
HOUSE BILL 1130

State of Washington

69th Legislature

2025 Regular Session

By Representatives Farivar, Couture, Leavitt, Taylor, and Reed

Prefiled 12/23/24.

1 AN ACT Relating to utilization of developmental disabilities
2 waivers; adding a new section to chapter 71A.10 RCW; and creating a
3 new section.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that resources to
6 support people with developmental disabilities are limited and many
7 are in dire need of support. Enrollment into and receipt of
8 developmental disabilities administration home and community-based
9 services and supports can prevent traumatic and expensive hospital
10 stays and institutionalization as well as harm in communities leading
11 to incarceration. The legislature recognizes that until the state can
12 achieve a system capable of providing help as soon as help is needed
13 for all individuals with developmental disabilities, it is imperative
14 to strategically intervene at times of crisis so that populations for
15 which intervention is most critical are served without delay.
16 Therefore, the legislature intends to provide a clear prioritization
17 of populations most in need for developmental disabilities services
18 and supports.

19 NEW SECTION. **Sec. 2.** A new section is added to chapter 71A.10
20 RCW to read as follows:

1 (1) When enrolling eligible clients in open home and community-
2 based services waiver slots and for the purposes of determining
3 access to specific waiver services, to the extent consistent with
4 federal law and federal funding requirements, the administration
5 shall prioritize clients in the following populations:

6 (a) Persons who are age 45 and older;

7 (b) Persons who, within the previous six months, have remained in
8 a hospital without a safe discharge plan;

9 (c) Persons who meet the criteria outlined in RCW 71A.12.370;

10 (d) Persons who are discharging from institutional settings
11 including residential habilitation centers and state hospitals;

12 (e) Persons the administration has determined to be in immediate
13 risk of admission to an intermediate care facility due to unmet
14 health and welfare needs;

15 (f) Persons who have been found incompetent to stand trial in a
16 criminal matter due to a developmental disability; and

17 (g) Persons eligible for services under RCW 71A.12.090.

18 (2) The administration shall align its rules to provide for the
19 prioritization for waiver slots and services for the populations
20 identified in subsection (1) of this section.

21 (3) The administration shall routinely collect data on the
22 following items related to home and community-based services waivers
23 and make the data publicly available on the administration's website:

24 (a) The number of people enrolled in each waiver;

25 (b) The capacity and waitlist, if any, for each waiver, including
26 the number of people from the prioritized populations identified in
27 subsection (1) of this section who are on a waitlist for waiver
28 enrollment;

29 (c) The number of people from the prioritized populations
30 identified in subsection (1) of this section that have been enrolled
31 on each waiver since the last report;

32 (d) Any requests for waiver services that have not been fulfilled
33 and the reason the request has not been fulfilled; and

34 (e) Any unfulfilled requests for waiver services from the
35 prioritized populations identified in subsection (1) of this section,
36 including the type of service and the reason the request has not been
37 fulfilled.

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