

NEW SECTION. Sec. 11. The employment security department and the department of public assistance are authorized to transfer funds between the two departments and to adopt rules and regulations necessary to carry out the purpose and provisions of this chapter.

NEW SECTION. Sec. 12. The state of Washington is hereby authorized to accept federal, private, or public funds from any source, including but not limited to funds available pursuant to the Manpower Development and Training Act of 1962, as amended, to carry out the purposes of this chapter.

NEW SECTION. Sec. 13. Sections 1 through 12 of this 1969 act are hereby added to chapter 26, Laws of 1959 and to Title 74 RCW, and shall constitute a new RCW chapter under Title 74 RCW.

Passed the House February 28, 1969.

Passed the Senate March 11, 1969.

Approved by the Governor March 17, 1969.

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CHAPTER 15

[Senate Bill No. 344]

PUBLIC ASSISTANCE -- RECIPIENTS OF AID TO FAMILIES
WITH DEPENDENT CHILDREN -- WORK INCENTIVE

AN ACT Relating to work incentive programs for recipients of aid to families with dependent children; and declaring an emergency.

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

NEW SECTION. Section 1. The legislature hereby expresses its intention to comply with the requirements under the federal social security act, as amended, creating a work incentive program for recipients of aid to families with dependent children.

NEW SECTION. Sec. 2. The purpose of this 1969 act is to establish a program utilizing all available manpower services, including those authorized under other provisions of law, under which individuals receiving aid to families with dependent children will be furnished incentives, opportunities, and necessary services in order to secure for such individuals (1) employment in the regular economy, (2) institutional and work experience training likely to lead to regular employment, and (3) participation in special work projects for those individuals for whom a job in the regular

economy cannot be found, thus restoring the families of such individuals to independence and useful roles in their communities. It is expected that the individuals participating in the program established under this 1969 act will acquire a sense of dignity, self-worth, and confidence which will flow from being recognized as a wage-earning member of society and that the example of a working adult in these families will have beneficial effects on the children in such families.

NEW SECTION. Sec. 3. The employment security department and the department of public assistance are hereby authorized to participate in and administer the work incentive program for recipients of public assistance consistent with the provisions of the federal social security act, as amended.

NEW SECTION. Sec. 4. The institutional and work experience training programs and special work projects developed under this 1969 act shall be confined to programs which serve a useful public purpose, do not result either in displacement of regular workers or in the performance of work that would otherwise be performed by employees of public or private agencies, institutions, or organizations, except in cases of projects which involve emergencies or which are generally of a nonrecurring nature.

NEW SECTION. Sec. 5. The department of public assistance shall promptly seek to refer individuals who are selected as being appropriate for referral to the employment security department or other appropriate agencies for participation under the work incentive program in accordance with criteria and standards established by the department of public assistance.

NEW SECTION. Sec. 6. The employment security department shall seek to place such persons referred to it in employment in the regular economy, in institutional and work experience training likely to lead to regular employment, and in participation in special work projects in accordance with criteria and standards established by the employment security department pursuant to the work incentive program.

NEW SECTION. Sec. 7. Training incentives paid under the pro-

gram shall be disregarded in determining the needs of the individual for public assistance, consistent with the federal social security act.

NEW SECTION. Sec. 8. With respect to those individuals who are participating in a special work project established under the work incentive program, the department of public assistance is authorized to pay the employment security department the amount of assistance the participant would otherwise be eligible to receive under aid to families with dependent children or eighty percent of a participant's earnings under the project, whichever is lesser. These payments will be used by the employment security department under the special work contracts as wages to the individual participant. The department of public assistance will supplement any earnings so received by payments to the extent that such payments, when added to the earnings, will equal the amount of assistance he would otherwise qualify for under aid to families with dependent children had he not participated in the project, plus twenty percent of his earnings from the project.

NEW SECTION. Sec. 9. Good cause for refusal of employment shall be deemed to exist under this 1969 act when: (1) The wage rate of the offered employment is substantially less favorable than that which prevails for similar work in the locality, or (2) the job is available because of a labor dispute, or (3) the job is not within the physical or mental capacity of the person, as established, when necessary, by competent professional authority, or (4) acceptance would be unreasonable because it would interrupt a program in process for permanent rehabilitation or self-support or conflict with an imminent likelihood of reemployment at the person's regular work, or (5) such employment would be inconsistent with the declared intent and purpose of this act.

NEW SECTION. Sec. 10. Good cause for refusal to participate in training or a special work project under this 1969 act shall be deemed to exist, when: (1) Participation would be unreasonable be-

cause it would interrupt a program in process for permanent rehabilitation or self-support or conflict with a imminent likelihood of re-employment at the person's regular work, or (2) participation would be unreasonable because the assignment is not suited to the person's abilities or potential, or will not lead to realistic employment opportunities suited to the person's ability or potential, or (3) such participation would be inconsistent with the declared intent and purpose of this act.

NEW SECTION. Sec. 11. (1) Whenever any person referred to the employment security department under this work incentive program refuses to accept employment or participate in training or participate in a special work project without good cause as determined by the employment security department, he shall be notified in writing by said department of its determination which shall be served upon him personally or by mail. Unless appealed in writing within ten days from the date of receipt of such written determination, it shall become final.

(2) To the extent permitted by the federal social security act, as amended, the manner and conduct of hearings and administrative appeals concerning written determinations issued pursuant to this 1969 act shall be in accordance with hearings and administrative appeals held pursuant to the employment security act, Title 50 of the Revised Code of Washington.

NEW SECTION. Sec. 12. Upon notification by the employment security department to the department of public assistance that there has been a final determination that a person referred under this work incentive program has refused without good cause to accept employment or to participate in training or participate in a special work project, the department of public assistance, in accordance with the federal social security act, as amended, shall discontinue the assistance payment to such person or, if counseling is accepted, may continue such assistance payments for a period of not more than sixty days: PROVIDED, HOWEVER, That protective payments contemplated by

and authorized under the provisions of the federal social security act, as amended, shall be made in accordance therewith.

NEW SECTION. Sec. 13. The employment security department and the department of public assistance are authorized to do all things necessary to effectuate the work incentive program on the state level in accordance with federal requirements contained in the federal social security act, as amended, and to that extent are authorized to transfer funds between the two departments and to adopt rules and regulations necessary to carry out the purpose and provisions of this act.

NEW SECTION. Sec. 14. If any part of this 1969 act shall be found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state, such conflicting part of this 1969 act is hereby declared to be inoperative solely to the extent of such conflict and with respect to the agency directly affected, and such finding or determination shall not affect the operation of the remainder of this 1969 act and its application to the agencies concerned.

NEW SECTION. Sec. 15. This 1969 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate March 4, 1969.
Passed the House March 11, 1969.
Approved by the Governor March 17, 1969.
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CHAPTER 16
[House Bill No. 65]
VETERANS' REEMPLOYMENT RIGHTS

AN ACT Relating to veterans' reemployment rights; and amending section 3, chapter 212, Laws of 1953 and RCW 73.16.035.

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

Section 1. Section 3, chapter 212, Laws of 1953 and RCW 73-.16.035 are each amended to read as follows:

In order to be eligible for the benefits of RCW 73.16.031