

WAC 246-329-045 Applicant or licensee rights and responsibilities. This section describes the applicant or licensee's responsibilities in the fulfillment of the requirements of this chapter.

- (1) An applicant or licensee must:
 - (a) Comply with chapter 18.46 RCW and this chapter;
 - (b) Establish, implement and periodically review all policies and procedures which address the contents of this chapter;
 - (c) Display the license issued by the department in an area accessible to the public;
 - (d) Notify the department in writing:
 - (i) Within thirty days of changes of an administrator, owner or the director of clinical services;
 - (ii) Thirty or more days before ceasing operations;
 - (e) Cooperate with the department during surveys which may include reviewing licensee and client records and conducting client interviews with client consent;
 - (f) Respond to a statement of deficiencies by submitting to the department:
 - (i) A written plan of correction, within ten working days of receipt. The applicant or licensee must complete all corrections within sixty days after the survey exit date, unless otherwise specified by the department; and
 - (ii) A progress report describing corrections made and ongoing monitoring actions, within ninety days after the survey exit date, unless the department specifies another date.
- (2) An applicant or licensee may:
 - (a) Discuss findings observed during a survey with the surveyor; and
 - (b) Discuss the statement of deficiencies with the department's manager.
- (3)(a) A childbirth center must report adverse health events to the department. The National Quality Forum identifies and defines twenty-nine serious reportable events (adverse health events) as updated and adopted in 2011.
 - (b) A childbirth center must comply with the reporting requirements under chapter 246-302 WAC. Reporting requirements under chapter 246-302 WAC do not relieve a birth center from complying with other applicable reporting or notification requirements of this chapter or those requirements relating to law enforcement or professional regulatory agencies.
 - (c) Adverse health events are listed in chapter 246-302 WAC.
- (4) An applicant or licensee has the right to respond to and contest a statement of charges according to the following provisions:
 - (a) RCW 43.70.115, department of health authority for license approval, denial, restriction, conditioning, modification, suspension and revocation;
 - (b) Chapter 34.05 RCW, the Administrative Procedure Act; and
 - (c) Chapter 246-10 WAC, Adjudicative proceedings.

[Statutory Authority: Chapter 70.56 RCW. WSR 12-16-057, § 246-329-045, filed 7/30/12, effective 10/1/12. Statutory Authority: Chapter 18.46 RCW and RCW 43.70.040. WSR 07-07-075, § 246-329-045, filed 3/16/07, effective 4/16/07.]