

WSR 22-07-064
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Aging and Long-Term Support Administration)
[Filed March 17, 2022, 12:07 p.m.]

Subject of Possible Rule Making: The department was granted rule-making authority in ESHB 1120 in 2021, chapter 203, Laws of 2021, and is therefore pursuing regular rule making, as a follow-up to implementation of emergency rules, to reinstate the fingerprinting requirement for providers that was temporarily suspended by the governor's proclamation due to the public health emergency. The proposal also amends other rules in chapter 388-06 WAC to ensure they are consistent with one another and do not conflict with current background check rules in chapter 388-113 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.20A.710, 43.43.837, 74.08.090, 74.09.520, 74.39A.056; ESHB 1120, section 19, chapter 203, Laws of 2021.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Regular rule making, following an emergency WAC that was filed prior to the end of the proclamation to reduce future capacity issues for providers who need to complete fingerprinting, allows for public review and feedback from interested parties.

The department filed an emergency rule as WSR 22-06-074 on March 1 with an effective date of May 1.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of social and health services, developmental disabilities administration and residential care services division.

Process for Developing New Rule: Per statute changes in ESHB 1120 in 2021, chapter 203, Laws of 2021.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Angel Sullivan, P.O. Box 45600, Olympia, WA 98504-5600, phone 360-725-2495, fax 360-438-8633, TTY 1-800-833-6388, email angel.sullivan@dshs.wa.gov.

March 16, 2022
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