STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
Home and Community Living Administration
P.O. Box 45600 • Olympia, Washington 98504

December 16, 2025

HCLA: NH #2025-062
CR-105 FILED TO REPEAL SECTIONS OF CHAPTER 388-97 WAC THAT HAVE EXPIRED (NURSING HOMES)

Dear Nursing Facility/Home Administrator,

The department is seeking to repeal expired minimum direct care nursing (MDCN) 3.4 hours per resident day (HPRD) exception/waiver information from WAC 388-97-1090.

The department's authority to grant exceptions to the Washington State MDCN 3.4 HPRD requirement expired on June 30, 2018. Rulemaking is being completed to repeal expired exception/waiver information from WAC 388-97-1090.

A CR-105 (WSR 26-01-041) and a copy of the proposed repealed rule text was filed with the Office of the Code Reviser on December 10, 2025.

Please check the HCLA website often for updated information about this CR-105 filing. If you have questions about this rulemaking project, please contact Jodi Lamoreaux, RCS Nursing Home Policy Program Manager at (360) 464-0487 or Jodi.Lamoreaux1@dshs.wa.gov.

Sincerely,

Amy Abbott, Director
Residential Care Services

DSHS: *"Partnering with People"*