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SENATE BILL 5360

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State of Washington

65th Legislature

2017 Regular Session

By Senators Bailey, Rivers, Cleveland, Darneille, Brown, O'Ban, Conway, Walsh, Rolfes, Zeiger, Hasegawa, Keiser, Wellman, Kuderer, and Fain

Read first time 01/20/17. Referred to Committee on Health Care.

1 AN ACT Relating to reducing training requirements for  
2 developmental disability respite providers working three hundred  
3 hours or less in any calendar year; and amending RCW 74.39A.076.

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

5 **Sec. 1.** RCW 74.39A.076 and 2015 c 152 s 2 are each amended to  
6 read as follows:

7 (1) Beginning January 7, 2012, except for long-term care workers  
8 exempt from certification under RCW 18.88B.041(1)(a):

9 (a) A biological, step, or adoptive parent who is the individual  
10 provider only for his or her developmentally disabled son or daughter  
11 must receive twelve hours of training relevant to the needs of adults  
12 with developmental disabilities within the first one hundred twenty  
13 days after becoming an individual provider (~~or within one hundred~~  
14 ~~twenty calendar days after March 29, 2012, whichever is later~~)).

15 (b) A person working as an individual provider who provides  
16 respite care services only for individuals with developmental  
17 disabilities and works three hundred hours or less in any calendar  
18 year must complete fourteen hours of training within the first one  
19 hundred twenty days after becoming an individual provider. Five of  
20 the fourteen hours must be completed before becoming eligible to  
21 provide care, including two hours of orientation training regarding

1 the caregiving role and terms of employment and three hours of safety  
2 training. The training partnership identified in RCW 74.39A.351 must  
3 offer at least twelve of the fourteen hours online, and five of those  
4 online hours must be individually selected from elective courses.

5 (c) Individual providers identified in ~~((b)(i), (ii), and~~  
6 ~~(iii))~~ (c)(i) or (ii) of this subsection must complete thirty-five  
7 hours of training within the first one hundred twenty days after  
8 becoming an individual provider ~~((or within one hundred twenty~~  
9 ~~calendar days after March 29, 2012, whichever is later))~~. Five of the  
10 thirty-five hours must be completed before becoming eligible to  
11 provide care. Two of these five hours shall be devoted to an  
12 orientation training regarding an individual provider's role as  
13 caregiver and the applicable terms of employment, and three hours  
14 shall be devoted to safety training, including basic safety  
15 precautions, emergency procedures, and infection control. Individual  
16 providers subject to this requirement include:

17 (i) An individual provider caring only for his or her biological,  
18 step, or adoptive child or parent unless covered by (a) of this  
19 subsection; and

20 (ii) A person working as an individual provider who provides  
21 twenty hours or less of care for one person in any calendar month(~~(+~~  
22 ~~and~~

23 ~~(iii) A person working as an individual provider who only~~  
24 ~~provides respite services and works less than three hundred hours in~~  
25 ~~any calendar year)).~~

26 (2) In computing the time periods in this section, the first day  
27 is the date of hire ~~((or March 29, 2012, whichever is applicable))~~.

28 (3) Only training curriculum approved by the department may be  
29 used to fulfill the training requirements specified in this section.  
30 The department shall only approve training curriculum that:

31 (a) Has been developed with input from consumer and worker  
32 representatives; and

33 (b) Requires comprehensive instruction by qualified instructors.

34 (4) The department shall adopt rules to implement this section.

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