

WAC 388-107-0780 Electronic monitoring equipment—Audio monitoring and video monitoring. (1) Except as provided in this section or in WAC 388-107-0790, the facility must not use the following in the facility:

- (a) Audio monitoring equipment; or
- (b) Video monitoring equipment if it includes an audio component.
- (2) The facility may video monitor and video record activities in the facility, without an audio component, only in the following areas:
 - (a) Entrances and exits if the cameras are:
 - (i) Focused only on the entrance or exit doorways; and
 - (ii) Not focused on areas where residents gather.
 - (b) Outdoor areas not commonly used by residents; and
 - (c) Designated smoking areas, twenty-five feet away from the facility, subject to the following conditions:
 - (i) Residents are assessed as needing supervision for smoking;
 - (ii) A staff person watches the video monitor at any time the area is used by such residents;
 - (iii) The video camera is clearly visible;
 - (iv) The video monitor is not viewable by the general public; and
 - (v) The facility notifies all residents in writing of the video monitoring equipment.
- (d) Areas used exclusively by staff persons such as, medication preparation and storage areas or food preparation areas, if residents do not go into these areas.

[Statutory Authority: Chapter 70.97 RCW. WSR 14-19-071, § 388-107-0780, filed 9/12/14, effective 10/13/14.]