

388-97-2000 Preadmission screening and resident review (PASRR) determination and appeal rights

(1)

The resident has the right to choose to remain in the nursing facility and receive specialized services if:(a) He or she has continuously resided in a nursing facility since October 1, 1987; and (b) The department determined, in 1990, that the resident required specialized services for a serious mental illness or developmental disability but did not require nursing facility services.

(a)

He or she has continuously resided in a nursing facility since October 1, 1987; and

(b)

The department determined, in 1990, that the resident required specialized services for a serious mental illness or developmental disability but did not require nursing facility services.

(2)

A nursing facility resident who has been adversely impacted by a PASRR determination may appeal the department's determination that the individual is: (a) Not in need of nursing facility care as defined under WAC 388-106-0350 through 388-106-0360; (b) Not in need of specialized services as defined under WAC 388-97-1910; or (c) In need of specialized services as defined under WAC 388-97-1910.

(a)

Not in need of nursing facility care as defined under WAC 388-106-0350 through 388-106-0360;

(b)

Not in need of specialized services as defined under WAC 388-97-1910; or

(c)

In need of specialized services as defined under WAC 388-97-1910.

(3)

The nursing facility must assist a resident, as needed, in requesting a hearing to appeal the department's PASRR determination.