
SUBSTITUTE SENATE BILL 6682

State of Washington

60th Legislature

2008 Regular Session

By Senate Health & Long-Term Care (originally sponsored by Senators Kohl-Welles, Brandland, Keiser, Franklin, Hargrove, McAuliffe, and Shin)

READ FIRST TIME 02/08/08.

1 AN ACT Relating to providing background checks to home care
2 agencies; and adding new sections to chapter 43.20A 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 43.20A RCW
5 to read as follows:

6 (1) At the request of a home care, home health, or hospice agency
7 licensed under chapter 70.127 RCW unless otherwise prohibited by law,
8 the department shall provide information in the possession of the
9 department's background check central unit stating whether a home care
10 aide, home health care aide, or applicant is the subject of the
11 following:

12 (a) A civil adjudication proceeding finding of, or upholding an
13 agency finding of, domestic violence, abuse, sexual abuse, neglect,
14 abandonment, exploitation, financial exploitation, or misappropriation
15 of resident funds or property, under any applicable chapter including
16 but not limited to chapters 13.34, 18.51, 18.130, 26.44, 26.50, 74.34,
17 and 74.42 RCW, or rules adopted under these or other applicable
18 chapters;

1 (b) A final finding by adult protective services, resident
2 protection, or supported living program; or

3 (c) A final finding by child protective services.

4 (2) The department shall provide the requested information with
5 reasonable promptness, and may charge a reasonable fee for the costs of
6 this service.

7 (3) The department may adopt rules to implement this section.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.20A RCW
9 to read as follows:

10 Unless permitted by law, or an authorized written release is
11 provided, the department shall not release substantive information
12 about the nature of the civil adjudication proceedings findings.

--- END ---