



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 15, 2019

TIME: 11:37 AM

WSR 19-03-099

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

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: The department is creating WAC 388-412-0001 "Early issuance of February 2019 food assistance benefits". This change will allow the department to issue February 2019 food assistance benefits on or before January 20, 2019 at the direction of the federal USDA Food and Nutrition Service.

Citation of rules affected by this order:

New: WAC 388-412-0001
 Repealed: None
 Amended: None
 Suspended: None

Statutory authority for adoption: RCW 43.88.070, RCW 74.04.050, RCW 74.04.055, RCW 74.04.057, RCW 74.04.500, RCW 74.04.510, RCW 74.08.090, RCW 74.08A.120

Other authority:

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: Implementation of the above-referenced rule is necessary to preserve the maximum amount of funds available for food assistance in light of the partial federal government shutdown. Implementation is also necessary based on the directive received, January 8, 2019, from the USDA Food and Nutrition Service to issue February 2019 food assistance benefits on or before January 20, 2019.

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	Amended	Repealed	_____
Federal rules or standards:	New	Amended	Repealed	_____
Recently enacted state statutes:	New	Amended	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New ____ Amended ____ Repealed ____

The number of sections adopted on the agency's own initiative:

New ____ Amended ____ Repealed ____

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New ____ Amended ____ Repealed ____

The number of sections adopted using:

Negotiated rule making: New ____ Amended ____ Repealed ____
Pilot rule making: New ____ Amended ____ Repealed ____
Other alternative rule making: New 1 Amended ____ Repealed ____

Date Adopted: January 15, 2019	Signature: 
Name: Katherine I. Vasquez	
Title: DSHS Rules Coordinator	

NEW SECTION

WAC 388-412-0001 Early issuance of February 2019 food assistance benefits. (1) If you are eligible to receive food assistance benefits during January 2019 and February 2019, we may issue your February 2019 food assistance allotment on or before January 20, 2019. This applies to the following programs:

- (a) Washington basic food program under WAC 388-400-0040;
- (b) State-funded food assistance program under WAC 388-400-0050;
- (c) Transitional food assistance under chapter 388-489 WAC; or
- (d) Washington combined application project under chapter 388-492

WAC.

- (2) This rule takes effect immediately upon filing.