



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making

Agency: Department of Social and Health Services, Developmental Disabilities Administration

- Preproposal Statement of Inquiry was filed as WSR:17-04-031; or
- Expedited Rule Making--Proposed notice was filed as WSR:___; or
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).

- Original Notice
- Supplemental Notice to WSR:
- Continuance of WSR:

Title of rule and other identifying information:

The department is proposing to WAC 388-828-1520 "Where is the DDA assessment and reassessment administered?".

Hearing location(s):

Office Building 2
DSHS Headquarters
1115 Washington
Olympia, WA 98504

Public parking at 11th and Jefferson. A map is available at:
<https://www.dshs.wa.gov/sesa/rules-and-policies-assistance-unit/driving-directions-office-bldg-2>

Date: May 9, 2017 Time: 10:00 a.m.

Submit written comments to:

Name: DSHS Rules Coordinator
Address: PO Box 45850
Olympia, WA 98504
e-mail: DSHSRPAURulesCoordinator@dshs.wa.gov
fax: (360) 664-6185
by: 5:00 p.m. May 9, 2017

Assistance for persons with disabilities: Contact:
Jeff Kildahl, DSHS Rules Consultant by April 25, 2017
Phone: (360) 664-6092 or TTY: (360) 664-6178
Email: KildaJA@dshs.wa.gov

Date of intended adoption: Not earlier than May 10, 2017
(Note: This is **NOT** the **effective** date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The department is proposing to amend WAC 388-828-1520 to require the department to ask any individual receiving a DDA-paid service in their home or place of residence for permission to view their living quarters during the DDA assessment and any follow up visit.

Reasons supporting proposal:

These amendments are necessary to align the rule with RCW 71A.12.310.

Statutory authority for adoption: RCW 71A.12.030

Statute being implemented: RCW 71A.12.030, RCW 71A.12.310

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION:

DATE

March 31, 2017

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: March 31, 2017

TIME: 3:14 PM

WSR 17-08-067

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: N/A

Name of proponent: Department of Social and Health Services

- Private
 Public
 Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Chantelle Diaz	P.O. Box 45310, Olympia, WA 98504-5310	(360) 407-1581
Implementation:	Ron Bryan	P.O. Box 45310, Olympia, WA 98504-5310	(360) 407-1502
Enforcement:	Ron Bryan	P.O. Box 45310, Olympia, WA 98504-5310	(360) 407-1502

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

Phone: ()

Fax: ()

e-mail

No. Explain why no statement was prepared.

Under RCW 19.85.025 and RCW 34.05.310(4), the proposed rule is exempt from a SBEIS because these amendments incorporate content dictated by statute.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

Phone: ()

fax: ()

e-mail:

No: Please explain:

Under RCW 34.05.328(5)(b)(iii) the proposed rule is exempt because these amendments incorporate content dictated by statute.

AMENDATORY SECTION (Amending WSR 16-17-009, filed 8/4/16, effective 9/4/16)

WAC 388-828-1520 Where is the DDA assessment and reassessment administered? (1) DDA assessments and reassessments are administered (~~((in your home, place of residence, or at another))~~) at a location that is convenient to you, such as your home or place of residence.

(2) If you receive or plan to receive a DDA-paid service in your home or place of residence and the DDA assessment is not administered in your home or place of residence (~~((and if you receive a DDA paid service in your home or residence))~~), DDA will conduct a follow-up home visit to ensure your person-centered service plan/individual support plan can be implemented in your living environment.

(3) If you receive or plan to receive a DDA-paid service in your home or place of residence, DDA must ask permission to view your living quarters during the DDA assessment or follow-up home visit.