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| **A picture containing text  Description automatically generated**  STATE OF WASHINGTON  DEPARTMENT OF SOCIAL AND HEALTH SERVICES  Developmental Disabilities Administration (DDA)  **Subleased Housing Memorandum of Understanding Renter Attestation**  Per [42 CFR 441.301](https://www.federalregister.gov/documents/2014/01/16/2014-00487/medicaid-program-state-plan-home-and-community-based-services-5-year-period-for-waivers-provider), home and community-based settings must have certain qualities based on the needs of the HCBS participant as indicated in their person-centered service plan.  This Subleased Housing Memorandum of Understanding must be signed by each tenant and/or legal representative, which notifies them about their rights while living in a subleased home and receiving residential supports from that provider. Under this attestation, a sublease is a legal agreement in which the supported living provider who is renting a home, rents it to someone else. This person is a subtenant. The supported living provider is responsible for the terms of the original lease with the landlord and the subtenant pays the provider under the terms of the sublease.  Agency: ­­­­­­­­­­­­­­­  Home Address:  I, or my legal representative if I have one, have been told and understand that I have the following rights when moving into or currently living in a subleased home and receiving supported living services from the same provider:   * To live in a home of my choice in Washington State. * To choose to move at any time. * To sign and receive a copy of my sublease or other legally enforceable agreement with the provider which guarantees, at a minimum, the same responsibilities and protections from eviction that tenants have under the [Washington State Residential Landlord-Tenant Act](https://apps.leg.wa.gov/rcw/default.aspx?cite=59.18) and other applicable county or city tenant protections.   Further, I, or my legal representative if I have one, and my supported living provider acknowledge and understand the following:   * It is my choice to rent a home that is subleased by the supported living provider. * I am not required to live in the subleased home in order to receive services with the supported living provider. * DDA requires that this home must meet the conditions for home and community-based settings listed in 42 CFR 441.301. * If I choose to move from the subleased home, the provider must inform me of the expenses I may be responsible to pay and the operational concerns I should consider when moving. * If I choose to no longer receive services from the supported living provider, I may be responsible for entering into a new lease or arrangement with the landlord if I want to stay in the home. * Any eviction considered must follow landlord-tenant laws. * Any termination of supported living services must follow [DDA Policy 4.24](https://www.dshs.wa.gov/sites/default/files/DDA/dda/documents/policy/policy4.24.pdf) and [WAC 388-101D-0196 through 388-101D-0200](https://apps.leg.wa.gov/WAC/default.aspx?cite=388-101D&full=true). | |
| Client’s Name | If applicable, Legal Representative’s Name |
| Client / Client’s Legal Representative’s Signature Date | |