

CERTIFICATION OF ENROLLMENT

ENGROSSED HOUSE BILL 2185

Chapter 411, Laws of 2005

59th Legislature
2005 Regular Session

INDUSTRIAL INSURANCE--RESIDENCE MODIFICATIONS

EFFECTIVE DATE: 7/24/05

Passed by the House April 19, 2005
Yeas 98 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 13, 2005
Yeas 44 Nays 0

BRAD OWEN

President of the Senate

Approved May 11, 2005.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED HOUSE BILL 2185** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

May 11, 2005 - 2:20 p.m.

**Secretary of State
State of Washington**

ENGROSSED HOUSE BILL 2185

AS AMENDED BY THE SENATE

Passed Legislature - 2005 Regular Session

State of Washington **59th Legislature** **2005 Regular Session**

By Representatives Newhouse, Conway and Condotta

Read first time 02/22/2005. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to residence modifications for injured workers; and
2 adding a new section to chapter 51.36 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 51.36 RCW
5 to read as follows:

6 (1) The legislature finds that there is a need to clarify the
7 process and standards under which the department provides residence
8 modification assistance to workers who have sustained catastrophic
9 injury.

10 (2) The director shall adopt rules that take effect no later than
11 nine months after the effective date of this section to establish
12 guidelines and processes for residence modification pursuant to RCW
13 51.36.020(7).

14 (3) In developing rules under this section, the director shall
15 consult with interested persons, including persons with expertise in
16 the rehabilitation of catastrophically disabled individuals and
17 modifications for adaptive housing.

18 (4) These rules must address at least the following:

1 (a) The process for a catastrophically injured worker to access the
2 residence modification benefits provided by RCW 51.36.020; and

3 (b) How the department may address the needs and preferences of the
4 individual worker on a case-by-case basis taking into account
5 information provided by the injured worker. For purposes of
6 determining the needs and requirements of the worker under RCW
7 51.36.020, including whether a modification is medically necessary, the
8 department must consider all available information regarding the
9 medical condition and physical restrictions of the injured worker,
10 including the opinion of the worker's attending health services
11 provider.

12 (5) The rules should be based upon nationally accepted guidelines
13 and publications addressing adaptive residential housing. The
14 department must consider the guidelines established by the United
15 States department of veterans affairs in their publication entitled
16 "Handbook for Design: Specially Adapted Housing," and the
17 recommendations published in "The Accessible Housing Design File" by
18 Barrier Free Environments, Inc.

19 (6) In developing rules under this section, the director shall
20 consult with other persons with an interest in improving standards for
21 adaptive housing.

22 (7) The director shall report by December 2007 to the appropriate
23 committees of the legislature on the rules adopted under this section.

Passed by the House April 19, 2005.

Passed by the Senate April 13, 2005.

Approved by the Governor May 11, 2005.

Filed in Office of Secretary of State May 11, 2005.