

**SHB 2361 - S AMD 542**

By Senators Zarelli and Fairley

ADOPTED 4/25/2009

1 On page 1, line 11, after "the client." insert the following:

2 "To the extent permitted under federal law, the provisions of this  
3 subsection shall not apply if the family member providing care is  
4 older than the client."

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6 On page 2, after line 15, insert the following:

7 "NEW SECTION. **Sec. 2.** A new section is added to chapter 74.39A  
8 RCW to read as follows:

9 (1) Beginning July 1, 2010, the department shall not pay a home  
10 care agency licensed under chapter 70.127 RCW for in-home personal  
11 care or respite services provided under this chapter, Title 71A RCW,  
12 or chapter 74.39 RCW if the home care agency does not verify agency  
13 employee hours by electronic time keeping.

14 (2) For purposes of this section, "electronic time keeping" means  
15 an electronic, verifiable method of recording an employee's presence  
16 in the client's home at the beginning and end of the employee's client  
17 visit workday."

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19 Renumber the sections consecutively and correct any internal  
20 references accordingly.

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25 On page 1, line 1 of the title, after "care", strike the remainder  
26 of the title and insert "; adding new sections to chapter 74.39A RCW;  
27 creating a new section; and declaring an emergency."

EFFECT: Exempts providers who are older than the family members they are caring for from the prohibition on agency home care reimbursement. As an alternative savings, requires agencies to verify employee work hours via electronic time keeping.

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