

appoint a compact administrator in accordance with the terms of said Article VII.

NEW SECTION. Sec. 8. Any person, firm, corporation, association or agency which places a child in the state of Washington without meeting the requirements set forth herein, or any person, firm, corporation, association or agency which receives a child in the state of Washington, where there has been no compliance with the requirements set forth herein, shall be guilty of a misdemeanor. Each day of violation shall constitute a separate offense.

NEW SECTION. Sec. 9. This 1971 act shall constitute a new chapter in Title 26 RCW.

Passed the House March 18, 1971.

Passed the Senate May 4, 1971.

Approved by the Governor May 20, 1971.

Filed in Office of Secretary of State May 21, 1971.

CHAPTER 169

[House Bill No. 416]

PUBLIC ASSISTANCE--
 ELIGIBILITY REQUIREMENTS--
 CUSTODY OF FUNDS--
 ALLOCATION OF STATE FUNDS

AN ACT Relating to public assistance; amending section 74.08.025, chapter 26, Laws of 1959 as amended by section 1, chapter 31, Laws of 1967 ex. sess. and RCW 74.08.025; amending section 74.08.030, chapter 26, Laws of 1959 as amended by section 1, chapter 248, Laws of 1961 and RCW 74.08.030; amending section 74.08.050, chapter 26, Laws of 1959 and RCW 74.08.050; amending section 4, chapter 30, Laws of 1967 ex. sess. as last amended by section 1, chapter 60, Laws of 1970 ex. sess. and RCW 74.09.510; amending section 74.10.020, chapter 26, Laws of 1959 and RCW 74.10.020; amending section 74.12.030, chapter 26, Laws of 1959 as amended by section 19, chapter 228, Laws of 1963 and RCW 74.12.030; amending section 74.16.030, chapter 26, Laws of 1959 as last amended by section 1, chapter 78, Laws of 1967 and RCW 74.16.030; adding new sections to chapter 30, Laws of 1965 and to chapter 74.13 RCW; and adding new sections to chapter 39, Laws of 1965 and to chapter 74.36 RCW.

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

Section 1. Section 74.08.025, chapter 26, Laws of 1959 as amended by section 1, chapter 31, Laws of 1967 ex. sess. and RCW 74.08.025 are each amended to read as follows:

Public assistance shall be awarded to any applicant:

- (1) Who is in need; and
- (2) Who has not made a voluntary assignment of property or cash for the purpose of qualifying for an assistance grant; and
- (3) Who is not an inmate of a public institution except as a patient in a medical institution ((and who is not a patient under sixty-five years of age in an institution for mental disease and who is not a patient in a medical institution because of a diagnosis of psychosis)) or except as an inmate in a public institution who could qualify for federal aid assistance: PROVIDED, That the assistance paid by the department to recipients in nursing homes, or receiving nursing home care, may cover the cost of clothing and incidentals and general maintenance exclusive of medical care and health services. The department may pay a grant to cover the cost of clothing and personal incidentals in public or private medical institutions and institutions for tuberculosis.

Sec. 2. Section 74.08.030, chapter 26, Laws of 1959 as amended by section 1, chapter 248, Laws of 1961 and RCW 74.08.030 are each amended to read as follows:

In addition to meeting the eligibility requirements of RCW 74.08.025, an applicant for old age assistance must be an applicant who:

- (1) Has attained the age of sixty-five: PROVIDED, That if an applicant for old age assistance is already on the assistance rolls in some other program or category of assistance, such applicant shall be considered eligible the first of the month immediately preceding the date on which such applicant will attain the age of sixty-five; and

- (2) ((Has resided within)) Is a resident of the state of Washington ((for at least five years during the nine years immediately preceding the application and has resided herein continuously for one year immediately preceding the application)).

Sec. 3. Section 74.08.050, chapter 26, Laws of 1959 and RCW 74.08.050 are each amended to read as follows:

Application for a grant in any category of public assistance shall be made to the county office by the applicant or by another on his behalf, and shall be reduced to writing upon standard forms prescribed by the department, and a ((copy of the application upon such standard form)) written acknowledgment of receipt of the application by the department shall be given to each applicant at the time of making application.

Sec. 4. Section 4, chapter 30, Laws of 1967 ex. sess. as amended by section 1, chapter 60, Laws of 1970 ex. sess. and RCW 74.09.510 are each amended to read as follows:

Medical assistance may be provided in accordance with

eligibility requirements established by the department of ((public assistance)) social and health services to an applicant: (1) who is in need; (2) who has not made a voluntary assignment of property or cash for the purpose of qualifying for an assistance grant; (3) who is not an inmate of a public institution except as a patient in a medical institution ((and) or except as an inmate in a county or city jail or juvenile detention facility, ((and who is not a patient under the age of sixty-five years in an institution for mental disease or tuberculosis and who is not a patient in a medical institution because of the diagnosis of psychosis or tuberculosis)) or except as an inmate in a public institution who could qualify for federal aid assistance; and (4) who is a resident of the state of Washington.

Sec. 5. Section 74.10.020, chapter 26, Laws of 1959 and RCW 74.10.020 are each amended to read as follows:

In addition to the eligibility requirements under RCW 74.08.025, as now or hereafter amended, disability assistance grants will be awarded on a uniform state-wide basis to an applicant who is:

(1) Permanently and totally disabled as defined by the state department of ((public assistance)) social and health services and such definition is approved by the federal security agency for federal matching funds, and

(2) Eighteen years of age or over, and

(3) ((Has been)) is a resident of the state of Washington ((for one year prior to the date of application)), and

(4) Willing to submit himself to such examinations as are deemed necessary by the state department of ((public assistance)) social and health services to establish the extent and nature of his disability.

Sec. 6. Section 74.12.030, chapter 26, Laws of 1959 as amended by section 19, chapter 228, Laws of 1963 and RCW 74.12.030 are each amended to read as follows:

In addition to meeting the eligibility requirements of RCW 74.08.025, as now or hereafter amended, an applicant for aid to families with dependent children must be a needy child ((+)) who is a resident of the state of Washington.

((1) Who has resided in the state for one year immediately preceding application; or

(2) Who was born within the last year, and whose parent, or other relative, with whom he lives has lived in this state for a year immediately preceding his birth; or

(3) Whose parent or other relative with whom he lives has been a resident of this state for one year immediately preceding application:))

NEW SECTION. Sec. 7. There is added to chapter 30, Laws of

1965 and to chapter 74.13 RCW a new section to read as follows:

The secretary or his designees or delegates shall be the custodian without compensation of such moneys and other funds of any person which may come into the possession of the secretary during the period such person is placed with the department of social and health services pursuant to chapter 74.13 RCW. As such custodian, the secretary shall have authority to disburse moneys from the person's funds for the following purposes only and subject to the following limitations:

(1) The secretary may disburse any of the funds belonging to such person for such personal needs of such person as the secretary may deem proper and necessary.

(2) The secretary may apply such funds against the amount of public assistance otherwise payable to such person. This includes applying, as reimbursement, any benefits, payments, funds, or accrual paid to or on behalf of said person from any source against the amount of public assistance expended on behalf of said person during the period for which the benefits, payments, funds or accruals were paid.

(3) All funds held by the secretary as custodian may be deposited in a single fund, the receipts and expenditures therefrom to be accurately accounted for by him on an individual basis. Whenever, the funds belonging to any one person exceed the sum of five hundred dollars, the secretary may deposit said funds in a savings and loan association account on behalf of that particular person.

(4) When the conditions of placement no longer exist and public assistance is no longer being provided for such person, upon a showing of legal competency and proper authority, the secretary shall deliver to such person, or the parent, person, or agency legally responsible for such person, all funds belonging to the person remaining in his possession as custodian, together with a full and final accounting of all receipts and expenditures made therefrom.

(5) The appointment of a guardian for the estate of such person shall terminate the secretary's authority as custodian of said funds upon receipt by the secretary of a certified copy of letters of guardianship. Upon the guardian's request, the secretary shall immediately forward to such guardian any funds of such person remaining in the secretary's possession together with full and final accounting of all receipts and expenditures made therefrom.

NEW SECTION. Sec. 8. There is added to chapter 30, Laws of 1965 and to chapter 74.13 RCW a new section to read as follows:

None of the moneys or other funds which come into the possession of the secretary under this 1971 amendatory act shall be subject to execution, levy, attachment, garnishment or other legal

process or other operation of any bankruptcy or insolvency law.

Sec. 9. Section 74.16.030, chapter 26, Laws of 1959 as last amended by section 1, chapter 78, Laws of 1967 and RCW 74.16.030, are each amended to read as follows:

In addition to meeting the eligibility requirements of RCW 74.08.025, an applicant for aid to the blind assistance must be an applicant:

(1) ~~((The is twenty one years of age or over; or who has reached his sixteenth birthday and is found not to be acceptable for education at the state school for the blind;~~

~~(2))~~ Who has no vision or whose vision, with correcting glasses, is so defective as to prevent the performance of ordinary activities for which eyesight is essential; and

~~((3))~~ (2) Who is not publicly soliciting alms in any part of this state. The term "publicly soliciting" means the wearing, carrying, or exhibiting of signs denoting blindness and the carrying of receptacles for the reception of alms, or the doing of the same by proxy, or by begging: PROVIDED, That no person otherwise eligible shall be deemed ineligible who has been a patient in a public hospital for a period of less than thirty days; or is employed in a shop maintained for the blind which does not furnish board or room; or attends a college or university in the state; or who pays the assistance money received to a private institution or home for his care.

~~((4))~~ (3) Who is a resident of the state of Washington.

NEW SECTION. Sec. 10. There is added to chapter 39, Laws of 1965 and to chapter 74.36 RCW a new section to read as follows:

The secretary of the department of social and health services or his designee is authorized to allot for such purposes all or a portion of whatever state funds the legislature appropriates or are otherwise made available for the purpose of matching local funds dedicated to community programs and projects for the aging. The purpose of this act is to stimulate and assist local communities to obtain federal funds made available under the Federal Older Americans Act of 1965 as amended.

NEW SECTION. Sec. 11. There is added to chapter 39, Laws of 1965 and to chapter 74.36 RCW a new section to read as follows:

(a) The secretary or his designee shall adopt and set forth standards for determining the eligibility and approval of community projects and priorities therefor, and shall have final authority to approve or deny such projects and funding requested under this 1971 amendatory act.

(b) Only community project proposals submitted by local public agencies, by private non-profit agencies or organizations, or by public or other nonprofit institutions of higher education, shall be

eligible for approval.

(c) Any community project applicant whose application for approval is denied will be afforded an opportunity for an informal hearing before the secretary or his designee, but the administrative procedure act, chapter 34.04 RCW, shall not apply.

NEW SECTION. Sec. 12. There is added to chapter 39, Laws of 1965 and to chapter 74.36 RCW a new section to read as follows:

(a) State funds made available under this 1971 amendatory act for any project shall not exceed fifty per centum of the nonfederal share of the costs. To the extent that federal law permits, and the secretary or his designee deems appropriate, the local community share and/or the state share may be in the form of cash or in-kind resources.

(b) Payments made under this 1971 amendatory act may be made in advance or by way of reimbursement, and in such installments and on such conditions as the secretary or his designee may determine, including provisions for adequate accounting systems, reasonable record retention periods and financial audits.

Passed the House March 30, 1971.

Passed the Senate May 6, 1971.

Approved by the Governor May 20, 1971.

Filed in Office of Secretary of State May 21, 1971.

CHAPTER 170

[Substitute House Bill No. 545]

LEGISLATIVE BUDGET COMMITTEE--

MANAGEMENT SURVEYS AND PROGRAM REVIEWS

AN ACT Relating to state government; amending section 43.09.050, chapter 8, Laws of 1965 and RCW 43.09.050; amending section 43.09.310, chapter 8, Laws of 1965 and RCW 43.09.310; amending section 43.88.160, chapter 8, Laws of 1965 as amended by section 49, chapter 8, Laws of 1967 ex. sess. and RCW 43.88.160; and adding a new section to chapter 44.28 RCW.

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

Section 1. Section 43.09.050, chapter 8, Laws of 1965 and RCW 43.09.050 are each amended to read as follows:

The auditor shall:

(1) Audit, adjust, and settle all claims against the state, payable out of the treasury, except such as are expressly required by law to be audited and settled by other persons;

(2) Except as otherwise specifically provided by law, audit, settle, and adjust the accounts of all collectors of the revenue and