



# PREPROPOSAL STATEMENT OF INQUIRY

## CR-101 (October 2017) (Implements RCW 34.05.310) Do NOT use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: December 27, 2023

TIME: 2:21 PM

WSR 24-02-043

**Agency:** Department of Social and Health Services, Economic Services Administration

Subject of possible rule making: The department is planning to amend the following WAC sections: 388-408-0020, "When am I not allowed to be in a TANF or SFA assistance unit?", 388-450-0050, "How does your participation in the community jobs (CJ) program affect your cash assistance and basic food benefits?", 388-450-0105, "Allocating the income of a financially responsible person included in the assistance unit.", 388-450-0106, "How does the department count my income if someone in my family cannot get assistance because of their alien status?", 388-450-0112, "Does the department allocate the income of an ABD cash client to legal dependents?", 388-450-0113, "Does the department allocate income of a housing and essential needs (HEN) referral recipient to legal dependents?", 388-450-0115, "Does the department allocate the income of a financially responsible person who is excluded from the assistance unit?", 388-450-0116, "How does the department count my income if I cannot get assistance because I am an alien?", 388-450-0120, "Does the department allocate the income of financially responsible parents to a pregnant or parenting minor?", 388-450-0130, "Does the department allocate the income of a nonapplying spouse to a caretaker relative?", 388-450-0137, "Does the department allocate income of an ineligible spouse to an ABD cash client?", 388-450-0138, "Does the department allocate income of an ineligible spouse to a housing and essential needs (HEN) referral recipient?", 388-450-0170, "Does the department provide an earned income deduction as an incentive for persons who receive TANF/SFA to work?", 388-450-0177, "Does the department offer an income deduction for the ABD cash program as an incentive for clients to work?", 388-450-0178, "Does the department offer an income deduction for housing and essential needs (HEN) referral applicants and recipients as an incentive to work?" and 388-478-0035, "What are the maximum earned income limits for TANF, SFA, PWA, and RCA?" The department may amend other related rules as required.

**Statutes authorizing the agency to adopt rules on this subject:** RCW 41.05.021, 49.46.120, 74.04.005, 74.04.050, 74.04.0052, 74.04.055, 74.04.057, 74.04.500, 74.04.510, 74.04.655, 74.04.770, 74.08.025, 74.08.043, 74.08.090, 74.08.335, 74.08A.100, 74.08A.120, 74.08A.230, 74.09.035, 74.09.530, 74.62.030

**Reasons why rules on this subject may be needed and what they might accomplish:** Effective August 1, 2024, planned amendments will incorporate changes to earned income disregards for cash assistance programs, per Second Substitute House Bill 1447 (Chapter 418, Laws of 2023). If applicable, these amendments will make additional changes required to improve clarity, update policy, or better align rule language with state and federal law or regulations.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** N/A

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) DSHS welcomes the public to take part in developing the rules. Anyone interested should

contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rulemaking. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

**Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:**

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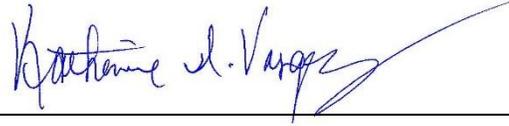
Additional comments:

**Date:** December 27, 2023

**Name:** Katherine I. Vasquez

**Title:** DSHS Rules Coordinator

**Signature:**

A handwritten signature in blue ink that reads "Katherine I. Vasquez". The signature is written in a cursive style with a long, sweeping underline.