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HOUSE BILL 2505

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State of Washington

69th Legislature

2026 Regular Session

**By** Representatives Eslick, Dent, Reeves, Leavitt, and Fosse; by request of Department of Social and Health Services

Read first time 01/15/26. Referred to Committee on Health Care & Wellness.

1 AN ACT Relating to exempting certain former foster care providers  
2 from adult family home licensure; and amending RCW 70.128.030.

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

4 **Sec. 1.** RCW 70.128.030 and 2025 c 108 s 1 are each amended to  
5 read as follows:

6 (1) The following residential facilities ~~((shall be))~~ are exempt  
7 from the operation of this chapter:

8 ~~((1))~~ (a) Nursing homes licensed under chapter 18.51 RCW;

9 ~~((2))~~ (b) Assisted living facilities licensed under chapter  
10 18.20 RCW;

11 ~~((3))~~ (c) Facilities approved and certified under chapter  
12 71A.22 RCW;

13 ~~((4))~~ (d) Residential treatment centers for individuals with  
14 mental illness licensed under chapter 71.24 RCW;

15 ~~((5))~~ (e) Hospitals licensed under chapter 70.41 RCW;

16 ~~((6))~~ (f) Homes for individuals with developmental disabilities  
17 licensed under chapter 74.15 RCW; and

18 ~~((7))~~ (g) A medical foster home, as defined in 38 C.F.R. 17.73,  
19 that is under the oversight and annually reviewed by the United  
20 States department of veterans affairs in which care is provided  
21 exclusively to three or fewer veterans, and its caregivers are in

1 compliance with applicable state laws including any required  
2 training, certification, and background checks.

3 (2) The following individuals are exempt from the operation of  
4 this chapter:

5 (a) An individual who has or had an active license to operate as  
6 a foster family home, as defined in RCW 74.15.020, for at least three  
7 years and:

8 (i) Had provided personal care services, as defined in RCW  
9 74.39A.009, for the former foster youth in the individual's care for  
10 at least three years on the date the youth exited foster care;

11 (ii) The only unrelated adults the individual provides personal  
12 care to in the home are the former foster youth or youths in (a)(i)  
13 of this subsection;

14 (iii) Does not have any founded or substantiated findings by  
15 child protective services; and

16 (iv) Is not the subject of a pending adverse licensing action  
17 under RCW 74.15.130 at the time the youth in their care exits the  
18 foster care system; and

19 (b) An individual who is or has previously been approved by the  
20 department of children, youth, and families for a child-specific  
21 license under RCW 74.15.125 and:

22 (i) The only unrelated adults the individual is providing  
23 personal care to in the home are the former foster youth or youths  
24 for whom the individual received the child-specific license;

25 (ii) Does not have any founded or substantiated findings by child  
26 protective services or adult protective services; and

27 (iii) Is not the subject of a pending adverse licensing action  
28 under RCW 74.15.130 at the time the youth in their care exits the  
29 foster care system.

30 (3) The department may establish rules to implement subsection  
31 (2) of this section.

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