



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

November 3, 2023

AL TSA: AFH #2023-037
AL TSA: ALF #2023-026
AL TSA: ESF #2023-023
AL TSA: NH #2023-037

WITHDREW AND REFILED CR-101 TO PROPOSE ADDING, AMENDING, OR REPEALING SECTIONS OF CHAPTER 388-76 WAC, CHAPTER 388-78A WAC, CHAPTER 388-107 WAC, AND CHAPTER 388-97 WAC SPECIFIC TO BACKGROUND CHECKS

Dear Administrator and Provider:

On September 1, 2023, the Department of Social and Health Services (department) withdrew CR-101's under WSR 18-17-159, WSR 18-17-175, and WSR 18-17-177. Previously, on July 22, 2022, the department withdrew CR-101 under WSR 18-17-178. These CR-101s were part of an ongoing background check rule-making project that started in November 2017. On October 6, 2023, the department consolidated the information and refiled a single CR-101 under [WSR 23-21-034](#), to propose adding, repealing, and amending sections of Chapter 388-76 WAC, Chapter 388-78A WAC, Chapter 388-107 WAC, and Chapter 388-97 WAC.

Throughout this rule-making project, the department has drafted these rules with internal and external stakeholders. The initial stakeholder meeting was held on November 3, 2017, and stakeholder feedback was received through November 30, 2017. The department continued adding, amending, and repealing the rules, and again the drafts were presented for internal and external stakeholder review from June 16, 2021, to July 14, 2021. The department has reviewed all recommendations and made changes accordingly when allowed.

The sections that were drafted with internal and external stakeholders are as follows:

- **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, and WAC 388-76-10181.
- **Chapter 388-78A WAC** "Assisted living facility licensing rules," including WAC 388-78A-2461, WAC 388-78A-2462, WAC 388-78A-2464, WAC 388-78A-24641, WAC 388-78A-24642, WAC 388-78A-2465, WAC 388-78A-2466, WAC 388-78A-2467, WAC 388-78A-2468, WAC 388-78A-24681, WAC 388-78A-2469, WAC 388-78A-2470, WAC 388-78A-24701, WAC 388-78A-2471.
- **Chapter 388-107 WAC** "Licensing requirements for enhanced services facilities," including, WAC 388-107-1205, WAC 388-107-1210, WAC 388-107-1215, WAC 388-107-1220, WAC 388-107-1230, WAC 388-107-1240, WAC 388-107-1250, WAC 388-107-1252, WAC 388-107-1260, WAC 388-107-1270, WAC 388-107-1280, WAC 388-107-1290, WAC 388-107-107-1300, WAC 388-107-1310.
- **Chapter 388-97 WAC** "Nursing homes." including WAC 388-97-1790, WAC 388-97-1800, and WAC 388-97-1820.

Dear Administrator and Provider: CR 101 Background Checks

November 3, 2023

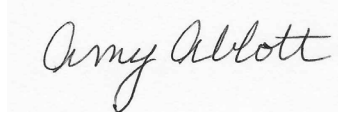
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- **Other related rules as may be required.**

For questions, please contact [Debra Hoeman](#), Policy Program Manager at 360-725-3210.

Thank you for your continued commitment to client health and safety.

Sincerely,

A handwritten signature in black ink that reads "Amy Abbott". The signature is written in a cursive style and is centered within a light gray rectangular box.

Amy Abbott, Director
Residential Care Services

DSHS: *"Transforming Lives"*