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HOUSE BILL 2100

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State of Washington

56th Legislature

1999 Regular Session

By Representatives O'Brien, Cody, Skinner, Edwards, Van Luven and Esser; by request of Department of Social and Health Services

Read first time 02/15/1999. Referred to Committee on Health Care.

1 AN ACT Relating to giving the department of social and health  
2 services authority to impose a moratorium on new adult family home  
3 licenses; adding a new section to chapter 70.128 RCW; repealing RCW  
4 70.128.061 and 70.128.062; and declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.128 RCW  
7 to read as follows:

8 (1) The department of social and health services may implement a  
9 moratorium on the issuance of new adult family home licences if the  
10 number of licensed adult family homes exceeds the department's capacity  
11 to monitor for safety and quality of care standards. The department's  
12 monitoring capacity shall be determined by measuring the number of  
13 licensed adult family homes per adult family home licensor. If the  
14 average number of licensed adult family homes per adult family home  
15 licensor exceeds the ratio allocated in the department's operating  
16 budget, the department may implement a moratorium.

17 (2) When a moratorium is in place, the department shall have the  
18 discretion on a case-by-case basis to issue an adult family home  
19 license based upon an applicant's ability to accommodate the resident

1 needs of a particular geographic area, ethnic community, or the needs  
2 of residents with unique or special care needs.

3 (3) The department of social and health services is authorized to  
4 adopt rules for implementing the provisions of this section.

5 NEW SECTION. **Sec. 2.** The following acts or parts of acts are each  
6 repealed:

7 (1) RCW 70.128.061 and 1997 c 392 s 402; and

8 (2) RCW 70.128.062 and 1997 c 392 s 403.

9 NEW SECTION. **Sec. 3.** This act is necessary for the immediate  
10 preservation of the public peace, health, or safety, or support of the  
11 state government and its existing public institutions, and takes effect  
12 immediately.

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