



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, Behavioral Health and Service Integration Administration

Subject of possible rule making: WAC 388-865-0526 regarding single bed certification, and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject:

RCW 71.05.560, 71.24.035, and 71.34.380

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

The department is amending WAC 388-865-0526 as a result of the Washington Supreme Court decision in *In re the Detention of D.W., et.al.*, No. 90110-4. This section contains the department's rules for single bed certification which allows for the inpatient treatment of adults and children in facilities that are not certified as inpatient evaluation and treatment facilities.

Other related changes that arise during this rule making may be incorporated; other WAC sections may need to be updated as a result of this rule making. An emergency rule is in effect until the permanent rule is in place.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: None

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:

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DATE
October 23, 2014

NAME (TYPE OR PRINT)
Katherine Vasquez

SIGNATURE

TITLE
DSHS Rules Coordinator

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STATE OF WASHINGTON
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