

WAC 388-885-030 Exceptions. (1) The secretary may grant exceptions to the rules of this chapter. Exceptions the secretary grants may not include exceptions to the biennial reimbursement rate schedule which is set by legislative mandate.

(2) The secretary may allow exceptions on a case-by-case basis for:

(a) Unanticipated expenditures;

(b) Evaluation related cap relief, related to a single commitment proceeding deemed truly unique in nature; or

(c) For a new type or class of expenditure.

(3) Only a county administration or an entity of county government that has been independently elected, and not a sub-agency or contractor to a county may request an exception. A county seeking an exception from the secretary shall request the exception, in writing, to the secretary, through the chief financial officer of the special commitment center.

(4) The department shall deny a claim that does not follow the rules of this chapter unless the secretary or secretary's designee granted an exception before the claim was filed.

[Statutory Authority: Chapter 71.09 RCW, RCW 72.01.090, 2010 c 28, 2010 c 37, and Washington state supreme court decision No. 80570-9 re Detention of John L. Strand, filed October 8, 2009. WSR 11-10-086, § 388-885-030, filed 5/4/11, effective 6/4/11. Statutory Authority: Chapter 71.09 RCW and RCW 72.01.090. WSR 08-19-042, § 388-885-030, filed 9/11/08, effective 10/12/08. WSR 99-21-002, recodified as § 388-885-030, filed 10/6/99, effective 10/6/99. Statutory Authority: RCW 71.09.050 and 43.20A.050. WSR 94-12-006 (Order 3736), § 275-156-030, filed 5/19/94, effective 6/19/94. Statutory Authority: RCW 43.20A.050. WSR 91-21-027 (Order 3263), § 275-156-030, filed 10/8/91, effective 11/8/91.]