



EXPEDITED RULE MAKING

CR-105 (June 2004)
(Implements RCW 34.05.353)
EXPEDITED RULE MAKING ONLY

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

Title of rule and other identifying information:

WAC 388-106-0033, When may I receive services in a facility contracted to provide Specialized Dementia Care Services?

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

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AND RECEIVED BY 5:00 pm, June 24, 2014

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

This rule making corrects an error made under WSR 14-02-094 in which there is a reference to WAC 388-110-020. The correct WAC is 388-110-220.

Reasons supporting proposal: For housekeeping rules only, correcting WAC 388-110-020 to 388-110-220.

Statutory authority for adoption: RCW 74.08.090; 74.09.520

Statute being implemented: RCW 74.08.090; 74.09.520

Is rule necessary because of a:
Federal Law? Yes No
Federal Court Decision? Yes No
State Court Decision? Yes No
If yes, CITATION:

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: April 16, 2014
TIME: 11:19 AM

WSR 14-09-058

DATE
April 15, 2014

NAME (TYPE OR PRINT)
Katherine I. Vasquez

SIGNATURE

TITLE
DSHS Rules Manager

Name of proponent: (person or organization): Department of Social and Health Services

- Private
- Public
- Governmental

Name of agency personnel responsible for:

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Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None

WAC 388-106-0033 When may I receive services in a facility contracted to provide specialized dementia care services? (1) You may be eligible to receive services in a licensed assisted living facility that has a DSHS "enhanced adult residential care-specialized dementia care ("EARC-SDC)," which is defined in WAC (~~(388-110-020)~~)388-110-220. You may be eligible to receive EARC-SDC services in a licensed assisted living facility under the following circumstances:

- (a) You are enrolled in COPES, as defined in WAC 388-106-0015;
- (b) The department has received written or verbal confirmation from a health care practitioner that you have an irreversible dementia (such as Alzheimer's disease, multi-infarct or vascular dementia, Lewy body dementia, Pick's disease, alcohol-related dementia);
- (c) You are receiving services in an assisted living facility that has a current EARC-SDC contract, and you are living in the part of the facility that is covered by the contract;
- (d) The department has authorized you to receive EARC-SDC services in the assisted living facility; and
- (e) You are assessed by the comprehensive assessment reporting evaluation tool ("CARE") as having a cognitive performance score of 3 or above; and any one or more of the following:
 - (i) An unmet need for assistance with supervision, limited, extensive or total dependence with eating/drinking;
 - (ii) Inappropriate toileting/menses activities;
 - (iii) Rummages/takes others belongings;
 - (iv) Up at night when others are sleeping and requires intervention(s);
 - (v) Wanders/exit seeking;
 - (vi) Wanders/not exit seeking;
 - (vii) Has left home and gotten lost;
 - (viii) Spitting;
 - (ix) Disrobes in public;
 - (x) Eats non-edible substances;
 - (xi) Sexual acting out;
 - (xii) Delusions;
 - (xiii) Hallucinations;
 - (xiv) Assaultive;
 - (xv) Breaks, throws items;
 - (xvi) Combative during personal care;
 - (xvii) Easily irritable/agitated;
 - (xviii) Obsessive regarding health/body functions;
 - (xix) Repetitive movement/pacing;
 - (xx) Unrealistic fears or suspicions;
 - (xxi) Repetitive complaints/questions;
 - (xxii) Resistive to care;
 - (xxiii) Verbally abusive;
 - (xxiv) Yelling/screaming;
 - (xxv) Inappropriate verbal noises; or
 - (xxvi) Accuses others of stealing.