



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: Department of Social and Health Services, Aging and Disability Services Administration

Subject of possible rule making: The department is:

- Amending WAC 388-97-077 (Nursing Home Resident Protection Program) and other related sections; and
- Amending other sections as necessary.

Statutes authorizing the agency to adopt rules on this subject:

Chapters 74.34 RCW (Abuse of vulnerable adults), 18.51 RCW (Nursing Homes), and 74.42 RCW (Nursing Homes-Resident care, operating standards); 42 C.F.R. 488.335, 42 C.F.R. 483.156

Reasons why rules on this subject may be needed and what they might accomplish: The department is amending these rules:

- To simplify, and clarify existing due process for rights of individuals accused of abusing, neglecting, exploiting or financially exploiting vulnerable adults in nursing homes; and
- To improve protection of vulnerable adults who reside in nursing homes from abuse, neglect, exploitation and financial exploitation through investigations and agency findings.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

Centers for Medicare and Medicaid Services

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe):

DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.) Contact:

Lisa Yanagida, Residential Care Services, Aging and Disability Services Administration
Department of Social and Health Services, PO Box 45600, Olympia, WA 98513

Phone: (360) 725-2589

Fax: (360) 438-7903

TTY: 1-877-905-0454

E-mail: yanagln2@dshs.wa.gov

DATE
July 13, 2007

NAME (TYPE OR PRINT)
Stephanie Schiller

SIGNATURE

TITLE
DSHS Rules Coordinator

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FILED

DATE: July 12, 2007

TIME: 8:53 AM

WSR 07-15-024