



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

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STATE OF WASHINGTON
FILED

DATE: June 05, 2018

TIME: 2:36 PM

WSR 18-12-100

Agency: Department of Social and Health Services, Aging and Long-Term Supports Administration

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: The department is creating new sections and amending existing sections in chapter 388-106 WAC in order to increase the maximum service limit to match the limit available under Community First Choice (CFC) Community Transition Services (CTS) and to expand the definition of the service to ensure continuity of services after the conclusion of the Washington Roads program when funding for the state-only funded program ends.

Citation of rules affected by this order:

New: WAC 388-106-0960, WAC 388-106-0965
 Repealed: None
 Amended: WAC 388-106-0950, WAC 388-106-0955
 Suspended: None

Statutory authority for adoption: RCW 74.08.090

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 18-08-049 on March 29, 2018 (date).
 Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Web site:
- Other:

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	<u>2</u>	Amended	<u>2</u>	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	___	Amended	___	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	___	Repealed	___
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The number of sections adopted using:

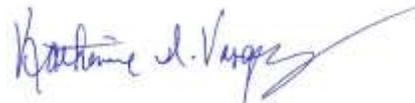
Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	<u>2</u>	Amended	<u>2</u>	Repealed	___

Date Adopted: June 4, 2018

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature:



AMENDATORY SECTION (Amending WSR 05-11-082, filed 5/17/05, effective 6/17/05)

WAC 388-106-0950 ~~What services may I receive under ((the residential care discharge allowance))~~ community transition or sustainability services? ~~((The residential care discharge allowance is a one-time payment used))~~ Community transition or sustainability services are nonrecurring setup items or services necessary to ((help)) assist you to establish ((or)), resume ((living in)), or stabilize your ((own)) home or community-based residential setting. ((You may receive up to eight hundred and sixteen dollars to cover necessary equipment, remodeling, rent, and utilities)) Community transition or sustainability services may include, but are not limited to:

(1) Security deposits that are required to lease an apartment or home, including first month's rent.

(2) Activities to assess need, arrange for, and procure necessary household furnishings.

(3) Setup fees or deposits for utilities, including telephone, electricity, heating, water, and garbage.

(4) Services necessary for your health and safety such as pest eradication and nonrecurring extreme cleaning.

(5) Moving expenses.

AMENDATORY SECTION (Amending WSR 15-03-038, filed 1/12/15, effective 2/12/15)

WAC 388-106-0955 ~~Am I eligible for ((residential care discharge allowance))~~ community transition or sustainability services? You ~~((are))~~ may be eligible for ((a residential discharge allowance)) community transition or sustainability services if you:

(1) Meet eligibility criteria to receive long-term ((care)) services and supports from home and community services;

(2) Are ((being discharged)) transitioning to the community from a hospital, nursing facility, ((a)) licensed assisted living facility, enhanced services facility, or adult family home ((to your own home)), or are living in the community and need stabilization services to remain there; and

(3) Do not have other programs, services, or resources to assist you with these costs; and

~~((4))~~ (a) Have needs beyond what is covered under ((the)) community transition services (under ((COPES)) community first choice) ((-)); or

(b) Are not eligible for community transition services (under community first choice).

NEW SECTION

WAC 388-106-0960 ~~Are there limits to the community transition or sustainability services I may receive?~~ Community transition or sustainability services:

- (1) Do not include recreational or entertainment items, such as a television, cable, or a DVD player;
- (2) Do not include room and board; and
- (3) May not exceed eight hundred fifty dollars per transition or occurrence of instability that threatens the loss of your home in the community.

NEW SECTION

WAC 388-106-0965 Are there waiting lists for community transition or sustainability services? There are no waiting lists for community transition or sustainability services. Instead of waiting lists, the department may revise rules to reduce the type of available services, the number of individuals served, or maximum rate, in order to stay within the legislative appropriation.