



# RULE-MAKING ORDER

**CR-103P (May 2009)**  
**(Implements RCW 34.05.360)**

**Agency:** Department of Social and Health Services, Aging and Long-Term Support Administration

**Permanent Rule Only**

**Effective date of rule:**

**Permanent Rules**

- 31 days after filing.
- Other (specify) \_\_\_\_\_ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- Yes
  - No
- If Yes, explain:

**Purpose:**

The department is amending these rules to comply with and be consistent with federal law related to the Pre-Admission Screening and Resident Review (PASRR) process in accordance with 42 CFR §483.100-138. In addition, the department is adding new WAC sections, including WAC 388-97-1910, "Definitions related with PASRR", WAC 388-97-1915, "PASRR requirements prior to the admission of new residents", and WAC 388-97-1975, "PASRR requirements after admission of a resident".

**Citation of existing rules affected by this order:**

Repealed: 388-97-1920, 1940, 1960, 1980  
 Amended: 388-97-2000  
 Suspended: None

**Statutory authority for adoption:** Chapter 18.51 RCW and Chapter 74.42 RCW

**Other authority:** 42 CFR §483.100-138

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 15-12-096 on 6/02/2015 (date).

Describe any changes other than editing from proposed to adopted version:

In WAC 388-97-1910, reference to WAC 388-97-1920(2)(a) was removed from definition of "Exempted hospital discharge"  
 In WAC 388-97-1975(1), the word "the" was removed.  
 In WAC 388-97-2000(2)(c), the words "In" and "of" were added, and the word "for" was removed.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: \_\_\_\_\_ phone ( ) \_\_\_\_\_  
 Address: \_\_\_\_\_ fax ( ) \_\_\_\_\_  
 e-mail \_\_\_\_\_

**Date adopted:**

August 21, 2015

**NAME (TYPE OR PRINT)**

Katherine Vasquez

**SIGNATURE**

**TITLE**

DSHS Rules Coordinator

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
 STATE OF WASHINGTON  
 FILED

**DATE: August 25, 2015**

**TIME: 11:32 AM**

**WSR 15-18-026**

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	New	<u>3</u>	Amended	<u>1</u>	Repealed	<u>4</u>

**The number of sections adopted at the request of a nongovernmental entity:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in the agency's own initiative:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	<u>3</u>	Amended	<u>1</u>	Repealed	<u>4</u>