JAY INSLEE
Governor

STATE OF WASHINGTON
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PROCLAMATION BY THE GOVERNOR
AMENDING PROCLAMATIONS 20-05, 20-06, 20-07, 20-08, and 20-09

20-10

WHEREAS, on February 29, 2020, I issued Proclamation 20-05, proclaiming a State of Emergency for all counties throughout the state of Washington as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and confirmed person-to-person spread of COVID-19 in Washington State; and

WHEREAS, as a result of the continued worldwide spread of COVID-19, its significant progression in Washington State, and the high risk it poses to our most vulnerable populations, I have subsequently issued amendatory Proclamations 20-06, 20-07, 20-08, and 20-09, exercising my emergency powers under RCW 43.06.220 by prohibiting certain activities and waiving and suspending specified laws and regulations; and

WHEREAS, COVID-19 continues to spread throughout Washington State with no expectation of ending soon, and is currently expected to result in the confirmed number of cases doubling in the Puget Sound region every five to seven days; and

WHEREAS, the World Health Organization has classified the global spread of COVID-19 as a pandemic and urges immediate action to stem the spread of the disease; and

WHEREAS, the threat of COVID-19 to our most vulnerable populations is significant, especially for those receiving long-term care services in their homes and congregate settings, such as long term care facilities; and

WHEREAS, an adequate number of long-term care workers is necessary to provide essential services to some of Washington's most vulnerable adults and the outbreak of COVID-19 has significantly reduced the availability of long-term care workers in the state in recent weeks; and

WHEREAS, long-term care workers, who provide essential care to our most vulnerable populations, are required to complete specific training, testing and certification requirements by dates certain, yet necessary class offerings and testing have been disrupted and cancelled because of the COVID-19 pandemic, exacerbating the long-term care worker shortage throughout Washington State; and

WHEREAS, residents of adult family homes throughout the State are now experiencing similar issues as those in the long term care facilities subject to Proclamation 20-06 regarding significant increased risk of COVID-19 exposure and infection; and

WHEREAS, the worldwide COVID-19 pandemic and its progression in Washington State continues to threaten the life and health of our people as well as the economy of Washington State, and remains a public disaster affecting life, health, property or the public peace; and

WHEREAS, the Washington State Department of Health (DOH) continues to maintain a Public Health Incident Management Team in coordination with the State Emergency Operations Center and other supporting state agencies to manage the public health aspects of the incident; and

WHEREAS, the Washington State Military Department Emergency Management Division, through the State Emergency Operations Center, continues coordinating resources across state government to support the DOH and local health officials in alleviating the impacts to people, property, and infrastructure, and continues coordinating with the DOH in assessing the impacts and long-term effects of the incident on Washington State and its people.

NOW, THEREFORE, I, Jay Inslee, Governor of the state of Washington, as a result of the above-noted situation, and under Chapters 38.08, 38.52 and 43.06 RCW, do hereby proclaim that a state of emergency continues to exist in all counties of Washington State, that Proclamations 20-05, 20-06, 20-07, 20-08, and 20-09 remain in effect, that Proclamation 20-05 is amended to waive and suspend specified statutes that prevent, hinder or delay necessary action in coping with the long-term care worker shortage, and that Proclamation 20-06 is amended to expand the application of its prohibitions to include adult family homes licensed under RCW 70.128. I again direct that the plans and procedures of the *Washington State Comprehensive Emergency Management Plan* be implemented throughout state government. State agencies and departments are directed to continue utilizing state resources and doing everything reasonably possible to support implementation of the *Washington State Comprehensive Emergency Management Plan* and to assist affected political subdivisions in an effort to respond to and recover from the COVID-19 pandemic.

As a result of this event, I continue to order into active state service the organized militia of Washington State to include the National Guard and the State Guard, or such part thereof as may be necessary in the opinion of The Adjutant General to address the circumstances described above, to perform such duties as directed by competent authority of the Washington State Military Department in addressing the outbreak. Additionally, I continue to direct the DOH, the Washington State Military Department Emergency Management Division, and other agencies to identify and provide appropriate personnel for conducting necessary and ongoing incident-related assessments.

FURTHERMORE, based on the above situation and under the provisions of RCW 43.06.220(2)(g), I also find that strict compliance with the following statutory and regulatory obligations or limitations will prevent, hinder, or delay action in providing long-term care workers necessary for coping with the COVID-19 pandemic State of Emergency under Proclamation 20-05, and that the language of each statutory and regulatory provision specified below is hereby waived and suspended in its entirety until midnight on April 9, 2020:

1. RCW 74.39A.074(1)(a)
2. RCW 74.39A.076(1) and (2)
3. RCW 74.39A.341
4. RCW 70.128.120(6)
5. RCW 70.128.230(2), (5), and (6)
6. RCW 70.128.250 (last paragraph)
7. RCW 18.20.270(2), (5), and (6)
8. RCW 18.88B.021(1) (waiving and suspending only “within two hundred calendar days”)
9. Chapter 388-112A WAC
10. WAC 388-107-0630
11. WAC 388-78A-2474(1), (2), (4) and (5)
12. WAC 388-76-10146
13. WAC 388-76-10135(4)

14. WAC 388-71-0540(13)
15. WAC 388-71-0523
16. WAC 388-71-0520
17. WAC 246-980-040(1)(a) and (c)
18. WAC 246-980-030(1) and (2)
19. WAC 246-980-010(2)

ADDITIONALLY, based on the above situation and under the provisions of RCW 43.06.220(1)(h) and RCW 43.06.220(2)(g), to help preserve and maintain life, health, property or the public peace, I also hereby amend Proclamation 20-06 to expand the application of its prohibitions to include adult family homes licensed under Ch. 70.128 RCW, and find that strict compliance with the following regulatory obligations or limitations will prevent, hinder, or delay protection of those in adult family homes that is necessary for coping with the COVID-19 State of Emergency under Proclamation 20-05, and that the language of each regulatory provision specified below is hereby waived and suspended in its entirety until midnight on April 9, 2020:

1. WAC 388-76-10595(6)
2. WAC 388-76-10401

Violators of this of this order may be subject to criminal penalties pursuant to RCW 43.06.220(5).

Signed and sealed with the official seal of the state of Washington on this 13th day of March, A.D., Two Thousand and Twenty at Olympia, Washington.

By:

/s/
Jay Inslee, Governor

BY THE GOVERNOR:

/s/
Secretary of State