



# 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 adding new sections and amending the following sections in chapter 388-110 WAC Contracted Residential Care Services: WAC 388-110-020 Definitions; WAC 388-110-140 Part II-Assisted Living Services (AL) facility physical requirements; WAC 388-110-XXX Part III-Enhanced Adult Residential Care (EARC) facility physical requirements; and WAC 388-110-XXX Part IV-Adult Residential Care Services (ARC) facility physical requirements, and other related rules as may be required.

**Statutes authorizing the agency to adopt rules on this subject:**

Chapter 74.39A RCW

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

The department is amending these rules to comply with and be consistent with requirements set forth in the Centers for Medicare and Medicaid Services for Home and Community Based Services (HCBS Final Rule 42 CFR) that became effective March 17, 2014 related to building requirements.

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

Washington State Department of Health-Construction Review Services

**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:

Jeanette K. Childress, Assisted Living Facilities Policy Program Manager  
Residential Care Services  
PO Box 45600  
Olympia, WA 98504-5600  
Phone: 360-725-2591 Fax: 360-438-7903  
Email: [childjk@dshs.wa.gov](mailto:childjk@dshs.wa.gov)

Draft section language will be posted on ALTSA Professional internet webpage 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**  
March 3, 2015

**NAME (TYPE OR PRINT)**  
Katherine Vasquez

**SIGNATURE**

**TITLE**  
DSHS Rules Coordinator

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OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: March 03, 2015**

**TIME: 12:05 PM**

**WSR 15-06-056**