



**STATE OF WASHINGTON
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
Aging and Long-Term Support Administration
PO Box 45600, Olympia, WA 98504-5600**

September 12, 2024

ELECTRONIC-FACSIMILE

Administrator
Amber Waves ALF LLC
c/o PO Box 368
Waterville, WA 98858

Assisted Living Facility License # **2324**
Licensee: Amber Waves ALF LLC

IMPOSITION OF CIVIL FINES

Dear Administrator:

On August 29, 2024, the Department of Social and Health Services (DSHS), Residential Care Services completed a follow-up visit at your facility. This letter constitutes formal notice of civil fines on the license for your assisted living facility, also known as **Amber Waves ALF LLC**, located at **302 East Ash Street, Waterville**, by the State of Washington, Department of Social and Health Services. These actions are taken under the authority granted pursuant to Laws of 1998, Chapter 272 and RCW 18.20.190.

The civil fines on the license are based on the following violation of the RCW and/or WAC as described in the attached Statement of Deficiencies (SOD) report dated August 29, 2024.

Civil Fines

WAC 388-78A-2100(2)(b)(i)(ii)(iii) Ongoing assessments.

\$300.00

The licensee failed to identify, evaluate, and take appropriate action to complete an assessment for two residents who had a change in condition or required the intervention of a medical practitioner. This failure placed the residents at risk for unevaluated, unmet, and unmonitored needs.

This is an uncorrected deficiency previously cited on June 18, 2024, and a recurring deficiency previously cited on March 28, 2023, for subsections (2)(b).

WAC 388-78A-2140(1)(a)(ii)(iii)(b)(2)(a)(4)(5)(7) Negotiated service agreement contents. **\$900.00**

The licensee failed to ensure negotiated service agreements documented defined roles and responsibilities for care staff to address identified risks and care needs for two residents. This failure placed residents at risk of unmet care needs and services.

This is an uncorrected deficiency cited on June 18, 2024, for subsections (1)(a)(ii)(iii)(b)(2)(a)(7) and a recurring deficiency previously cited on March 28, 2023, for subsections (1)(a)(ii)(iii)(b) and September 23, 2022, for subsections (1)(a)(ii)(b)(2)(a).

WAC 388-78A-2600(1)(a)(b)(c)(d) Policies and procedures. **\$200.00**

The licensee failed to ensure policies and procedures were developed for on-going assessments, monitoring residents' well-being, and negotiated service agreement contents, by one staff. These failures placed residents at risk of unmet care needs.

This is an uncorrected deficiency cited on June 18, 2024, for subsections (1)(b)(c).

NOTE: These are the violations, which resulted in the fines; see the attached Statement of Deficiencies for any additional violations.

Attestation (Plan of Correction):

Return the enclosed SOD within 10 calendar days with the following:

- The date you have or will have each deficiency corrected;
- A signature and date attesting that you are taking actions to correct and maintain correction for each cited deficiency.

Return the signed and dated SOD to:

Stephanie Jenks, Field Manager
Region 1, Unit B
8517 E Trent Ave, Suite 102
Spokane Valley, WA 99212-2329
Phone: (509) 993-7821/ Fax: 509-921-2426
rcsregion1email@dshs.wa.gov

Appeal Rights:

You have two appeal rights: Informal Dispute Resolution (IDR) and an Administrative Hearing. Each has a different request timeline.

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Informal Dispute Resolution [RCW 18.20.195]

You have an opportunity to challenge the deficiencies and/or enforcement actions through the state's IDR process. **All IDR requests must be in writing and include:**

- The deficiencies you are disputing; and
- The method of review you prefer (face-to-face, telephone conference or documentation review).

The written request must be received by the 10th working day from receipt of this letter.

During the IDR process, you will have the opportunity to present written and/or oral evidence to dispute the deficiencies.

Send your **written** request to:

Informal Dispute Resolution Program Manager
Residential Care Services
PO Box 45600
Olympia, Washington 98504-5600

Formal Administrative Hearing

You may contest the civil fines by requesting a formal administrative hearing to challenge the deficiency, which resulted in the civil fines. **All hearing requests must be in writing and include:**

- A copy of this letter; and
- A copy of the Statement of Deficiencies.

The written request must be received within twenty-eight (28) calendar days of receipt of this letter.

Send your **written** request to:

Office of Administrative Hearings
PO Box 42489
Olympia, Washington 98504-2489

Payment:

If you do not request a formal administrative hearing, the civil fines are due to the Office of Financial Recovery twenty-eight (28) calendar days after receipt of this letter.

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Mail a check for **\$1,400.00** payable to the 'Department of Social and Health Services', **and if you have or have had a Medicaid resident(s), please include your ProviderOne ID Number # on the check**, to:

DSHS Office of Financial Recovery
PO Box 9501
Olympia, WA 98507-9501
(360) 664-5919 / FAX: (360) 664-8401
OFRMMISVendor@dshs.wa.gov

If the Office of Financial Recovery has not received your payment within twenty-eight (28) days after receipt of this letter, interest will begin to accrue immediately on the balance, at the rate of one percent per month. If you do not submit a hearing request or make payment within twenty-eight (28) days, the balance due will be recovered.

If you have any questions, please contact Stephanie Jenks, Field Manager, at (509) 993-7821.

Sincerely,



Matt Hauser
Compliance Specialist
Residential Care Services

Enclosure

cc: Field Manager, Region 1, Unit C
RCS Regional Administrator, Region 1
HCS Regional Administrator, Region 1
DDA Regional Administrator, Region 1
WA LTC Ombuds
Office of Financial Recovery, Vendor Program Unit
HQ Central Files
DRW
HP