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HOUSE BILL 2916

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State of Washington                      52nd Legislature                      1992 Regular Session

By Representatives Valle, Leonard, G. Cole, Brekke, Paris and J. Kohl

Read first time 01/31/92. Referred to Committee on Health Care.

1            AN ACT Relating to contracts for admission to nursing homes; and  
2 adding new sections to chapter 18.51 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 18.51 RCW  
5 to read as follows:

6            (1) A nursing home that requires payment of a deposit or minimum  
7 stay fee, by or on behalf of persons seeking admission to the nursing  
8 home, shall refund a portion of the deposit or fee if the person on  
9 whose behalf the deposit or minimum stay fee was paid does not reside  
10 in the nursing home for the number of days that the deposit or fee  
11 would pay for at the daily rate charged by the nursing home for the  
12 care of the person. The amount of the refund shall be equal to the  
13 amount of the deposit or minimum stay fee remaining after deducting an  
14 amount equal to the number of days the person resided in the facility

1 multiplied by the daily rate charged by the nursing home for the care  
2 of the person.

3 (2) Where a nursing home requires the execution of an admission  
4 contract by or on behalf of an individual seeking admission to the  
5 facility, the terms of the contract shall be consistent with the  
6 requirements of this section.

7 NEW SECTION. **Sec. 2.** A new section is added to chapter 18.51 RCW  
8 to read as follows:

9 The failure of a nursing home to refund a portion of a deposit or  
10 minimum stay fee, or to include an admission contract term as required  
11 by section 1 of this act, is a matter affecting the public interest for  
12 the purpose of applying chapter 19.86 RCW and is not reasonable in  
13 relation to the development or preservation of business. A violation  
14 of section 1 of this act constitutes an unfair or deceptive act or  
15 practice in trade or commerce for the purpose of applying chapter 19.86  
16 RCW.