



RULE-MAKING ORDER

CR-103E (July 2011)
(Implements RCW 34.05.350)

Agency: Department of Social and Health Services, Aging and Long-Term Support Administration

Emergency Rule Only

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose:

The department is amending WAC 388-105-0005 "The daily medicaid payment rates for clients who have been assessed using the CARE tool and reside at an AFH or assisted living facility contracted to provide AL, ARC, or EARC services" in order to update the comprehensive assessment reporting evaluation (CARE) table found in rule to reflect the current daily rates.

Citation of existing rules affected by this order:

Repealed: None
 Amended: WAC 388-105-0005
 Suspended: None

Statutory authority for adoption: RCW 74.39A.030(3)(a)

Other authority:

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.
- That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal year 2009, 2010, 2011, 2012, or 2013, which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

Reasons for this finding: The daily medicaid payment rates changed effective July 1, 2017 with the new budget/fiscal year.

Date adopted:

July 25, 2017

NAME (TYPE OR PRINT)

Katherine Vasquez

SIGNATURE

TITLE

DSHS Rules Coordinator

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 25, 2017

TIME: 2:33 PM

WSR 17-16-065

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	<u>1</u>	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in the agency's own initiative:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	<u>1</u>	Repealed	_____

WAC 388-105-0005 The daily medicaid payment rates for clients who have been assessed using the CARE tool and reside at an AFH or assisted living facility contracted to provide AL, ARC, or EARC services. For contracted adult family homes (AFH) and assisted living facilities contracted to provide assisted living (AL), adult residential care (ARC), or enhanced adult residential care (EARC) services, the department pays the following daily rates for medicaid residents who have been assessed using the comprehensive assessment reporting evaluation (CARE) tool:

COMMUNITY RESIDENTIAL DAILY RATES FOR CLIENTS ASSESSED USING CARE					
KING COUNTY					
CARE CLASSIFICATION	AL Without Capital Add-on	AL With Capital Add-on	ARC	EARC	AFH
A Low	((\$67.22) <u>\$70.59</u>)	((\$72.64) <u>\$76.01</u>)	((\$47.67) <u>\$50.06</u>)	((\$47.67) <u>\$50.06</u>)	((\$52.47) <u>\$71.96</u>)
A Med	((\$72.74) <u>\$76.38</u>)	((\$78.16) <u>\$81.80</u>)	((\$54.03) <u>\$56.74</u>)	((\$54.03) <u>\$56.74</u>)	((\$59.36) <u>\$74.74</u>)
A High	((\$81.57) <u>\$85.66</u>)	((\$86.99) <u>\$91.08</u>)	((\$59.30) <u>\$62.27</u>)	((\$59.30) <u>\$62.27</u>)	((\$66.27) <u>\$81.23</u>)
B Low	((\$67.22) <u>\$70.59</u>)	((\$72.64) <u>\$76.01</u>)	((\$47.67) <u>\$50.06</u>)	((\$47.67) <u>\$50.06</u>)	((\$52.72) <u>\$73.40</u>)
B Med	((\$74.96) <u>\$78.72</u>)	((\$80.39) <u>\$84.14</u>)	((\$60.39) <u>\$63.42</u>)	((\$60.39) <u>\$63.42</u>)	((\$66.58) <u>\$79.78</u>)
B Med-High	((\$84.83) <u>\$89.08</u>)	((\$90.25) <u>\$94.50</u>)	((\$64.19) <u>\$67.41</u>)	((\$64.19) <u>\$67.41</u>)	((\$71.24) <u>\$86.56</u>)
B High	((\$89.28) <u>\$93.75</u>)	((\$94.70) <u>\$99.17</u>)	((\$73.31) <u>\$76.98</u>)	((\$73.31) <u>\$76.98</u>)	((\$81.27) <u>\$89.05</u>)
C Low	((\$72.74) <u>\$76.38</u>)	((\$78.16) <u>\$81.80</u>)	((\$54.03) <u>\$56.74</u>)	((\$54.03) <u>\$56.74</u>)	((\$59.36) <u>\$81.03</u>)
C Med	((\$81.57) <u>\$85.66</u>)	((\$86.99) <u>\$91.08</u>)	((\$67.70) <u>\$71.09</u>)	((\$67.70) <u>\$71.09</u>)	((\$75.43) <u>\$93.33</u>)
C Med-High	((\$101.43) <u>\$106.51</u>)	((\$106.85) <u>\$111.93</u>)	((\$90.09) <u>\$94.60</u>)	((\$90.09) <u>\$94.60</u>)	((\$98.41) <u>\$98.41</u>)
C High	((\$102.44) <u>\$107.57</u>)	((\$107.86) <u>\$112.99</u>)	((\$90.95) <u>\$95.51</u>)	((\$90.95) <u>\$95.51</u>)	\$99.76
D Low	((\$74.96) <u>\$78.72</u>)	((\$80.38) <u>\$84.14</u>)	((\$72.87) <u>\$76.52</u>)	((\$72.87) <u>\$76.52</u>)	((\$76.87) <u>\$86.46</u>)
D Med	((\$83.23) <u>\$87.40</u>)	((\$88.65) <u>\$92.82</u>)	((\$84.35) <u>\$88.58</u>)	((\$84.35) <u>\$88.58</u>)	((\$93.79) <u>\$95.25</u>)
D Med-High	((\$107.49) <u>\$112.88</u>)	((\$112.91) <u>\$118.30</u>)	((\$107.13) <u>\$112.50</u>)	((\$107.13) <u>\$112.50</u>)	\$112.59
D High	((\$115.79) <u>\$121.59</u>)	((\$121.21) <u>\$127.01</u>)	((\$115.79) <u>\$121.59</u>)	((\$115.79) <u>\$121.59</u>)	\$128.01
E Med	((\$139.84) <u>\$146.85</u>)	((\$145.26) <u>\$152.27</u>)	((\$139.84) <u>\$146.85</u>)	((\$139.84) <u>\$146.85</u>)	\$154.39
E High	((\$163.89) <u>\$172.10</u>)	((\$169.31) <u>\$177.52</u>)	((\$163.89) <u>\$172.10</u>)	((\$163.89) <u>\$172.10</u>)	\$180.80

COMMUNITY RESIDENTIAL DAILY RATES FOR CLIENTS ASSESSED USING CARE

METROPOLITAN COUNTIES*

CARE CLASSIFICATION	AL Without Capital Add-on	AL With Capital Add-on	ARC	EARC	AFH
A Low	((\$61.69) <u>\$64.78</u>)	((\$66.61) <u>\$69.70</u>)	((\$47.67) <u>\$50.06</u>)	((\$47.67) <u>\$50.06</u>)	((\$52.47) <u>\$70.78</u>)
A Med	((\$65.02) <u>\$68.28</u>)	((\$69.94) <u>\$73.20</u>)	((\$51.91) <u>\$54.51</u>)	((\$51.91) <u>\$54.51</u>)	((\$57.06) <u>\$73.49</u>)
A High	((\$79.37) <u>\$83.35</u>)	((\$84.29) <u>\$88.27</u>)	((\$56.56) <u>\$59.39</u>)	((\$56.56) <u>\$59.39</u>)	((\$62.80) <u>\$79.80</u>)
B Low	((\$61.69) <u>\$64.78</u>)	((\$66.61) <u>\$69.70</u>)	((\$47.67) <u>\$50.06</u>)	((\$47.67) <u>\$50.06</u>)	((\$52.72) <u>\$72.18</u>)
B Med	((\$70.52) <u>\$74.05</u>)	((\$75.44) <u>\$78.97</u>)	((\$57.22) <u>\$60.09</u>)	((\$57.22) <u>\$60.09</u>)	((\$63.11) <u>\$78.39</u>)
B Med-High	((\$79.83) <u>\$83.83</u>)	((\$84.75) <u>\$88.78</u>)	((\$60.81) <u>\$63.86</u>)	((\$60.81) <u>\$63.86</u>)	((\$67.59) <u>\$84.98</u>)
B High	((\$87.07) <u>\$91.43</u>)	((\$91.99) <u>\$96.35</u>)	((\$71.25) <u>\$74.82</u>)	((\$71.25) <u>\$74.82</u>)	((\$79.00) <u>\$87.41</u>)
C Low	((\$65.02) <u>\$68.28</u>)	((\$69.94) <u>\$73.20</u>)	((\$52.12) <u>\$54.73</u>)	((\$52.12) <u>\$54.73</u>)	((\$57.48) <u>\$79.61</u>)
C Med	((\$79.37) <u>\$83.35</u>)	((\$84.29) <u>\$88.27</u>)	((\$66.84) <u>\$70.19</u>)	((\$66.84) <u>\$70.19</u>)	((\$73.63) <u>\$91.57</u>)
C Med-High	((\$98.10) <u>\$103.01</u>)	((\$103.02) <u>\$107.93</u>)	((\$83.73) <u>\$87.92</u>)	((\$83.73) <u>\$87.92</u>)	((\$91.53) <u>\$93.63</u>)
C High	((\$99.09) <u>\$105.05</u>)	((\$104.01) <u>\$108.97</u>)	((\$89.04) <u>\$93.50</u>)	((\$89.04) <u>\$93.50</u>)	\$97.03
D Low	((\$70.52) <u>\$74.05</u>)	((\$75.44) <u>\$78.97</u>)	((\$71.87) <u>\$75.47</u>)	((\$71.87) <u>\$75.47</u>)	((\$75.20) <u>\$84.89</u>)
D Med	((\$80.98) <u>\$85.04</u>)	((\$85.90) <u>\$89.96</u>)	((\$82.67) <u>\$86.81</u>)	((\$82.67) <u>\$86.81</u>)	((\$91.30) <u>\$93.44</u>)
D Med-High	((\$103.98) <u>\$109.19</u>)	((\$108.90) <u>\$114.11</u>)	((\$104.50) <u>\$109.74</u>)	((\$104.50) <u>\$109.74</u>)	\$109.19
D High	((\$112.63) <u>\$118.27</u>)	((\$117.55) <u>\$123.19</u>)	((\$112.63) <u>\$118.27</u>)	((\$112.63) <u>\$118.27</u>)	\$123.88
E Med	((\$135.52) <u>\$142.31</u>)	((\$140.44) <u>\$147.23</u>)	((\$135.52) <u>\$142.31</u>)	((\$135.52) <u>\$142.31</u>)	\$149.01
E High	((\$158.40) <u>\$166.34</u>)	((\$163.32) <u>\$171.23</u>)	((\$158.40) <u>\$166.34</u>)	((\$158.40) <u>\$166.34</u>)	\$174.13

*Benton, Clark, Franklin, Island, Kitsap, Pierce, Snohomish, Spokane, Thurston, Whatcom, and Yakima counties.

COMMUNITY RESIDENTIAL DAILY RATES FOR CLIENTS ASSESSED USING CARE

NONMETROPOLITAN COUNTIES**

CARE CLASSIFICATION	AL Without Capital Add-on	AL With Capital Add-on	ARC	EARC	AFH
A Low	((\$60.61) <u>\$63.65</u>)	((\$65.85) <u>\$68.89</u>)	((\$47.67) <u>\$50.06</u>)	((\$47.67) <u>\$50.06</u>)	((\$52.47) <u>\$69.07</u>)
A Med	((\$65.02) <u>\$68.28</u>)	((\$70.26) <u>\$73.52</u>)	((\$50.86) <u>\$53.41</u>)	((\$50.86) <u>\$53.41</u>)	((\$55.92) <u>\$71.67</u>)
A High	((\$79.37) <u>\$83.38</u>)	((\$84.61) <u>\$88.59</u>)	((\$55.66) <u>\$58.45</u>)	((\$55.66) <u>\$58.45</u>)	((\$61.67) <u>\$77.73</u>)

COMMUNITY RESIDENTIAL DAILY RATES FOR CLIENTS ASSESSED USING CARE

NONMETROPOLITAN COUNTIES**

CARE CLASSIFICATION	AL Without Capital Add-on	AL With Capital Add-on	ARC	EARC	AFH
B Low	(\$60.61) <u>\$63.65</u>	(\$65.85) <u>\$68.89</u>	(\$47.67) <u>\$50.06</u>	(\$47.67) <u>\$50.06</u>	(\$52.72) <u>\$70.42</u>
B Med	(\$70.52) <u>\$74.05</u>	(\$75.76) <u>\$79.29</u>	(\$56.16) <u>\$58.97</u>	(\$56.16) <u>\$58.97</u>	(\$61.96) <u>\$76.38</u>
B Med-High	(\$79.83) <u>\$83.83</u>	(\$85.07) <u>\$89.07</u>	(\$59.68) <u>\$62.67</u>	(\$59.68) <u>\$62.67</u>	(\$66.29) <u>\$82.71</u>
B High	(\$87.07) <u>\$91.43</u>	(\$92.31) <u>\$96.67</u>	(\$67.41) <u>\$70.79</u>	(\$67.41) <u>\$70.79</u>	(\$74.79) <u>\$85.04</u>
C Low	(\$65.02) <u>\$68.28</u>	(\$70.26) <u>\$73.52</u>	(\$50.86) <u>\$53.41</u>	(\$50.86) <u>\$53.41</u>	(\$55.92) <u>\$77.55</u>
C Med	(\$79.37) <u>\$83.35</u>	(\$84.61) <u>\$88.59</u>	(\$63.20) <u>\$66.67</u>	(\$63.20) <u>\$66.37</u>	(\$70.85) <u>\$89.04</u>
C Med-High	(\$98.10) <u>\$103.01</u>	(\$103.34) <u>\$108.25</u>	(\$80.54) <u>\$84.58</u>	(\$80.54) <u>\$84.58</u>	(\$88.10) <u>\$91.01</u>
C High	(\$99.09) <u>\$104.05</u>	(\$104.33) <u>\$109.29</u>	(\$84.18) <u>\$88.40</u>	(\$84.18) <u>\$88.40</u>	(\$91.84) <u>\$93.08</u>
D Low	(\$70.52) <u>\$74.05</u>	(\$75.76) <u>\$79.29</u>	(\$67.96) <u>\$71.36</u>	(\$67.96) <u>\$71.36</u>	(\$71.19) <u>\$82.62</u>
D Med	(\$80.98) <u>\$85.04</u>	(\$86.22) <u>\$90.28</u>	(\$78.17) <u>\$82.09</u>	(\$78.17) <u>\$82.09</u>	(\$86.40) <u>\$90.83</u>
D Med-High	(\$103.98) <u>\$109.19</u>	(\$109.22) <u>\$114.43</u>	(\$98.79) <u>\$103.74</u>	(\$98.79) <u>\$103.74</u>	(\$103.33) <u>\$104.36</u>
D High	(\$106.48) <u>\$111.81</u>	(\$111.72) <u>\$117.05</u>	(\$106.48) <u>\$111.81</u>	(\$106.48) <u>\$111.81</u>	\$117.20
E Med	(\$128.11) <u>\$134.53</u>	(\$133.35) <u>\$139.77</u>	(\$128.11) <u>\$134.53</u>	(\$128.11) <u>\$134.53</u>	\$140.94
E High	(\$149.75) <u>\$157.25</u>	(\$154.99) <u>\$162.49</u>	(\$149.75) <u>\$157.25</u>	(\$149.75) <u>\$157.25</u>	\$164.70

** Nonmetropolitan counties: Adams, Asotin, Chelan, Clallam, Columbia, Cowlitz, Douglas, Ferry, Garfield, Grant, Grays Harbor, Jefferson, Kittitas, Klickitat, Lewis, Lincoln, Mason, Okanogan, Pacific, Pend Orielle, San Juan, Skagit, Skamania, Stevens, Wahkiakum, Walla Walla and Whitman.