
HOUSE BILL 2068

State of Washington

54th Legislature

1995 Regular Session

By Representative Reams

Read first time 03/06/95. Referred to Committee on Health Care.

1 AN ACT Relating to adult family homes; and amending RCW 70.128.060
2 and 70.128.130.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 70.128.060 and 1989 c 427 s 20 are each amended to
5 read as follows:

6 (1) An application for license shall be made to the department upon
7 forms provided by it and shall contain such information as the
8 department reasonably requires.

9 (2) The department shall issue a license to an adult family home if
10 the department finds that the applicant and the home are in compliance
11 with this chapter and the rules adopted under this chapter; and that
12 the applicant has no prior violations of this chapter relating to the
13 adult family home subject to the application or any other adult family
14 home, or of any other law regulating residential care facilities within
15 the past five years that resulted in revocation or nonrenewal of a
16 license.

17 (3) The department may not issue a license to an adult family home
18 unless the provider certifies or declares under oath that the provider
19 owns, and resides and is domiciled at, the adult family home for which

1 the license is issued, or certifies or declares his or her intent to so
2 own, reside, and be domiciled prior to the commencement of operation of
3 the adult family home. Failure of the provider to own, reside, or be
4 domiciled at the adult family home at any time is basis for immediate
5 suspension, pursuant to RCW 70.128.160, of the license issued under
6 this chapter.

7 (4) The license fee shall be submitted with the application.

8 ~~((+4))~~ (5) The department shall serve upon the applicant a copy of
9 the decision granting or denying an application for a license. An
10 applicant shall have the right to contest denial of his or her
11 application for a license as provided in chapter 34.05 RCW by
12 requesting a hearing in writing within ten days after receipt of the
13 notice of denial.

14 ~~((+5))~~ (6) A provider shall not be licensed for more than one
15 adult family home. Exceptions may be authorized by the department for
16 good cause, as defined in rule. The department shall submit to
17 appropriate committees of the legislature, by December 1, 1991, a
18 report on the number and type of good cause exceptions granted.

19 ~~((+6))~~ (7) The license fee shall be set at fifty dollars per year
20 for each home. A fifty dollar processing fee shall also be charged
21 each home when the home is initially licensed.

22 **Sec. 2.** RCW 70.128.130 and 1989 c 427 s 26 are each amended to
23 read as follows:

24 (1) Adult family homes shall be maintained internally and
25 externally in good repair and condition. Such homes shall have safe
26 and functioning systems for heating, cooling, hot and cold water,
27 electricity, plumbing, garbage disposal, sewage, cooking, laundry,
28 artificial and natural light, ventilation, and any other feature of the
29 home. Refuse, garbage, litter, or other debris or waste shall not be
30 allowed to accumulate in or about the adult family home.

31 (2) Adult family homes shall be maintained in a clean and sanitary
32 manner, including proper sewage disposal, food handling, and hygiene
33 practices. The adult family home shall be maintained or improved in a
34 manner that preserves, conserves, or reflects the immediate community
35 standards of the area or locality where the home is located.

36 (3) Adult family homes shall not be operated in such a manner or
37 situated in such a location as to cause an unreasonable increase in
38 vehicular traffic or an unreasonable increase in noise levels as

1 measured against the characteristics and attributes of the area prior
2 to establishment of the adult family home.

3 (4) Adult family homes shall receive commercial deliveries or
4 pickups only during weekday daylight hours and shall not receive or
5 make deliveries or pickups at any other times or days.

6 ~~((+3))~~ (5) Adult family homes shall develop a fire drill plan for
7 emergency evacuation of residents, shall have smoke detectors in each
8 bedroom where a resident is located, shall have fire extinguishers on
9 each floor of the home, and shall not keep nonambulatory patients above
10 the first floor of the home.

11 ~~((+4))~~ (6) Adult family homes shall have clean, functioning, and
12 safe household items and furnishings.

13 ~~((+5))~~ (7) Adult family homes shall provide a nutritious and
14 balanced diet and shall recognize residents' needs for special diets.

15 ~~((+6))~~ (8) Adult family homes shall establish health care
16 procedures for the care of residents including medication
17 administration and emergency medical care.

18 (a) Adult family home residents shall be permitted to self-
19 administer medications.

20 (b) Adult family home providers may administer medications and
21 deliver special care only to the extent that the provider is a licensed
22 health care professional for whom the administration of medications is
23 within the scope of practice under Washington law.

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