

100035

BOOK 74 PAGE 82

BRANTON, ANITA E.  
NAME

30-C-007053-0  
CASE NUMBER

NOTICE AND STATEMENT OF LIEN

NOTICE IS HEREBY GIVEN:

That there is a debt due and owing the State of Washington by BRANTON, ANITA E. by reason of receipt of public assistance from the State of Washington in a manner contrary to law, and the State of Washington claims the right to file this lien in accordance with the provisions of RCW 74.04.300.

That there is now due and remaining unpaid thereon, after deducting all just credits and offsets, the sum of \$ 1,500.39, plus the maximum interest thereon allowable by law, in which amount the Department of Social and Health Services, State of Washington claims a lien upon ANY AND ALL OF THE REAL AND PERSONAL PROPERTY of the above named debtor situated in Skamania County, Washington.

SKAMANIA

INSTRUMENT NO. 98504-0037  
DEPT. SOCIAL & HEALTH SERVICES  
P.O. BOX 9501, MS-OB21  
OLYMPIA, WA 98504-0037  
AT 12:25 P.M. SEPT. 30, 1985  
H  
LIENS 32  
JAN 00007  
d J pub DEUTY

DEPARTMENT OF SOCIAL AND HEALTH SERVICES

*Jacquelyn W. Johnson*  
Jacquelyn W. Johnson, Claims Investigator

STATE OF WASHINGTON )  
COUNTY OF THURSTON )

ss.

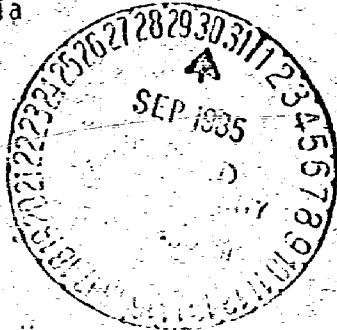
On this day personally appeared before me, Jacquelyn W. Johnson, to me known to be the individual who executed the within and foregoing instrument and acknowledged that he/she signed the same and that he/she is authorized to execute said instrument on behalf of the Department of Social and Health Services.

Given under my hand and official seal this 26th day of September, 1985



*Elvin Nelson*  
Notary Public in and for the State of Washington, residing at Olympia

RETURN TO:  
Office of Financial Recovery  
Department of Social and Health Services  
P.O. Box 9501, MS-OB21  
Olympia, Washington 98504  
Phone: (206) 753-1325



## General Provisions—Administration

74.04.310

load history. [1959 c 26 § 74.04.210. Prior: 1939 c 216 § 15; RRS § 10007-115a.]

**74.04.230 General assistance—Mental health services.** Persons eligible for general assistance under RCW 74.04.005 are eligible for mental health services to the extent that they meet the client definitions and priorities established by chapter 71.24 RCW. [1982 c 204 § 16.]

*Costs to be charged for mental health services: RCW 71.24.215.*

**74.04.265 Earnings—Deductions from grants.** The secretary may issue rules consistent with federal laws and with memorials of the legislature, as will recognize the income of any persons without the deduction in full thereof from the amount of their grants. [1979 c 141 § 306; 1965 ex.s. c 35 § 1; 1959 c 26 § 74.04.265. Prior: 1951 c 174 § 16.]

**74.04.266 General assistance—Earned income exemption to be established for unemployable persons.** In determining need for general assistance for unemployable persons as defined in RCW 74.04.005(6)(a), the department may by rule and regulation establish a monthly earned income exemption in an amount not to exceed the exemption allowable under disability programs authorized in Title XVI of the federal social security act. [1977 ex.s. c 215 § 1.]

**74.04.270 Audit of accounts—Uniform accounting system.** It shall be the duty of the state auditor to audit the accounts, books and records of the department of social and health services. The public assistance committee shall establish and install a uniform accounting system for all categories of public assistance, applicable to all officers, boards, commissions, departments or other agencies having to do with the allowance and disbursement of public funds for assistance purposes, which said uniform accounting system shall conform to the accounting methods required by the federal government in respect to the administration of federal funds for assistance purposes. [1979 c 141 § 304; 1959 c 26 § 74.04.270. Prior: 1939 c 216 § 21; RRS § 10007-121a.]

**74.04.280 Assistance nontransferable and exempt from process.** Assistance given under this title shall not be transferable or assignable at law or in equity and none of the moneys received by recipients under this title shall be subject to execution, levy, attachment, garnishment, or other legal process, or to the operation of any bankruptcy or insolvency law. [1959 c 26 § 74.04.280. Prior: 1939 c 216 § 25; RRS § 10007-125a.]

**74.04.290 Subpoena of witnesses, books, records, etc.** In carrying out any of the provisions of this title, the secretary, county administrators, hearing examiners, or other duly authorized officers of the department shall have power to subpoena witnesses, administer oaths, take testimony and compel the production of such papers, books, records and documents as they may deem relevant to the performance of their duties. Subpoenas

issued under this power shall be under RCW 43.20A-.605. [1983 1st ex.s. c 41 § 22; 1979 ex.s. c 171 § 2; 1979 c 141 § 305; 1969 ex.s. c 173 § 2; 1959 c 26 § 74.04.290. Prior: 1939 c 216 § 26; RRS § 10007-126a.]

**Severability—1983 1st ex.s. c 41:** See note following RCW 26.09.060.

**Severability—1979 ex.s. c 171:** See note following RCW 74.20.300.

**74.04.300 Recovery of payments improperly received—Lien.** If a recipient receives public assistance and/or food stamps for which he is not eligible, or receives public assistance and/or food stamps in an amount greater than that for which he is eligible, the portion of the payment to which he is not entitled shall be a debt due the state and shall become a lien against the real and personal property of the recipient from the time of filing by the department with the county auditor of the county where the recipient resides or owns property, and the lien claim has preference over the claims of all unsecured creditors. It shall be the duty of recipients of public assistance and/or food stamps to notify the department within twenty days of the receipt or possession of all income or resources not previously declared to the department. The department shall advise applicants for assistance that failure to report as required, failure to reveal resources or income, and false statements will result in recovery by the state of any overpayment and may result in criminal prosecution. When the department determines that the cost of collection is likely to exceed the amount recoverable from any overpayment or the debt is uncollectible, the secretary may waive collection.

Debts due the state pursuant to the provisions of this section, may be recovered by the state by deduction from the subsequent assistance payments to such persons, lien and foreclosure, order to withhold and deliver, or may be recovered by a civil action instituted by the attorney general. [1982 c 201 § 16; 1980 c 84 § 2; 1979 c 141 § 306; 1973 1st ex.s. c 49 § 1; 1969 ex.s. c 173 § 18; 1959 c 26 § 74.04.300. Prior: 1957 c 63 § 3; 1953 c 174 § 35; 1939 c 216 § 27; RRS § 10007-127a.]

**74.04.306 Overpayments and debts due the state—Proceedings for collection—Limitation.** The secretary shall commence action for the collection of overpayments and debts due the state within six years after the notice of overpayment is given or within six years after the person ceases to be a recipient of public assistance, whichever is later. No proceedings for the collection of such overpayments or debts shall be begun after the expiration of such period. [1979 c 141 § 308; 1965 ex.s. c 91 § 2.]

**74.04.310 Authority to accept contributions.** In furthering the purposes of this title, the secretary or any county administrator may accept contributions or gifts in cash or otherwise from persons, associations or corporations, such contributions to be disbursed in the same manner as moneys appropriated for the purposes of this

[Title 74 RCW—p 7]