



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 and adopting new rules in:

- Chapter 388-71 WAC, Home and Community Services and Programs
- Chapter 388-106 WAC, Long-term Care Services
- Chapter 388-112 WAC, Residential Long-term Care Services
- Chapter 388-825 WAC, Division of Developmental Disabilities Service Rules
- Chapter 388-829A WAC, Alternative Living
- Chapter 388-829C WAC Companion Homes, and
- Other related rules as appropriate.

Statutes authorizing the agency to adopt rules on this subject:

RCW 18.20.090; RCW 43.20A.710; Chapter 43.43 RCW; RCW 74.08.090; RCW 70.128.040

Reasons why rules on this subject may be needed and what they might accomplish:

The department is amending these rules and adding new sections to implement Initiative Measure No. 1029 (I-1029) and Engrossed Second Substitute House Bill 2284 (E2SHB 2284), Chapter 361, Laws of 2007 (Ch. 74.39A RCW). The proposed rules will implement federal background checks and training and certification requirements.

Other policy changes on these subjects may be incorporated into this rule making.

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

The Department of Health, Home Care Quality Authority, and Washington State Patrol will be included in the rule development process and will have the opportunity to review and comment on the WACs before they are finalized.

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. 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.) Anyone interested should contact the staff person identified below.

Contact:

Barbara Hanneman
Home & Community Services
P.O. Box 45600
Olympia, WA 98504-5600
Phone: 360-725-2540 Fax: 360-725-2646
E-mail: hannebj@dshs.wa.gov

To get information on the time and locations of stakeholder meetings and/or more information on the rule development for the implementation of I-1029, please visit the ADSA web at: <http://www.aasa.dshs.wa.gov/professional/training/1029/>.

DATE
February 2, 2009

NAME (TYPE OR PRINT)
Stephanie Schiller

SIGNATURE

TITLE
DSHS Rules Coordinator

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: February 03, 2009
TIME: 2:55 PM

WSR 09-04-087