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HOUSE BILL 2534

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State of Washington

53rd Legislature

1994 Regular Session

By Representatives Veloria and Brown

Read first time 01/17/94. Referred to Committee on Health Care.

1 AN ACT Relating to nursing assistants; amending RCW 74.46.240;  
2 adding a new section to chapter 18.88A RCW; and adding a new section to  
3 chapter 18.51 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 18.88A RCW  
6 to read as follows:

7 (1) A nursing assistant employed by a nursing home, who has  
8 satisfactorily completed an omnibus budget reconciliation act (OBRA)  
9 approved nursing assistant training program under this chapter, shall,  
10 upon application to the department of social and health services, be  
11 issued a certificate of completion within thirty calendar days of  
12 submitting the application.

13 (2) Nursing assistants employed by a nursing home must show  
14 evidence of satisfactory completion of an omnibus budget reconciliation  
15 act (OBRA) approved nursing assistant training program, or that they  
16 are enrolled in and are progressing satisfactorily towards completion  
17 of an omnibus budget reconciliation act (OBRA) approved training  
18 program under standards adopted by the department of social and health  
19 services. An omnibus budget reconciliation act (OBRA) approved

1 training program must be satisfactorily completed within six months of  
2 initial employment. A nursing home may employ a person not currently  
3 enrolled if the employer within twenty days enrolls the person in an  
4 omnibus budget reconciliation act (OBRA) approved training program,  
5 however a nursing home may not assign an assistant to provide resident  
6 care until the assistant has demonstrated skills necessary to perform  
7 assigned duties and responsibilities competently.

8 (3) A nursing home employee enrolled in an omnibus budget  
9 reconciliation act (OBRA) approved training program provided by the  
10 facility that meets the requirements of subsection (2) of this section  
11 shall receive compensation at the same rate as that provided for in RCW  
12 74.46.430.

13 **Sec. 2.** RCW 74.46.240 and 1980 c 177 s 24 are each amended to read  
14 as follows:

15 (1) Necessary and ordinary expenses of on-the-job training and in-  
16 service training required for employee orientation and certification  
17 training directly related to the performance of duties assigned will be  
18 allowable costs. No costs may be allowed for an omnibus budget  
19 reconciliation act (OBRA) approved nursing assistant training programs  
20 where the training program requires trainees to attend and complete  
21 training without receiving compensation as provided in RCW 74.46.430.

22 (2) Necessary and ordinary expenses of recreational and social  
23 activity training conducted by the contractor for volunteers will be  
24 allowable costs.

25 NEW SECTION. **Sec. 3.** A new section is added to chapter 18.51 RCW  
26 to read as follows:

27 Compliance with section 1 of this act is a condition of licensure  
28 under this chapter.

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