
SUBSTITUTE SENATE BILL 5047

State of Washington

62nd Legislature

2011 Regular Session

By Senate Health & Long-Term Care (originally sponsored by Senators Kline, Chase, Harper, Nelson, Keiser, and Shin)

READ FIRST TIME 02/08/11.

1 AN ACT Relating to prohibiting requests for waivers of rights of
2 residents of long-term care facilities; amending RCW 70.129.105; and
3 creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 70.129.105 and 1997 c 392 s 211 are each amended to
6 read as follows:

7 (1) No long-term care facility or nursing facility licensed under
8 chapter 18.51 RCW shall require or request residents to sign waivers
9 of:

10 (a) Potential liability for losses of personal property or
11 injury((, or to sign waivers of));

12 (b) Residents' rights set forth in this chapter or in the
13 applicable licensing or certification laws; or

14 (c) Any rights set forth in the vulnerable adults statute, chapter
15 74.34 RCW.

16 (2) This section does not prohibit a facility from asking residents
17 to agree to binding dispute resolution, if:

18 (a) The agreement is in writing;

1 (b) The resident is given the opportunity to consult with his or
2 her representative or attorney; and

3 (c) The request is made after the dispute arises.

4 NEW SECTION. **Sec. 2.** This act applies prospectively only and not
5 retroactively. It applies only to written documents signed on or after
6 the effective date of this section.

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