



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 Long-Term Support Administration

Subject of possible rule making:

The department is considering amending and repealing the following sections in Chapter 388-111 WAC, Residential Habilitation Centers – Compliance Standards: WAC 388-111-0040 Resident and client protection program – Investigation of report of abandonment, abuse, neglect, or financial exploitation, WAC 388-111-0050 Resident and client protection program – Notice to individual of preliminary findings, WAC 388-111-0070 Resident and client protection program – Disputing preliminary findings, WAC 388-111-0080 Resident and client protection program – Disputing a preliminary finding – Hearing procedures, WAC 388-111-0090 Resident and client protection program – Finalizing the preliminary finding, WAC 388-111-0100 Reporting final findings, WAC 388-111-0110 Resident and client protection program – Appeal of administrative law judge’s initial order or finding, WAC 388-111-0120 Resident and client protection program – Disclosure of investigative and finding information, and other rules as may be required.

Statutes authorizing the agency to adopt rules on this subject:

RCW 71A.20.010

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

Resident Client Protection Program (RCPP) has been moved into Adult Protective Services and the rules will be administered under Chapter 388-71 WAC and Chapter 388-106 WAC. References to the RCPP would thus be incorrect and will be repealed from chapter 388-111 WAC. Residential Care Services is coordinating to eliminate these WACs at the same time Home and Community Services is going to incorporate them into their WACs. The CR-101s for both divisions will be filed at the same time. Repealing the rules is beneficial to or supported by the regulated entities to prevent duplication of licensing rules.

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

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:

Penny Rarick
PO Box 45600, Olympia, WA 98513
Phone: 360-725-2589 Fax: 360-438-7903 TTY:
E-mail: penelope.rarick@dshs.wa.gov

Draft section language will be posted on AL TSA Professional internet webpage at <http://www.alsa.dshs.wa.gov/professional/afh.htm> for review and comment prior to filing the CR-102. Anyone from the public can comment directly to the Program Manager listed above via phone, email or fax.

DATE December 22, 2014

NAME (TYPE OR PRINT)
Kathleen Vasquez

SIGNATURE

TITLE
DSHS Rules Coordinator

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STATE OF WASHINGTON
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