



STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
Aging and Long-Term Support Administration
PO Box 45600, Olympia, WA 98504-5600

October 6, 2017

AL TSA: CCRSS #2017-008
CR-101 FILED TO PROPOSE AMENDING SECTIONS
TO CHAPTER 388-101 WAC

Dear Certified Community Residential Services and Supports Provider:

The department is proposing to amend sections in chapter 388-101 WAC for Certified Community Residential Services and Supports related to the definition of “willful”. The CR-101 document was recently filed with the Office of the Code Reviser.

The department is amending WAC 388-101-3000 to strike the term “willful” from the definition list. This is the result of an order by the Division III Court of Appeals in *Crosswhite v. DSHS*, invalidating the current definition of “willful”.

The department is also amending the definition of “financial exploitation” as the reference to [RCW 74.34.020\(6\)](#) is incorrect.

The CR-101 document (WSR 17-19-102) can be found at the Aging and Long Term Services Administration (AL TSA) internet website at <https://www.dshs.wa.gov/altsa/residential-care-services/information-certified-community-residential-services-and-supports-providers> under “CCRSS Rule Filings”.

The department’s purpose in filing the CR-101 is to add, appeal or amend sections to Chapter 388-101 WAC.

- These rules are required by federal or state law or required to maintain federally delegated or authorized programs.

For rule making questions, please contact Claudia Baetge, Long Term Care Policy Program Manager, at (360) 725-2589 or claudia.baetge@dshs.wa.gov.

Sincerely,

Candace Goehring, Director
Residential Care Services

“Transforming Lives”