



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

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OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: September 11, 2024

TIME: 12:55 PM

WSR 24-19-053

Agency: Department of Social and Health Services, Behavioral Health Administration

Subject of possible rule making: WAC 388-880-042 Resident Records-Purposes (amend), 388-880-043 Resident records- Location and custody (amend), 388-880-044 Resident records – Access (amend), 388-880-045 Resident records – Retention (repeal), 388-880-150 Requests for public disclosure (amend), 388-880-151 Requests for resident medical information (amend), and possible other related sections in chapter 388-880 WAC as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 71.09.025, 71.09.050, 71.09.070, 71.09.080, 71.09.120, and 71.09.800

Reasons why rules on this subject may be needed and what they might accomplish: The department recognizes these WACs have not been updated since 2013 and since then, there have been policy and RCW changes that require an update. The Department is updating the WACs related to resident records.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study

Other (describe) DSHS welcomes the public to take part in developing the rules. Anyone interested should

contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rulemaking. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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 Other:

(If necessary)

Name:
 Address:
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 Web site:
 Other:

Additional comments:

Date: September 12, 2024

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: