or its  
20 application to any person or circumstance is held invalid, the  
21 remainder of the act or the application of the provision to other  
22 persons or circumstances is not affected.

23       NEW SECTION.    **Sec. 711.** This act shall take effect July 1, 1996.

--- END ---