
HOUSE BILL 2009

State of Washington

67th Legislature

2022 Regular Session

By Representatives Berry and Peterson

1 AN ACT Relating to creating the evergreen basic income trust;
2 amending RCW 74.04.005, 43.185C.220, and 43.216.1368; reenacting and
3 amending RCW 10.101.010; adding a new section to chapter 74.04 RCW;
4 adding a new section to chapter 43.216 RCW; and creating a new
5 section.

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

7 NEW SECTION. **Sec. 1.** The legislature finds that economic
8 inequality continues to widen the gap between the top few earners and
9 working and low-income families. The legislature recognizes that
10 wages have failed to keep pace with the cost of living. The
11 legislature finds that centuries of discriminatory policies have
12 resulted especially in black and African American, American Indian
13 and Alaskan Native, Hispanic or Latinx, and other households of color
14 having significantly lower median incomes than white and Asian
15 households.

16 The legislature declares that all Washington households deserve
17 basic financial security and that it is the goal of the state of
18 Washington to ensure economic sustainability for all families. The
19 legislature finds that direct cash assistance is one of the most
20 effective ways to increase financial stability among people and
21 families struggling to cover essential expenses. The legislature

1 finds that flexible cash assistance allows recipients to choose how
2 to allocate funds in order to best care for themselves and meet the
3 particular needs of their families.

4 The legislature recognizes that direct cash assistance is a
5 policy solution that will advance racial wealth equity and has been
6 promoted by black leaders for many decades, including Martin Luther
7 King Jr., the black panther party, and the national welfare rights
8 organization. In addition, the legislature finds that a substantial
9 body of evidence suggests that direct cash assistance reduces
10 poverty, increases economic mobility, and improves health and well-
11 being.

12 The legislature finds that communities are leading local
13 guaranteed basic income pilot projects across Washington state, and
14 that the Washington state department of social and health services is
15 currently completing a feasibility study jointly with the poverty
16 reduction work group and a steering committee of people and
17 communities historically excluded from social and economic well-being
18 on a statewide universal basic income pilot program.

19 The legislature intends to advance a statewide guaranteed basic
20 income program that builds on the experience of locally based,
21 community driven pilot programs and the statewide feasibility study.

22 The legislature further intends that income received from this
23 and other basic income programs not impact eligibility for other
24 benefits like food assistance or child care.

25 NEW SECTION. **Sec. 2.** A new section is added to chapter 74.04
26 RCW to read as follows:

27 (1) The evergreen basic income trust is created within the
28 department.

29 (2) The trust shall provide a monthly payment for 36 months to
30 persons who:

31 (a) Are at least 18 years of age;

32 (b) Are a resident of Washington state;

33 (c) Have reported gross income that does not exceed 50 percent of
34 area median income, as determined by the United States department of
35 housing and urban development's annually adjusted home income limits
36 or a substantially similar amount determined by the department; and

37 (d) Have submitted an evergreen basic income trust application to
38 the department, in a form and manner determined by the department in
39 collaboration with the poverty reduction work group and a steering

1 committee of people and communities historically excluded from social
2 and economic well-being.

3 (3) The department shall make an eligibility determination within
4 45 days of receipt of a complete application.

5 (4) For the purpose of the trust, the cash assistance provided
6 may not impact eligibility for other income or means tested programs
7 including, but not limited to: The Washington basic food program, as
8 provided for in rule; the aged, blind, or disabled cash assistance
9 program, as provided for in RCW 74.62.030; the essential needs and
10 housing support program, as provided for in RCW 43.185C.220;
11 temporary assistance for needy families, as provided for in RCW
12 74.08.025; indigent defense services, as provided for in RCW
13 10.101.010; the working connections child care program, as provided
14 for in RCW 43.216.136; and the early childhood education and
15 assistance program as provided for in RCW 43.216.510.

16 (5) Beginning January 1, 2023, the department shall:

17 (a) Provide monthly cash assistance equal to the fair market rent
18 for a two bedroom home in the zip code in which the eligible
19 individual resides, or a substantially similar amount as determined
20 by the department, for 36 months;

21 (b) Prioritize outreach and enrollment efforts to lowest income
22 households and other key populations, such as young adults who have
23 aged out of foster care, young adults experiencing homelessness, and
24 adults who were formerly incarcerated;

25 (c) Work with and provide financial support for community-based
26 organizations to support outreach and enrollment, especially to
27 communities who are harder to reach, such as people experiencing
28 homelessness, rural communities, and immigrant and refugee
29 communities;

30 (d) Prioritize 12-month continuous eligibility, automatic
31 enrollment whenever possible, and integration with other public
32 benefits;

33 (e) Track information on who is receiving basic income from the
34 trust by age, ethnicity, gender, household size, housing status, and
35 race; and

36 (f) By November 1, 2023, submit a report to the appropriate
37 committees of the legislature. The report shall include outcomes of
38 the trust, including information on who is being served by age,
39 ethnicity, gender, household size, housing status, race, and other
40 metrics developed in collaboration with the poverty reduction work

1 group and a steering committee of people and communities historically
2 excluded from social and economic well-being.

3 (6) The department shall consult with the poverty reduction work
4 group and a steering committee of people and communities historically
5 excluded from social and economic well-being for feedback on
6 equitable and effective implementation of the evergreen basic income
7 trust, including the enrollment forms, community-based outreach
8 efforts, appeals process, and program evaluation.

9 **Sec. 3.** RCW 10.101.010 and 2011 1st sp.s. c 36 s 12 are each
10 reenacted and amended to read as follows:

11 The following definitions shall be applied in connection with
12 this chapter:

13 (1) "Anticipated cost of counsel" means the cost of retaining
14 private counsel for representation on the matter before the court.

15 (2) "Available funds" means liquid assets and disposable net
16 monthly income calculated after provision is made for bail
17 obligations. For the purpose of determining available funds, the
18 following definitions shall apply:

19 (a) "Liquid assets" means cash, savings accounts, bank accounts,
20 stocks, bonds, certificates of deposit, equity in real estate, and
21 equity in motor vehicles. A motor vehicle necessary to maintain
22 employment and having a market value not greater than three thousand
23 dollars shall not be considered a liquid asset.

24 (b) "Income" means salary, wages, interest, dividends, and other
25 earnings which are reportable for federal income tax purposes, and
26 cash payments such as reimbursements received from pensions,
27 annuities, social security, and public assistance programs. It
28 includes any contribution received from any family member or other
29 person who is domiciled in the same residence as the defendant and
30 who is helping to defray the defendant's basic living costs.

31 (c) "Disposable net monthly income" means the income remaining
32 each month after deducting federal, state, or local income taxes,
33 social security taxes, contributory retirement, union dues, and basic
34 living costs.

35 (d) "Basic living costs" means the average monthly amount spent
36 by the defendant for reasonable payments toward living costs, such as
37 shelter, food, utilities, health care, transportation, clothing, loan
38 payments, support payments, and court-imposed obligations.

1 (3) "Indigent" means a person who, at any stage of a court
2 proceeding, is:

3 (a) Receiving one of the following types of public assistance:
4 Temporary assistance for needy families, aged, blind, or disabled
5 assistance benefits, medical care services under RCW 74.09.035,
6 pregnant women assistance benefits, poverty-related veterans'
7 benefits, food stamps or food stamp benefits transferred
8 electronically, refugee resettlement benefits, medicaid, or
9 supplemental security income, or cash assistance from the evergreen
10 basic income trust as provided for in section 2 of this act; or

11 (b) Involuntarily committed to a public mental health facility;
12 or

13 (c) Receiving an annual income, after taxes, of one hundred
14 twenty-five percent or less of the current federally established
15 poverty level; or

16 (d) Unable to pay the anticipated cost of counsel for the matter
17 before the court because his or her available funds are insufficient
18 to pay any amount for the retention of counsel.

19 (4) "Indigent and able to contribute" means a person who, at any
20 stage of a court proceeding, is unable to pay the anticipated cost of
21 counsel for the matter before the court because his or her available
22 funds are less than the anticipated cost of counsel but sufficient
23 for the person to pay a portion of that cost.

24 **Sec. 4.** RCW 74.04.005 and 2020 c 136 s 1 are each amended to
25 read as follows:

26 For the purposes of this title, unless the context indicates
27 otherwise, the following definitions shall apply:

28 (1) "Aged, blind, or disabled assistance program" means the
29 program established under RCW 74.62.030.

30 (2) "Applicant" means any person who has made a request, or on
31 behalf of whom a request has been made, to any county or local office
32 for assistance.

33 (3) "Authority" means the health care authority.

34 (4) "County or local office" means the administrative office for
35 one or more counties or designated service areas.

36 (5) "Department" means the department of social and health
37 services.

38 (6) "Director" means the director of the health care authority.

1 (7) "Essential needs and housing support program" means the
2 program established in RCW 43.185C.220.

3 (8) "Federal aid assistance" means the specific categories of
4 assistance for which provision is made in any federal law existing or
5 hereafter passed by which payments are made from the federal
6 government to the state in aid or in respect to payment by the state
7 for public assistance rendered to any category of needy persons for
8 which provision for federal funds or aid may from time to time be
9 made, or a federally administered needs-based program.

10 (9) "Income" means:

11 (a) All appreciable gains in real or personal property (cash or
12 kind) or other assets, which are received by or become available for
13 use and enjoyment by an applicant or recipient during the month of
14 application or after applying for or receiving public assistance. The
15 department may by rule and regulation exempt income received by an
16 applicant for or recipient of public assistance which can be used by
17 him or her to decrease his or her need for public assistance or to
18 aid in rehabilitating him or her or his or her dependents, but such
19 exemption shall not, unless otherwise provided in this title, exceed
20 the exemptions of resources granted under this chapter to an
21 applicant for public assistance. In addition, for cash assistance the
22 department may disregard income pursuant to RCW 74.08A.230 and
23 74.12.350. Furthermore, any cash assistance a person receives from
24 the evergreen basic income trust as provided for in section 2 of this
25 act or any guaranteed basic income program operated by a government
26 or private entity may not be considered in determining a person's
27 initial or ongoing eligibility for public assistance.

28 (b) If, under applicable federal requirements, the state has the
29 option of considering property in the form of lump sum compensatory
30 awards or related settlements received by an applicant or recipient
31 as income or as a resource, the department shall consider such
32 property to be a resource.

33 (10) "Need" means the difference between the applicant's or
34 recipient's standards of assistance for himself or herself and the
35 dependent members of his or her family, as measured by the standards
36 of the department, and value of all nonexempt resources and nonexempt
37 income received by or available to the applicant or recipient and the
38 dependent members of his or her family.

39 (11) "Public assistance" or "assistance" means public aid to
40 persons in need thereof for any cause, including services, medical

1 care, assistance grants, disbursing orders, work relief, benefits
2 under RCW 74.62.030 and 43.185C.220, and federal aid assistance.

3 (12) "Recipient" means any person receiving assistance and in
4 addition those dependents whose needs are included in the recipient's
5 assistance.

6 (13) "Resource" means any asset, tangible or intangible, owned by
7 or available to the applicant at the time of application, which can
8 be applied toward meeting the applicant's need, either directly or by
9 conversion into money or its equivalent. The department may by rule
10 designate resources that an applicant may retain and not be
11 ineligible for public assistance because of such resources. Exempt
12 resources shall include, but are not limited to:

13 (a) A home that an applicant, recipient, or their dependents is
14 living in, including the surrounding property;

15 (b) Household furnishings and personal effects;

16 (c) One motor vehicle, other than a motor home, used and useful
17 having an equity value not to exceed ten thousand dollars;

18 (d) A motor vehicle necessary to transport a household member
19 with a physical disability. This exclusion is limited to one vehicle
20 per person with a physical disability;

21 (e) All other resources, including any excess of values exempted,
22 not to exceed six thousand dollars or other limit as set by the
23 department, to be consistent with limitations on resources and
24 exemptions necessary for federal aid assistance;

25 (f) Applicants for or recipients of benefits under RCW 74.62.030
26 and 43.185C.220 shall have their eligibility based on resource
27 limitations consistent with the temporary assistance for needy
28 families program rules adopted by the department; and

29 (g) If an applicant for or recipient of public assistance
30 possesses property and belongings in excess of the ceiling value,
31 such value shall be used in determining the need of the applicant or
32 recipient, except that: (i) The department may exempt resources or
33 income when the income and resources are determined necessary to the
34 applicant's or recipient's restoration to independence, to decrease
35 the need for public assistance, or to aid in rehabilitating the
36 applicant or recipient or a dependent of the applicant or recipient;
37 and (ii) the department may provide grant assistance for a period not
38 to exceed nine months from the date the agreement is signed pursuant
39 to this section to persons who are otherwise ineligible because of

1 excess real property owned by such persons when they are making a
2 good faith effort to dispose of that property if:

3 (A) The applicant or recipient signs an agreement to repay the
4 lesser of the amount of aid received or the net proceeds of such
5 sale;

6 (B) If the owner of the excess property ceases to make good faith
7 efforts to sell the property, the entire amount of assistance may
8 become an overpayment and a debt due the state and may be recovered
9 pursuant to RCW 43.20B.630;

10 (C) Applicants and recipients are advised of their right to a
11 fair hearing and afforded the opportunity to challenge a decision
12 that good faith efforts to sell have ceased, prior to assessment of
13 an overpayment under this section; and

14 (D) At the time assistance is authorized, the department files a
15 lien without a sum certain on the specific property.

16 (14) "Secretary" means the secretary of social and health
17 services.

18 (15) "Standards of assistance" means the level of income required
19 by an applicant or recipient to maintain a level of living specified
20 by the department.

21 (16)(a) "Victim of human trafficking" means a noncitizen and any
22 qualifying family members who have:

23 (i) Filed or are preparing to file an application for T
24 nonimmigrant status with the appropriate federal agency pursuant to 8
25 U.S.C. Sec. 1101(a)(15)(T), as it existed on January 1, 2020;

26 (ii) Filed or are preparing to file an application with the
27 appropriate federal agency for status pursuant to 8 U.S.C. Sec.
28 1101(a)(15)(U), as it existed on January 1, 2020; or

29 (iii) Been harmed by either any violation of chapter 9A.40 or
30 9.68A RCW, or both, or by substantially similar crimes under federal
31 law or the laws of any other state, and who:

32 (A) Are otherwise taking steps to meet the conditions for federal
33 benefits eligibility under 22 U.S.C. Sec. 7105, as it existed on
34 January 1, 2020; or

35 (B) Have filed or are preparing to file an application with the
36 appropriate federal agency for status under 8 U.S.C. Sec. 1158.

37 (b)(i) "Qualifying family member" means:

38 (A) A victim's spouse and children; and

39 (B) When the victim is under twenty-one years of age, a victim's
40 parents and unmarried siblings under the age of eighteen.

1 (ii) "Qualifying family member" does not include a family member
2 who has been charged with or convicted of attempt, conspiracy,
3 solicitation, or commission of any crime referenced in this
4 subsection or described under 8 U.S.C. Sec. 1101(a)(15)(T) or (U) as
5 either existed on January 1, 2020, when the crime is against a spouse
6 who is a victim of human trafficking or against the child of a victim
7 of human trafficking.

8 (17) For purposes of determining eligibility for public
9 assistance and participation levels in the cost of medical care, the
10 department shall exempt restitution payments made to people of
11 Japanese and Aleut ancestry pursuant to the Civil Liberties Act of
12 1988 and the Aleutian and Pribilof Island Restitution Act passed by
13 congress, P.L. 100-383, including all income and resources derived
14 therefrom.

15 (18) In the construction of words and phrases used in this title,
16 the singular number shall include the plural, the masculine gender
17 shall include both the feminine and neuter genders, and the present
18 tense shall include the past and future tenses, unless the context
19 thereof shall clearly indicate to the contrary.

20 **Sec. 5.** RCW 43.185C.220 and 2015 c 128 s 5 are each amended to
21 read as follows:

22 (1) The department shall distribute funds for the essential needs
23 and housing support program established under this section in a
24 manner consistent with the requirements of this section and the
25 biennial operating budget. The first distribution of funds must be
26 completed by September 1, 2011. Essential needs or housing support is
27 only for persons found eligible for such services under RCW 74.04.805
28 and is not considered an entitlement.

29 (2) The department shall distribute funds appropriated for the
30 essential needs and housing support program in the form of grants to
31 designated essential needs support and housing support entities
32 within each county. The department shall not distribute any funds
33 until it approves the expenditure plan submitted by the designated
34 essential needs support and housing support entities. The amount of
35 funds to be distributed pursuant to this section shall be designated
36 in the biennial operating budget. For the sole purpose of meeting the
37 initial distribution of funds date, the department may distribute
38 partial funds upon the department's approval of a preliminary

1 expenditure plan. The department shall not distribute the remaining
2 funds until it has approved a final expenditure plan.

3 (3) (a) During the 2011-2013 biennium, in awarding housing support
4 that is not funded through the contingency fund in this subsection,
5 the designated housing support entity shall provide housing support
6 to clients who are homeless persons as defined in RCW 43.185C.010. As
7 provided in the biennial operating budget for the 2011-2013 biennium,
8 a contingency fund shall be used solely for those clients who are at
9 substantial risk of losing stable housing or at substantial risk of
10 losing one of the other services defined in RCW 74.62.010(6). For
11 purposes of this chapter, "substantial risk" means the client has
12 provided documentation that he or she will lose his or her housing
13 within the next thirty days or that the services will be discontinued
14 within the next thirty days.

15 (b) After July 1, 2013, the designated housing support entity
16 shall give first priority to clients who are homeless persons as
17 defined in RCW 43.185C.010 and second priority to clients who would
18 be at substantial risk of losing stable housing without housing
19 support.

20 (4) For each county, the department shall designate an essential
21 needs support entity and a housing support entity that will begin
22 providing these supports to medical care services program recipients
23 on November 1, 2011. Essential needs and housing support entities are
24 not required to provide assistance to every person referred to the
25 local entity or who meets the priority standards in subsection (3) of
26 this section.

27 (a) Each designated entity must be a local government or
28 community-based organization, and may administer the funding for
29 essential needs support, housing support, or both. Designated
30 entities have the authority to subcontract with qualified entities.
31 Upon request, and the approval of the department, two or more
32 counties may combine resources to more effectively deliver services.

33 (b) The department's designation process must include a review of
34 proficiency in managing housing or human services programs when
35 designating housing support entities.

36 (c) Within a county, if the department directly awards separate
37 grants to the designated housing support entity and the designated
38 essential needs support entity, the department shall determine the
39 amount allocated for essential needs support as directed in the
40 biennial operating budget.

1 (5) (a) Essential needs and housing support entities must use
2 funds distributed under this section as flexibly as is practicable to
3 provide essential needs items and housing support to recipients of
4 the essential needs and housing support program, subject to the
5 requirements of this section.

6 (b) Benefits provided under the essential needs and housing
7 support program shall not be provided to recipients in the form of
8 cash assistance.

9 (c) The department may move funds between entities or between
10 counties to reflect actual caseload changes. In doing so, the
11 department must: (i) Develop a process for reviewing the caseload of
12 designated essential needs and housing support entities, and for
13 redistributing grant funds from those entities experiencing reduced
14 actual caseloads to those with increased actual caseloads; and (ii)
15 inform all designated entities of the redistribution process. Savings
16 resulting from program caseload attrition from the essential needs
17 and housing support program shall not result in increased per-client
18 expenditures.

19 (d) Essential needs and housing support entities must partner
20 with other public and private organizations to maximize the
21 beneficial impact of funds distributed under this section, and should
22 attempt to leverage other sources of public and private funds to
23 serve essential needs and housing support recipients. Funds
24 appropriated in the operating budget for essential needs and housing
25 support must be used only to serve persons eligible to receive
26 services under that program.

27 (6) The department shall use no more than five percent of the
28 funds for administration of the essential needs and housing support
29 program. Each essential needs and housing support entity shall use no
30 more than seven percent of the funds for administrative expenses.

31 (7) The department shall:

32 (a) Require housing support entities to enter data into the
33 homeless client management information system;

34 (b) Require essential needs support entities to report on
35 services provided under this section;

36 (c) In collaboration with the department of social and health
37 services, submit a report annually to the relevant policy and fiscal
38 committees of the legislature. A preliminary report shall be
39 submitted by December 31, 2011, and must include (c) (i), (iii), and

1 (v) of this subsection. Annual reports must be submitted beginning
2 December 1, 2012, and must include:

3 (i) A description of the actions the department has taken to
4 achieve the objectives of chapter 36, Laws of 2011 1st sp. sess.;

5 (ii) The amount of funds used by the department to administer the
6 program;

7 (iii) Information on the housing status of essential needs and
8 housing support recipients served by housing support entities, and
9 individuals who have requested housing support but did not receive
10 housing support;

11 (iv) Grantee expenditure data related to administration and
12 services provided under this section; and

13 (v) Efforts made to partner with other entities and leverage
14 sources or public and private funds;

15 (d) Review the data submitted by the designated entities, and
16 make recommendations for program improvements and administrative
17 efficiencies. The department has the authority to designate
18 alternative entities as necessary due to performance or other
19 significant issues. Such change must only be made after consultation
20 with the department of social and health services and the impacted
21 entity.

22 (8) The department, counties, and essential needs and housing
23 support entities are not civilly or criminally liable and may not
24 have any penalty or cause of action of any nature arise against them
25 related to decisions regarding: (a) The provision or lack of
26 provision of housing or essential needs support; or (b) the type of
27 housing arrangement supported with funds allocated under this
28 section, when the decision was made in good faith and in the
29 performance of the powers and duties under this section. However,
30 this section does not prohibit legal actions against the department,
31 county, or essential needs or housing support entity to enforce
32 contractual duties or obligations.

33 (9) Eligible recipients of cash assistance from the evergreen
34 basic income trust, as provided for in section 2 of this act, are
35 eligible for assistance through the essential needs and housing
36 support program.

37 (a) Any cash assistance a person receives from the evergreen
38 basic income trust under section 2 of this act or any guaranteed
39 basic income program operated by a government or private entity may

1 not be considered in determining a person's initial or ongoing
2 eligibility for the essential needs and housing support program.

3 (b) The department shall coordinate with the department of social
4 and health services to ensure that eligible recipients of the
5 evergreen basic income trust have access to benefits through the
6 essential needs and housing support program.

7 **Sec. 6.** RCW 43.216.1368 and 2021 c 199 s 201 are each amended to
8 read as follows:

9 (1) It is the intent of the legislature to increase working
10 families' access to affordable, high quality child care and to
11 support the expansion of the workforce to support businesses and the
12 statewide economy.

13 (2) Beginning October 1, 2021, a family is eligible for working
14 connections child care when the household's annual income is at or
15 below 60 percent of the state median income adjusted for family size
16 and:

17 (a) The child receiving care is: (i) Less than 13 years of age;
18 or (ii) less than 19 years of age and has a verified special need
19 according to department rule or is under court supervision; and

20 (b) The household meets all other program eligibility
21 requirements.

22 (3) Beginning July 1, 2025, a family is eligible for working
23 connections child care when the household's annual income is above 60
24 percent and at or below 75 percent of the state median income
25 adjusted for family size and:

26 (a) The child receiving care is: (i) Less than 13 years of age;
27 or (ii) less than 19 years of age and has a verified special need
28 according to department rule or is under court supervision; and

29 (b) The household meets all other program eligibility
30 requirements.

31 (4) Beginning July 1, 2027, and subject to the availability of
32 amounts appropriated for this specific purpose, a family is eligible
33 for working connections child care when the household's annual income
34 is above 75 percent of the state median income and is at or below 85
35 percent of the state median income adjusted for family size and:

36 (a) The child receiving care is: (i) Less than 13 years of age;
37 or (ii) less than 19 years of age and has a verified special need
38 according to department rule or is under court supervision; and

1 (b) The household meets all other program eligibility
2 requirements.

3 (5) (a) Beginning July 1, 2021, through June 30, 2023, the
4 department must calculate a monthly copayment according to the
5 following schedule:

If the household's income is:	Then the household's maximum monthly copayment is:
At or below 20 percent of the state median income	Waived to the extent allowable under federal law; otherwise, a maximum of \$15
Above 20 percent and at or below 36 percent of the state median income	\$65
Above 36 percent and at or below 50 percent of the state median income	\$115 until December 31, 2021, and \$90 beginning January 1, 2022
Above 50 percent and at or below 60 percent of the state median income	\$115

15 (b) Beginning July 1, 2023, the department must calculate a
16 monthly copayment according to the following schedule:

If the household's income is:	Then the household's maximum monthly copayment is:
At or below 20 percent of the state median income	Waived to the extent allowable under federal law; otherwise, a maximum of \$15
Above 20 percent and at or below 36 percent of the state median income	\$65
Above 36 percent and at or below 50 percent of the state median income	\$90
Above 50 percent and at or below 60 percent of the state median income	\$165

26 (c) Beginning July 1, 2025, the department must calculate a
27 maximum monthly copayment of \$215 for households with incomes above
28 60 percent and at or below 75 percent of the state median income.

29 (d) Subject to the availability of amounts appropriated for this
30 specific purpose, the department shall adopt a copayment model for
31 households with annual incomes above 75 percent of the state median
32 income and at or below 85 percent of the state median income. The
33 model must calculate a copayment for each household that is no
34 greater than seven percent of the household's countable income within
35 this income range.

1 (e) The department may adjust the copayment schedule to comply
2 with federal law.

3 (6) The department must adopt rules to implement this section,
4 including an income phase-out eligibility period.

5 (7) For the working connections child care program, the
6 department may not consider any cash assistance a person receives
7 from the evergreen basic income trust as provided for in section 2 of
8 this act or any guaranteed basic income program operated by a
9 government or private entity in determining a person's initial or
10 ongoing eligibility or copayment.

11 NEW SECTION. **Sec. 7.** A new section is added to chapter 43.216
12 RCW to read as follows:

13 For the early childhood education and assistance program, the
14 department may not consider any cash assistance a person receives
15 from the evergreen basic income trust as provided for in section 2 of
16 this act or any guaranteed basic income program operated by a
17 government or private entity in determining family income or a
18 child's eligibility.

--- END ---