

Chapter 388-800 WAC

CHEMICAL DEPENDENCY ASSISTANCE PROGRAMS

WAC

<p>388-800-0020</p> <p>388-800-0025</p> <p>388-800-0030</p> <p>388-800-0035</p> <p>388-800-0040</p> <p>388-800-0045</p> <p>388-800-0048</p> <p>388-800-0110</p> <p>388-800-0115</p> <p>388-800-0120</p> <p>388-800-0130</p> <p>388-800-0135</p> <p>388-800-0140</p> <p>388-800-0145</p> <p>388-800-0150</p> <p>388-800-0155</p> <p>388-800-0160</p> <p>388-800-0165</p>	<p>What detoxification services will the department pay for?</p> <p>What information does the department use to decide if I am eligible for the detoxification program?</p> <p>Who is eligible for detoxification services?</p> <p>How long am I eligible to receive detoxification services?</p> <p>What is ADATSA?</p> <p>What services are offered by ADATSA?</p> <p>Who is eligible for ADATSA?</p> <p>What cash benefits am I eligible for through ADATSA if I am in residential treatment?</p> <p>What cash benefits can I receive through ADATSA if I am in outpatient treatment?</p> <p>As an eligible ADATSA client, when would I get state-funded medical assistance?</p> <p>What are ADATSA shelter services?</p> <p>When am I eligible for ADATSA shelter services?</p> <p>What incapacity criteria must I meet to be eligible for ADATSA shelter services?</p> <p>How does the department review my eligibility for ADATSA shelter services?</p> <p>Who is my protective payee?</p> <p>What are the responsibilities of my protective payee?</p> <p>What are the responsibilities of an intensive protective payee?</p> <p>What happens if my relationship with my protective payee ends?</p>	<p>80 [74.50.080]. 00-16-077, § 388-800-0065, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0345.</p> <p>388-800-0070</p> <p>388-800-0075</p> <p>388-800-0080</p> <p>388-800-0085</p> <p>388-800-0090</p> <p>388-800-0100</p> <p>388-800-0105</p> <p>388-800-0110</p> <p>388-800-0115</p> <p>388-800-0120</p> <p>388-800-0125</p> <p>388-800-0130</p> <p>388-800-0135</p> <p>388-800-0140</p> <p>388-800-0145</p> <p>388-800-0150</p> <p>388-800-0155</p> <p>388-800-0160</p> <p>388-800-0165</p>	<p>What happens after I am found eligible for ADATSA services? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0070, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.-090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0070, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0350.</p> <p>What criteria does the certified chemical dependency service provider use to plan my treatment? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0075, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.-080]. 00-16-077, § 388-800-0075, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0355.</p> <p>What are the time limits for receiving types of chemical dependency treatment through ADATSA? [Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0080, filed 7/28/00, effective 9/1/00.] Repealed by 03-02-079, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.50.080 and 2002 c 64.</p> <p>Do I have to contribute to the cost of residential treatment? [Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0085, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0360.</p> <p>What happens when I withdraw or am discharged from treatment? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0090, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.-090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0090, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0365.</p> <p>What are the groups that receive priority for ADATSA services? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0100, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.-090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0100, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0370.</p>
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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

<p>388-800-0005</p> <p>388-800-0050</p> <p>388-800-0055</p> <p>388-800-0057</p> <p>388-800-0060</p> <p>388-800-0065</p>	<p>What is the purpose of this chapter? [Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0005, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0300.</p> <p>When am I eligible for ADATSA treatment services? [Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0050, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0325.</p> <p>What clinical incapacity must I meet to be eligible for ADATSA treatment services? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0055, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0055, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0330.</p> <p>Will I still be eligible for ADATSA outpatient services if I abstain from using alcohol or drugs, become employed, or have a relapse? [Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0057, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0335.</p> <p>What is the role of the certified chemical dependency service provider in determining ADATSA eligibility? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0060, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0060, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0340.</p> <p>What are the responsibilities of the certified chemical dependency service provider in determining eligibility? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0065, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.090, 74.50.-</p>	<p>388-800-0070</p> <p>388-800-0075</p> <p>388-800-0080</p> <p>388-800-0085</p> <p>388-800-0090</p> <p>388-800-0100</p> <p>388-800-0105</p> <p>388-800-0110</p> <p>388-800-0115</p> <p>388-800-0120</p> <p>388-800-0125</p> <p>388-800-0130</p> <p>388-800-0135</p> <p>388-800-0140</p> <p>388-800-0145</p> <p>388-800-0150</p> <p>388-800-0155</p> <p>388-800-0160</p> <p>388-800-0165</p>	<p>80 [74.50.080]. 00-16-077, § 388-800-0065, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0345.</p> <p>What happens after I am found eligible for ADATSA services? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0070, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.-090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0070, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0350.</p> <p>What criteria does the certified chemical dependency service provider use to plan my treatment? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0075, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.-080]. 00-16-077, § 388-800-0075, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0355.</p> <p>What are the time limits for receiving types of chemical dependency treatment through ADATSA? [Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0080, filed 7/28/00, effective 9/1/00.] Repealed by 03-02-079, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.50.080 and 2002 c 64.</p> <p>Do I have to contribute to the cost of residential treatment? [Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0085, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0360.</p> <p>What happens when I withdraw or am discharged from treatment? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0090, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.-090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0090, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0365.</p> <p>What are the groups that receive priority for ADATSA services? [Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0100, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.-090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0100, filed 7/28/00, effective 9/1/00.] Decodified by 11-22-051, filed 10/31/11, effective 10/31/11. Recodified as WAC 182-508-0370.</p>
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WAC 388-800-0020 What detoxification services will the department pay for? (1) The department only pays for services that are:

- (a) Provided to eligible persons (see WAC 388-800-0030);
- (b) Directly related to detoxification; and
- (c) Performed by a certified detoxification center or by a general hospital that has a contract with the department to provide detoxification services.

(2) The department limits on paying for detoxification services are:

- (a) Three days for an acute alcoholic condition; or
- (b) Five days for acute drug addiction.

(3) The department only pays for detoxification services when notified within ten working days of the date detoxification began and all eligibility factors are met.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0020, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0025 What information does the department use to decide if I am eligible for the detoxification program? (1) The department uses the information you provide on the department's application form to determine if you are eligible for the detoxification program.

(2) The department may require an interview, documents or other verification if the department has questions about or needs to confirm the information you provided on your application.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0025, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0030 Who is eligible for detoxification services? (1) You are eligible for detoxification services if you:

(a) Receive benefits from temporary aid for needy families (TANF), general assistance unemployable (GAU), a medical assistance program, or Supplemental Security Income (SSI); or

(b) Do not have a combined nonexempt income and/or resources that exceed the payment standards for TANF.

(2) To determine your financial eligibility for the detoxification program the department deducts or exempts the following:

- (a) A home;
- (b) Household furnishings and personal clothing essential for daily living;
- (c) Other personal property used to reduce need for assistance or for rehabilitation;
- (d) A used and useful automobile;
- (e) Mandatory expenses of employment;
- (f) Total income and resources of a noninstitutionalized SSI beneficiary;
- (g) Support payments paid under a court order; and
- (h) Payments to a wage earner plan specified by a court in bankruptcy proceedings, or previously contracted major household repairs, when failure to make such payments will result in garnishment of wages or loss of employment.

(3) The following resources are not exempt:

- (a) Cash;
- (b) Marketable securities; and
- (c) Any other resource not specifically exempted that can be converted to cash.

(4) If you receive detoxification services you shall not incur a deductible as a factor of eligibility for the covered period of detoxification.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0030, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0035 How long am I eligible to receive detoxification services? You are eligible for detoxification services from the date detoxification begins through the end of the month in which you complete the detoxification.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0035, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0040 What is ADATSA? (1) ADATSA stands for the Alcohol and Drug Addiction Treatment and

[Ch. 388-800 WAC—p. 2]

Support Act which is a legislative enactment providing state-financed treatment and support to chemically dependent indigent persons.

(2) ADATSA provides eligible people with:

(a) Treatment if you are chemically dependent and would benefit from it; or

(b) A program of shelter services if you are chemically dependent and your chemical dependency has resulted in incapacitating physiological or cognitive impairments.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0040, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0045 What services are offered by ADATSA? If you qualify for the ADATSA program you may be eligible for:

(1) Alcohol/drug treatment services and support described under WAC-388-800-0080.

(2) Shelter services as described under WAC 388-800-0130.

(3) Medical care services as described under WAC 388-556-0500, 388-501-0060, and 388-501-0065.

[Statutory Authority: RCW 74.04.050, 74.08.090, 74.09.530, and 74.09.-700. 06-24-036, § 388-800-0045, filed 11/30/06, effective 1/1/07. Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0045, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0045, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0048 Who is eligible for ADATSA? To be eligible for ADATSA services you must:

- (1) Be eighteen years of age or older;
- (2) Be a resident of Washington as defined in WAC 388-468-0005;

(3) Meet citizenship requirements as described in WAC 388-424-0015(3).

(4) Provide your Social Security number; and

(5) Meet the same income and resource criteria for the GA-U program; OR be receiving federal assistance under SSI or TANF.

[Statutory Authority: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090. 04-15-057, § 388-800-0048, filed 7/13/04, effective 8/13/04. Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0048, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0110 What cash benefits am I eligible for through ADATSA if I am in residential treatment? When you are in ADATSA residential treatment and are below the department payment standard for clothing and personal incidentals (CPI) you may be eligible to receive CPI.

[Statutory Authority: RCW 74.50.080 and 2002 c 64. 03-02-079, § 388-800-0110, filed 12/30/02, effective 1/30/03. Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0110, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0115 What cash benefits can I receive through ADATSA if I am in outpatient treatment? When you are in ADATSA outpatient treatment, you may be eligible for a treatment living allowance for housing and other living expenses.

(1) Your living allowance maximum amount will be based on the current ADATSA payment standard as provided under WAC 388-478-0030.

(2) Your outpatient provider will act as your protective payee and administer your living allowance.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0115, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0120 As an eligible ADATSA client, when would I get state-funded medical assistance? You are eligible for state-funded medical assistance when you are in one of the following situations:

(1) You meet the requirements in WAC 388-800-0048 and are waiting to receive ADATSA treatment services;

(2) When you are participating in ADATSA residential or outpatient treatment;

(3) You choose opiate dependency (methadone maintenance) chemical dependency treatment services instead of other ADATSA treatment, but only if these treatment services are from a state-approved, publicly funded opiate dependency/methadone maintenance program; or

(4) You meet the requirements of WAC 388-800-0135, for shelter services but choose not to receive shelter assistance.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0120, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0130 What are ADATSA shelter services? (1) Your shelter assistance in independent housing consists of a monthly shelter assistance payment through an intensive protective payee defined under WAC 388-800-0160; and

(2) You continue to receive benefits for ADATSA shelter if you request a fair hearing within the advance notice period before termination is to occur.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0130, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0135 When am I eligible for ADATSA shelter services? You are eligible for ADATSA shelter services when you meet the:

(1) Financial eligibility criteria in WAC 388-800-0040; and

(2) Incapacity eligibility criteria in WAC 388-800-0140.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0135, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0140 What incapacity criteria must I meet to be eligible for ADATSA shelter services? You are eligible for ADATSA shelter services when you:

(1) Are actively addicted, meaning having used alcohol or drugs within the sixty-day period immediately preceding the latest assessment center evaluation, as determined by the ADATSA/Adult assessment center; and

(2) Have resulting physiological or organic damage, or have resulting cognitive impairment not expected to dissipate within sixty days of sobriety or detoxification, which either:

(a) Limits your functioning because of physiological or organic damage that result in a significant restriction on ability to perform work activities, or

(b) At least a moderate impairment of your ability to understand, remember, and follow complex instructions; and

(c) An overall moderate impairment in your ability to:

(i) Learn new tasks;

(ii) Exercise judgment;

(iii) Make decisions, and

(iv) Perform routine tasks without undue supervision.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0140, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0145 How does the department review my eligibility for ADATSA shelter services? The department:

(1) Redetermines your incapacity and financial and medical eligibility for ADATSA shelter every six months or more often; and

(2) Provides you adequate and advance notice of adverse action.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0145, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0150 Who is my protective payee? Your protective payee is either:

(1) Your outpatient treatment provider while in ADATSA treatment; or

(2) An agency under contract with the department to provide you with intensive protective payee services if you are an ADATSA shelter client.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0150, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0155 What are the responsibilities of my protective payee? Your protective payee:

(1) Has the authority and responsibility to make decisions about the expenditure of your outpatient treatment stipends;

(2) Encourages you to participate in the decision-making process. The amount of decision making the protective payee allows you depends upon the level of responsibility you demonstrate; and

(3) Disburses funds to meet your basic needs of shelter, utilities, food, clothing, and personal incidentals.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0155, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0160 What are the responsibilities of an intensive protective payee? If you are receiving shelter services, your intensive protective payee provides you with case management services including, but not be limited to:

(1) Disbursing payment for shelter and utilities, such as a check directly to the landlord, mortgage company, utility company, etc.;

(2) Directing payment to vendors directly for goods or services provided to you including personal and incidental expenses.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0160, filed 7/28/00, effective 9/1/00.]

WAC 388-800-0165 What happens if my relationship with my protective payee ends? If the relationship with your protective payee is terminated for any reason, the protective payee shall return any remaining funds to the department or its designee.

[Statutory Authority: RCW 74.08.090, 74.50.80 [74.50.080]. 00-16-077, § 388-800-0165, filed 7/28/00, effective 9/1/00.]