



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: August 22, 2018

TIME: 9:37 AM

WSR 18-17-177

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 repealing and amending existing sections in chapter 388-76 WAC "Adult family home minimum licensing requirements" including WAC 388-76-10160, WAC 388-76-10161, WAC 388-76-10163, WAC 388-76-101631, WAC 388-76-101632, WAC 388-76-10164, WAC 388-76-10165, WAC 388-76-10166, WAC 388-76-10170, WAC 388-76-10174, WAC 388-76-10175, WAC 388-76-10176, WAC 388-76-10180, WAC 388-76-10181, and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: Chapter 70.128 RCW, Chapter 43.20A RCW, Chapter 43.43 RCW, Chapter 74.39A RCW

Reasons why rules on this subject may be needed and what they might accomplish: The purpose for the change is to consolidate the rules related to background checks, negative actions, and Character, Competence, and Suitability (CC&S) determinations between Home and Community Services (HCS), Residential Services (RCS), and Developmental Disabilities Administration (DDA). The consolidated chapter will provide clarity and understanding for the public and contracted entities, reduce the amount of WAC language, and help preserve the health and safety of our clients.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The Aging and Long-Term Support Administration (AL TSA) and the Developmental Disabilities Administration (DDA) will collaborate and coordinate with the DSHS Background Check Central Unit (BCCU) to consolidate and coordinate rules related to background checks, negative actions, and character, competence, and suitability determinations reviews under chapters 388-76 WAC, 388-78A WAC, 388-97 WAC, 388-101D WAC, 388-107 WAC, 388-825 WAC, 388-06 WAC, 388-71 WAC, and other chapters as maybe necessary.

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 rulemaking. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy


Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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 Email: baetgcf@dshs.wa.gov
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 Other:

(If necessary)

Name:
 Address:
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 Other:

Additional comments:

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| Date: August 21, 2018 | Signature:  |
| Name: Katherine I. Vasquez | |
| Title: DSHS Rules Coordinator | |