
HOUSE BILL 2738

State of Washington

66th Legislature

2020 Regular Session

By Representatives Frame, Dent, Kilduff, Klippert, Senn, Ortiz-Self, and Leavitt

1 AN ACT Relating to the budgeting process for services for
2 individuals with developmental disabilities; amending RCW 43.88C.010;
3 adding new sections to chapter 71A.12 RCW; creating a new section;
4 and repealing RCW 71A.18.020.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that the caseload
7 forecast council is charged with forecasting the entitlement
8 caseloads for the state of Washington. The council adopts official
9 and courtesy forecasts which help identify the number of people who
10 are eligible for certain services that are necessary in supporting
11 our state's most vulnerable citizens. These services include public
12 assistance programs, state corrections, early childhood education and
13 assistance, public schools, long-term care, medicaid, and foster
14 care. The majority of the services the state provides for individuals
15 with development disabilities are neither caseload forecasted nor
16 entitlements. The legislature intends to significantly reduce the
17 number of eligible individuals who are waiting to receive services by
18 forecasting developmental disability services as entitlements.

19 **Sec. 2.** RCW 43.88C.010 and 2019 c 406 s 24 are each amended to
20 read as follows:

1 (1) The caseload forecast council is hereby created. The council
2 shall consist of two individuals appointed by the governor and four
3 individuals, one of whom is appointed by the chairperson of each of
4 the two largest political caucuses in the senate and house of
5 representatives. The chair of the council shall be selected from
6 among the four caucus appointees. The council may select such other
7 officers as the members deem necessary.

8 (2) The council shall employ a caseload forecast supervisor to
9 supervise the preparation of all caseload forecasts. As used in this
10 chapter, "supervisor" means the caseload forecast supervisor.

11 (3) Approval by an affirmative vote of at least five members of
12 the council is required for any decisions regarding employment of the
13 supervisor. Employment of the supervisor shall terminate after each
14 term of three years. At the end of the first year of each three-year
15 term the council shall consider extension of the supervisor's term by
16 one year. The council may fix the compensation of the supervisor. The
17 supervisor shall employ staff sufficient to accomplish the purposes
18 of this section.

19 (4) The caseload forecast council shall oversee the preparation
20 of and approve, by an affirmative vote of at least four members, the
21 official state caseload forecasts prepared under RCW 43.88C.020. If
22 the council is unable to approve a forecast before a date required in
23 RCW 43.88C.020, the supervisor shall submit the forecast without
24 approval and the forecast shall have the same effect as if approved
25 by the council.

26 (5) A councilmember who does not cast an affirmative vote for
27 approval of the official caseload forecast may request, and the
28 supervisor shall provide, an alternative forecast based on
29 assumptions specified by the member.

30 (6) Members of the caseload forecast council shall serve without
31 additional compensation but shall be reimbursed for travel expenses
32 in accordance with RCW 44.04.120 while attending sessions of the
33 council or on official business authorized by the council.
34 Nonlegislative members of the council shall be reimbursed for travel
35 expenses in accordance with RCW 43.03.050 and 43.03.060.

36 (7) "Caseload," as used in this chapter, means:

37 (a) The number of persons expected to meet entitlement
38 requirements and require the services of public assistance programs,
39 state correctional institutions, state correctional noninstitutional
40 supervision, state institutions for juvenile offenders, the common

1 school system, long-term care, medical assistance, foster care,
2 developmental disabilities, and adoption support;

3 (b) The number of students who are eligible for the Washington
4 college bound scholarship program and are expected to attend an
5 institution of higher education as defined in RCW 28B.92.030;

6 (c) The number of students who are eligible for the Washington
7 college grant program under RCW 28B.92.200 and 28B.92.205 and are
8 expected to attend an institution of higher education as defined in
9 RCW 28B.92.030; and

10 (d) The number of children who are eligible, as defined in RCW
11 43.216.505, to participate in, and the number of children actually
12 served by, the early childhood education and assistance program.

13 (8) The caseload forecast council shall forecast the temporary
14 assistance for needy families and the working connections child care
15 programs as a courtesy.

16 (9) The caseload forecast council shall forecast youth
17 participating in the extended foster care program pursuant to RCW
18 74.13.031 separately from other children who are residing in foster
19 care and who are under eighteen years of age.

20 (10) The caseload forecast council shall forecast the number of
21 youth expected to receive behavioral rehabilitation services while
22 involved in the foster care system and the number of screened in
23 reports of child abuse or neglect.

24 (11) Unless the context clearly requires otherwise, the
25 definitions provided in RCW 43.88.020 apply to this chapter.

26 NEW SECTION. **Sec. 3.** A new section is added to chapter 71A.12
27 RCW to read as follows:

28 (1) Beginning July 1, 2020, a client with a qualifying
29 developmental disability who is not receiving a paid service shall
30 receive case resource management services. The department shall
31 provide one case resource manager for every five hundred clients
32 receiving no paid services. The case resource manager's duties
33 include, but are not limited to:

34 (a) Contacting and responding to the client to discuss the
35 client's service needs;

36 (b) Explaining to the client the service options available
37 through the department or other community resources; and

38 (c) Assisting the client with accessing services.

1 (2) In the event the caseload of those not receiving a paid
2 service decreases to the point that there are additional case
3 resource managers beyond the number required to maintain a caseload
4 of five hundred clients for each case resource manager, the
5 department shall transfer these additional case resource managers to
6 provide other case management services within the department.

7 NEW SECTION. **Sec. 4.** A new section is added to chapter 71A.12
8 RCW to read as follows:

9 Beginning July 1, 2020, an eligible person is entitled to the
10 medicaid state plan or waiver services provided under this title.

11 NEW SECTION. **Sec. 5.** RCW 71A.18.020 (Services provided if funds
12 available) and 1988 c 176 s 601 are each repealed.

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