

WSR 25-15-105
EXPEDITED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Home and Community Living Administration)
(Developmental Disabilities Community Services)
[Filed July 17, 2025, 11:32 a.m.]

Title of Rule and Other Identifying Information: Chapter 388-825A WAC; amending WAC 388-825A-0040 How does an existing children's residential habilitation services, intensive habilitation services, or enhanced respite services provider obtain certification?

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Changes to existing WAC 388-825A-0040 to add the effective date of the chapter. The WAC currently states: WAC 388-825A-0040 How does an existing children's residential habilitation services, intensive habilitation services, or enhanced respite services provider obtain certification?

(1) For an existing children's residential habilitation services, intensive habilitation services, or enhanced respite services provider who delivered services before [enter effective date of chapter], the developmental disabilities administration will issue the provider a special preliminary certification. Remove "[enter effective date of chapter]" and change to "July 1, 2025."

Reasons Supporting Proposal: The department of social and health services (DSHS) inadvertently missed entering the effective date prior to permanent adoption.

Statutory Authority for Adoption: RCW 71A.12.030 and 34.05.353

(1) (c).

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: DSHS, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Lori Gianetto Bare, P.O. Box 45310, Olympia, WA 98504-5310, 360-407-1565.

This notice meets the following criteria to use the expedited adoption process for these rules:

Corrects typographical errors, makes address or name changes, or clarifies language of a rule without changing its effect.

Explanation of the Reason the Agency Believes the Expedited Rule-Making Process is Appropriate: Corrects an error, the date was inadvertently missed.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Rules Coordinator, DSHS, P.O. Box 45850, Olympia, WA 98504, phone 360-664-6185, email DSHSRPAURulesCoordinator@dshs.wa.gov, BEGINNING noon on July 17, 2025, AND RECEIVED BY 5:00 p.m. on September 23, 2025.

July 17, 2025
Katherine I. Vasquez
Rules Coordinator

SHS-5097.1

AMENDATORY SECTION (Amending WSR 25-11-087, filed 5/21/25, effective 7/1/25)

WAC 388-825A-0040 How does an existing children's residential habilitation services, intensive habilitation services, or enhanced respite services provider obtain certification? (1) For an existing children's residential habilitation services, intensive habilitation services, or enhanced respite services provider who delivered services before (~~{enter effective date of chapter}~~) July 1, 2025, DDA will issue the provider a special preliminary certification.

(2) For the existing children's residential habilitation services, intensive habilitation services, and enhanced respite services providers only:

(a) The special preliminary certification is valid no more than 12 months after the special preliminary certification is issued.

(b) Before the special preliminary certification expires, a provider must obtain regular certification. An initial certification is not required.

(c) A site visit is not required before DDA issues the special preliminary certification.