

# HOUSE BILL REPORT

## HB 1423

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**As Passed House:**  
March 11, 2019

**Title:** An act relating to safe egress from adult family homes.

**Brief Description:** Concerning safe egress from adult family homes.

**Sponsors:** Representatives Tharinger, Harris, Jinkins, Corry, Macri, Kloba, Leavitt and Ormsby;  
by request of Department of Social and Health Services.

**Brief History:**

**Committee Activity:**

Health Care & Wellness: 2/1/19 [DP].

**Floor Activity:**

Passed House: 3/11/19, 98-0.

**Brief Summary of Bill**

- Removes the prohibition against housing residents of an adult family home above the first floor.
- Specifies requirements relating to the emergency evacuation of residents of an adult family home.

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### HOUSE COMMITTEE ON HEALTH CARE & WELLNESS

**Majority Report:** Do pass. Signed by 14 members: Representatives Cody, Chair; Macri, Vice Chair; Schmick, Ranking Minority Member; Caldier, Assistant Ranking Minority Member; Chambers, Davis, Harris, Jinkins, Maycumber, Riccelli, Robinson, Stonier, Thai and Tharinger.

**Staff:** Jim Morishima (786-7191).

**Background:**

Adult family homes are community-based facilities licensed to care for up to six individuals who need long-term care. Adult family homes provide room, board, laundry, necessary supervision, and assistance with activities of daily living, personal care, and nursing services.

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*This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.*

Adult family homes are licensed by the Department of Social and Health Services (DSHS) and must meet facility standards as well as training requirements for resident managers and caregivers. An adult family home must have an emergency evacuation plan that includes a fire drill plan and procedures for the evacuation of all residents. Non-ambulatory residents may not live above the first floor of the home and adult family homes may not admit residents who cannot be safely evacuated. Adult family homes must be able to evacuate all residents from the home within five minutes. In addition, each resident's assessment, preliminary care plan, and negotiated care plan must identify his or her ability to evacuate the home according to whether he or she can evacuate independently or with assistance.

**Summary of Bill:**

The prohibition against housing residents above the first floor of an adult family home is eliminated. Residents of an adult family home must have safe egress to a safe right-of-way. Non-ambulatory residents must have a bedroom on the floor of the home from which the resident may be evacuated to a designated safe location outside of the home without the use of stairs, elevators, chair lifts, platform lifts, or other devices determined by the DSHS in rule.

The DSHS is authorized to adopt rules on emergency evacuation from an adult family home.

**Appropriation:** None.

**Fiscal Note:** Available.

**Effective Date:** The bill takes effect 90 days after adjournment of the session in which the bill is passed.

**Staff Summary of Public Testimony:**

(In support) This is a common sense bill. The current first floor restriction has created difficulties for homes that have split levels, are on a slope, or that have daylight basements. This bill preserves existing requirements relating to safe egress while giving flexibility to the DSHS and the adult family homes to identify which rooms are safe for evacuations.

(Opposed) None.

**Persons Testifying:** Representative Tharinger, prime sponsor; and Lisa Yanagida, Department of Social and Health Services.

**Persons Signed In To Testify But Not Testifying:** None.