

WSR 26-19-103 - Department of Social and Health Services: This rule-making project provides additional clarification for eligible beneficiary reimbursements and introduces two new rules to address additional...

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WSR 26-19-103 (26-19) WSR 26-19-103

PERMANENT RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Home and Community Living Administration)

[Filed September 21, 2026, 1:29 p.m., effective October 22, 2026]

Effective Date of Rule: Thirty-one days after filing.

Purpose: This rule-making project provides additional clarification for eligible beneficiary reimbursements and introduces two new rules to address additional services provided by a financial management services vendor.

The rules are necessary to provide guidance to eligible beneficiaries and family members on requesting reimbursement, payment, and purchases by a financial management services vendor.

Citation of Rules Affected by this Order: New WAC 388-116-4040 and 388-116-4050; and amending WAC 388-116-1010 and 388-116-4030.

Statutory Authority for Adoption: RCW 50B.04.020 (3)(k) and (l).

Adopted under notice filed as WSR 26-04-016 [26-09-016] and 26-15-107 on April 2, 2026, and July 20, 2026.

A final cost-benefit analysis is available by contacting Arielle Finney, P.O. Box 45600, Olympia, WA 98504-5600, phone 360-764-0384, TTY 711 relay service, email Arielle.Finney2@dshs.wa.gov.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 2, Amended 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 2, Amended 2, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: September 21, 2026.

Katherine I. Vasquez

Rules Coordinator

SHS-5143.3

AMENDATORY SECTION (Amending WSR 26-14-005, filed 6/17/26, effective 7/18/26)

WAC 388-116-1010 Definitions.

The definitions in this section apply throughout this chapter unless the context clearly indicates otherwise.

(1) "Activities of daily living" means bathing, bed mobility, continence, dressing, eating, medication management, mobility, personal hygiene, toileting, or transferring.

(a) "Bathing" means how a person washes their body including showers, baths, sponge baths, or bed baths, and how a person gets into and out of a shower or bathtub.

(b) "Bed mobility" means how a person moves to and from a lying position, turns side-to-side, and positions their body while in bed, in a recliner, or other furniture used for sleeping.

(c) "Continence" means the ability to control bladder and bowel functions, or, when unable to maintain control of bowel or bladder function, the ability to perform associated care and hygiene, including caring for a catheter or colostomy bag.

Matter furnished by the Washington Office of the Code Reviser (Washington State Register). Notice Nearby did not write this notice.

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