

WSR 21-12-060  
PERMANENT RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Developmental Disabilities Administration)  
[Filed May 27, 2021, 9:37 a.m., effective June 27, 2021]

Effective Date of Rule: Thirty-one days after filing.

Purpose: These amendments add several providers to the scope of WAC 388-829-0005:

- Children's state-operated living alternative providers;
- Overnight planned respite services providers;
- Group training home providers; and
- Stabilization, assessment, and intervention facility (SAIF) providers.

These amendments also replace "community crisis stabilization services" with the program's new name, "intensive habilitation services for children."

With the exception of SAIF, which is a new provider type, all of the other providers were already beholden to chapter 388-829 WAC by program-specific rules.

Citation of Rules Affected by this Order: Amending WAC 388-829-0005.

Statutory Authority for Adoption: RCW 71A.12.030.

Other Authority: RCW 74.39A.074, 74.39A.341, 18.88B.041.

Adopted under notice filed as WSR 21-07-099 on March 22, 2021.

A final cost-benefit analysis is available by contacting Chantelle Diaz, P.O. Box 45310, Olympia, WA 98504-5310, fax 360-407-0955, TTY 1-800-833-6388, email Chantelle.Diaz@dshs.wa.gov.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: May 27, 2021.

Donald Clintsman  
Acting Secretary

SHS-4854.2

AMENDATORY SECTION (Amending WSR 18-18-020, filed 8/24/18, effective 9/24/18)

**WAC 388-829-0005 Who do the training requirements in this chapter apply to?** (1) The training requirements in this chapter apply to:

- (a) Community residential service businesses under RCW 74.39A.009;
  - (b) Alternative living providers under chapter 388-829A WAC;
  - (c) ~~((Community crisis stabilization services providers under chapter 388-833 WAC; and~~
  - ~~(d-))~~ Companion home providers under chapter 388-829C WAC;
  - (d) Intensive habilitation services for children providers under chapter 388-833 WAC;
  - (e) Overnight planned respite service providers;
  - (f) Stabilization, assessment, and intervention facility providers;
  - (g) State-operated living alternatives for adults; and
  - (h) State-operated living alternatives for children.
- (2) Under this chapter, the term "service provider" includes:
- ~~(a) ((Supported living service providers;~~
  - ~~(b) State-operated living alternatives;~~
  - ~~(c) DDA group homes;~~
  - ~~(d) Licensed staffed residential homes;~~
  - ~~(e-))~~ Alternative living providers;
  - ~~((f) Community crisis stabilization services for children; and~~
  - ~~(g-))~~ (b) Companion home providers;
  - (c) DDA group homes;
  - (d) Group training homes;
  - (e) Intensive habilitation services for children;
  - (f) Licensed staffed residential homes;
  - (g) Overnight planned respite service providers;
  - (h) Stabilization, assessment, and intervention facility providers;
  - (i) State-operated living alternatives for adults;
  - (j) State-operated living alternatives for children; and
  - (k) Supported living service providers.

(3) A DDA group home licensed as an adult family home or assisted living facility must meet the training requirements in this chapter and the home care aide certification requirements under chapter 388-112A WAC.

(4) All other service providers listed in subsection (2) of this section (~~must meet the training requirements in this chapter but~~) are exempt from home care aide certification through the department of health.

[Statutory Authority: RCW 71A.12.030 and RCW 74.39A.009. WSR 18-18-020, § 388-829-0005, filed 8/24/18, effective 9/24/18. Statutory Authority: RCW 71A.12.030, 74.39A.074, 74.39A.341, 74.39A.351, and 18.88B.041. WSR 17-14-090, § 388-829-0005, filed 6/30/17, effective 8/1/17. Statutory Authority: RCW 71A.12.030, 71A.12.120, and chapter 74.39A RCW. WSR 15-20-045, § 388-829-0005, filed 9/29/15, effective 1/1/16.]