



STATE OF WASHINGTON  
DEPARTMENT OF SOCIAL AND HEALTH SERVICES  
*Aging and Long-Term Support Administration*  
*PO Box 45600, Olympia, Washington 98504-5600*

July 2, 2021

**AL TSA: NH #2021-053**  
**CR-101 FILED TO CONSIDER AMENDING SECTIONS OF CHAPTER 388-97 WAC,  
NURSING HOMES**

Dear Nursing Facility/Home Administrator:

The Department of Social and Health Services (Department) is considering amending Chapter 388-97 WAC as may be required to implement the sections in [Engrossed Substitute House Bill \(ESHB\) 1120](#) (Chapter 203, Laws of 2021) related to nursing homes. The department filed three Preproposal Statements of Inquiry (CR-101) to address inspection timelines, staffing requirements, and nursing assistant certification. The following CR-101's were filed on July 1, 2021.

- CR-101 ([WSR 21-14-046](#)) relates to nursing home inspections. The proposed rule making seeks to address sections four and five of ESHB 1120, which amended RCWs 18.51.091 and 18.51.230. The rule making would re-establish inspection timelines and document in rule the time when inspections were suspended due to the COVID-19 pandemic.
- CR-101 ([WSR 21-14-049](#)) relates to nursing home staffing requirements. Section six of ESHB 1120 amended RCW 74.42.360 related to staffing, and the rule making would re-establish when the suspended portions of the rules will be re-implemented.
- CR-101 ([WSR 21-14-051](#)) relates to nursing assistants and associated training requirements. Section 16 of ESHB 1120 amended RCW 18.88A.030, and the rule making will address re-implementation of nursing assistant training requirements and document in rule the time when the requirements were suspended.

For questions about the rule making, including how to participate in the rule-making process, please contact Lisa Herke, Nursing Home Policy Program Manager at [lisa.herke@dshs.wa.gov](mailto:lisa.herke@dshs.wa.gov) or (509) 209-3088.

Sincerely,

Mike Anbesse, Director  
Residential Care Services

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