



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, Aging and Long Term Support Administration

- Preproposal Statement of Inquiry was filed as WSR 13-15-124 ; 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 13-23-098

Title of rule and other identifying information: (Describe Subject)

he department is amending the following sections in Chapter 388-97 WAC, Nursing Homes: 388-97-0001 Definitions; 388-97-0300 Notice of rights and services; 388-97-0460 Grievance rights; 388-97-0520 Access and visitation rights; 388-97-1640 Required notification and reporting; 388-97-1840 Retaliation or discrimination prohibited; 388-97-4480 Criteria for imposing optional remedies; and other related rules as appropriate.

Hearing location(s):

Office Building 2 – Lookout Room
(DSHS Headquarters)
1115 Washington
Olympia, WA 98504
Public parking at 11th and Jefferson. A map is available at <http://www1.dshs.wa.gov/msa/rpau/RPAU-OB-2directions.html> or by calling 360-664-6094

Date: **February 4, 2014** Time: **10:00 a.m.**

The department is filing a continuance for the proposal filed as WSR 13-23-098 regarding proposed amendments to Chapter 388-97 WAC, Nursing Homes. A hearing is currently scheduled for January 7, 2014. The continuance will allow for a second hearing to occur, given the number of stakeholders and interested parties, coupled with the challenges of scheduling during the holiday season, to provide enough opportunity for public comment.

Date of intended adoption: Not earlier than February 4, 2014
(Note: This is NOT the effective date)

Submit written comments to:

Name: DSHS Rules Coordinator
Address: PO Box 45850, Olympia WA 98504-5850
1115 Washington Street SE, Olympia WA 98504
e-mail: DSHSRPAURulesCoordinator@dshs.wa.gov
fax: (360)664-6185

by (date): 5 p.m. on February 4, 2014

Assistance for persons with disabilities:

Contact Jennisha Johnson, DSHS Rules Consultant by January 22, 2014
TTY (360) 664-6178 or (360) 664-6094
Or by email at johnsjl4@dshs.wa.gov

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

T The department is amending these rules to comply with, and be consistent with, two newly-passed state laws – Senate Bill 5077 Gender-Neutral Terms and Senate Bill 5510 Vulnerable Adults-Abuse.

Reasons supporting proposal: See above

Statutory authority for adoption:

Chapter 18.51 and 74.42 RCW

Statute being implemented:

Chapter 18.51 and 74.42 RCW

Is rule necessary because of a:

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

DATE

December 20, 2013

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: December 20, 2013

TIME: 3:26 PM

WSR 14-02-030

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

None

Name of proponent: (person or organization) Department of Social and Health Services

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Sandy Robertson	P.O. Box 45600, Olympia WA 98513	(360) 725-3204
Implementation.... Irene Owens	P.O. Box 45600, Olympia WA 98513	(360) 725-2489
Enforcement..... Lori Melchiori	P.O. Box 45600, Olympia WA 98513	(360) 725-2404

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 (3), a SBEIS is not required for rules adopting or incorporating, by reference without material change, Washington state statutes or federal statutes or regulations.

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), a CBA is not required for rules adopting or incorporating, by reference without material change, Washington state statutes or federal statutes or regulations.