

WAC 388-78A-2820 Building requirements and exemptions. (1) To get a building approved for licensing, a person must:

(a) Design plans according to the building code, local codes and ordinances, and this chapter;

(b) Submit construction documents, including any change orders and addenda to:

(i) Construction review services per WAC 388-78A-2850 and include:

(A) A minimum of two sets of final construction drawings complying with the requirements of this chapter, stamped by a Washington state licensed architect or engineer; and

(B) A functional program description; and

(ii) Local county or municipal building departments per local codes to obtain necessary building permits.

(c) Conform to the approved construction documents during construction in accordance with chapter 18.20 RCW;

(d) Obtain written approval from construction review services prior to deviating from approved construction documents;

(e) Provide construction review services with a:

(i) Written notice of completion date;

(ii) Copy of reduced floor plan(s); and

(iii) Copy of certificate of occupancy issued by the local building department; and

(f) Obtain authorization from the department prior to providing assisted living facility services in the new construction area.

(2) The department may exempt the assisted living facility from meeting a specific requirement related to the physical environment if the department determines the exemption will not:

(a) Jeopardize the health or safety of residents;

(b) Adversely affect the residents' quality of life; or

(c) Change the fundamental nature of the assisted living facility operation into something other than an assisted living facility.

(3) An assisted living facility wishing to request an exemption must submit a written request to the department, including:

(a) A description of the requested exemption; and

(b) The specific WAC requirement for which the exemption is sought.

(4) The assisted living facility may not appeal the department's denial of a request for an exemption.

(5) The assisted living facility must retain a copy of each approved exemption in the assisted living facility.

[Statutory Authority: Chapter 18.20 RCW. WSR 13-13-063, § 388-78A-2820, filed 6/18/13, effective 7/19/13. Statutory Authority: RCW 18.20.090 (2004 c 142 § 19) and chapter 18.20 RCW. WSR 04-16-065, § 388-78A-2820, filed 7/30/04, effective 9/1/04.]