



STATE OF WASHINGTON
DEPARTMENT OF HEALTH
DIVISION OF HEALTH SYSTEMS QUALITY ASSURANCE
Olympia, Washington 98504

March 26, 2013

TO: Michelle Davis, Executive Director
Washington State Board of Health

FROM: Karen Jensen, Assistant Secretary
Division of Health Systems Quality Assurance

SUBJECT: RULEMAKING AUTHORITY DELEGATION REQUEST
WAC 246-100-011, Communicable and certain other diseases, Definitions
WAC 246-100-203, Communicable and certain other diseases, Special diseases –
Sexually transmitted diseases – Health officer orders.
WAC 246-101-010, Notifiable Conditions, Definitions
WAC 246-217-010, Food Worker Cards, Definitions
WAC 246-260-010, Water recreation facilities, Definitions

The Department of Health (department) requests that the Washington State Board of Health (board) delegate rulemaking to amend the following WACs:

- WAC 246-100-011, Communicable and certain other diseases, Definitions
- WAC 246-100-203, Communicable and certain other diseases, Special diseases –
Sexually transmitted diseases – Health officer orders.
- WAC 246-101-010, Notifiable Conditions, Definitions
- WAC 246-217-010, Food Worker Cards, Definitions
- WAC 246-260-010, Water recreation facilities, Definitions

The legislature passed SHB 2056 (Chapter 10, Laws of 2012), which changes the term "boarding home" to "assisted living facilities." In order to comply with the law, the department identified eight departmental rule sets and four board rule sets that contain the term "boarding home."

This delegation request will allow the department to change the term "boarding home" to "assisted living" in the four board rule sets listed above.

Conforming with the State Board of Health Delegation Criteria

The board "Policy for Considering Delegation of Rule to the Department of Health" provides the specific criteria for consideration. The following criteria apply to the rulemaking:

Rulemaking Authority Delegation Request

HSQA

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The extent to which the proposed rule revision is expected to include editorial and/or grammatical changes that do not change the substance of the rule:

- SHB 2056 requires the term “boarding home” to be changed to “assisted living.” This editorial change does not change the substance of the identified rules.

The extent to which the substance and direction of the proposed rule is expected to have broad public and professional consensus.

- SHB 2056 requires the term “boarding home” to be changed to “assisted living.” This bill passed with no opposition from interested parties and term change is expected to have broad public and professional support.

The department will make the amended rules available upon request and solicit comments via the department’s rule comment website.

For additional information, please contact John Hilger, manager, Health Professions and Facilities, (360) 236-2929 or john.hilger@doh.wa.gov.

cc: John Hilger