

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 2172**

54th Legislature  
1996 Regular Session

Passed by the House January 22, 1996  
Yeas 94 Nays 0

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**Speaker of the  
House of Representatives**

Passed by the Senate February 29, 1996  
Yeas 45 Nays 4

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**President of the Senate**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2172** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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HOUSE BILL 2172

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Passed Legislature - 1996 Regular Session

State of Washington                      54th Legislature                      1996 Regular Session

By Representatives Dyer, Cody, Dellwo, Dickerson, Horn and Carlson; by request of Department of Social and Health Services

Read first time 01/08/96. Referred to Committee on Health Care.

1            AN ACT Relating to adult residential care services; and amending  
2 RCW 74.39A.080.

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

4            **Sec. 1.** RCW 74.39A.080 and 1995 1st sp.s. c 18 s 17 are each  
5 amended to read as follows:

6            (1) The department is authorized to take one or more of the actions  
7 listed in subsection (2) of this section in any case in which the  
8 department finds that a provider of assisted living services, adult  
9 residential care services, or enhanced adult residential care services  
10 has:

11            (a) Failed or refused to comply with the requirements of this  
12 chapter or the rules adopted under this chapter;

13            (b) Operated without a license or under a revoked license;

14            (c) Knowingly, or with reason to know, made a false statement of  
15 material fact on his or her application for license or any data  
16 attached thereto, or in any matter under investigation by the  
17 department; or

18            (d) Willfully prevented or interfered with any inspection or  
19 investigation by the department.

1 (2) When authorized by subsection (1) of this section, the  
2 department may take one or more of the following actions:

3 (a) Refuse to issue a contract;

4 (b) Impose reasonable conditions on a contract, such as correction  
5 within a specified time, training, and limits on the type of clients  
6 the provider may admit or serve;

7 (c) Impose civil penalties of not more than one hundred dollars per  
8 day per violation;

9 (d) Suspend, revoke, or refuse to renew a contract; or

10 (e) Suspend admissions to the facility by imposing stop placement  
11 on contracted services.

12 (3) When the department orders stop placement, the facility shall  
13 not admit any person admitted by contract until the stop placement  
14 order is terminated. The department may approve readmission of a  
15 resident to the facility from a hospital or nursing home during the  
16 stop placement. The department shall terminate the stop placement  
17 when: (a) The violations necessitating the stop placement have been  
18 corrected; and (b) the provider exhibits the capacity to maintain  
19 adequate care and service.

20 (4) Chapter 34.05 RCW applies to department actions under this  
21 section, except that orders of the department imposing contracts  
22 suspension, stop placement, or conditions for continuation of a  
23 contract are effective immediately upon notice and shall continue  
24 pending any hearing.

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