- WAC 388-78A-2853 New licenses and use of construction. The department will not issue an assisted living facility license unless:
  - (1) Construction review services:
- (a) Notifies the department that construction has been completed; and
  - (b) Provides the department:
- (i) A copy of the certificate of occupancy granted by the local building official;
  - (ii) A copy of the functional program; and
- (iii) A reduced copy of the approved floor plan indicating room numbers or names and the approved use; and
- (c) The state fire marshal has inspected and approved for fire life safety RCW 18.20.130.
- (2) Facilities will not use areas of new construction, as described in WAC 388-78A-2821, until one of the following events has occurred:
- (a) Construction review services has approved the construction, and the scope of work does not require inspection by DSHS for a licensing inspection, or office of the state fire marshal (OSFM). Examples of such projects include:
  - (i) Minor additions (sunroom, dining room, offices);
- (ii) New buildings without resident care space or critical systems;
  - (iii) Minor moving of walls in resident care spaces;
  - (iv) Major renovations in non-resident spaces; and
- (v) Phased construction projects not falling under subsection
  (3)(b)(ii) and (iii) of this section; or
- (b) Construction review services has recommended approval, and a DSHS inspection has approved the finished work, and the scope of work is for:
  - (i) Major alterations of resident spaces;
  - (ii) Alterations of significant scope;
  - (iii) Conversion of support spaces to resident rooms;
- (iv) Addition of licensed beds not previously reviewed and approved by construction review services;
  - (v) New resident care buildings (under existing license);
- (vi) New resident support spaces such as kitchens and secured outdoor areas; and
  - (vii) License type/contract care conversions; or
- (c) Construction review services has recommended approval, OSFM has inspected, and DSHS issues a license and the scope of the work is for:
  - (i) Buildings and areas supporting an initial facility license;
- (ii) Buildings and spaces seeking licensure after an expired license; or
  - (iii) Facility relocation.

[Statutory Authority: Chapters 18.20 and 74.39A RCW. WSR 20-02-104,  $\S$  388-78A-2853, filed 12/31/19, effective 1/31/20.]