

WAC 388-850-025 Program operation—General provisions. (1) The provisions of this section shall apply to all programs operated under authority of the act.

(2) The county and all contractors and subcontractors must comply with all applicable law or rule governing the department's approval of payment of funds for the programs. Verification may be in the manner and to the extent requested by the assistant secretary.

(3) State funds must not be paid to a county for costs of services provided by the county or other person or organization who or which was not licensed, certified, or approved as required by law or by rule whether or not the assistant secretary approved the plan.

(4) The assistant secretary may impose such reasonable fiscal and program reporting requirements as the assistant secretary deems necessary for effective program management.

(5) **Funding.**

(a) The department and county must negotiate and execute a contract before the department provides reimbursement for services under contract, except as provided under WAC 388-850-020 (3).

(b) Payments to counties must be made on the basis of information submitted to the department for costs incurred under the contract. The department must specify the form and content of the information.

(c) The assistant secretary may make advance payments to counties, where such payments would facilitate sound program management.

(d) The assistant secretary may withhold all or part of a subsequent monthly disbursement to a county if the department receives evidence a county or subcontractor performing under the contract is:

(i) Not in compliance with applicable state law or rule;

(ii) Not in substantial compliance with the contract; or

(iii) Unable or unwilling to provide such records or data as the assistant secretary may require.

(e) The department may withhold funds until satisfactory evidence of corrective action is received. Such withholding of funds is subject to appeal under the Administrative Procedure Act (chapter 34.05 RCW).

(6) **Subcontracting.** A county may subcontract for the performance of any of the services specified in the contract. A county's subcontract must include:

(a) A precise and definitive work statement, including a description of the services provided;

(b) The subcontractor's specific agreement to abide by the act and the rules;

(c) Specific authority for the assistant secretary and the state auditor to inspect all records and other material the assistant secretary deems pertinent to the subcontract and agreement by the subcontractor that such records will be made available for inspection;

(d) Specific authority for the assistant secretary to make periodic inspection of premises in the community where services are provided in order to evaluate performance under the contract between the department and the county; and

(e) Specific agreement by the subcontractor to provide such program and fiscal data as the assistant secretary may require.

[Statutory Authority: RCW 71A.12.030, 71A.12.120, and 71A.14.050. WSR 24-16-010, § 388-850-025, filed 7/25/24, effective 8/25/24. Statutory Authority: RCW 71A.16.010, 71A.16.030, 71A.12.030, chapter 71A.20 RCW, RCW 72.01.090, and 72.33.125. WSR 02-16-014, § 388-850-025, filed 7/25/02, effective 8/25/02. WSR 99-19-104, recodified as §

388-850-025, filed 9/20/99, effective 9/20/99. Statutory Authority: RCW 71A.14.030. WSR 91-17-005 (Order 3230), § 275-25-030, filed 8/9/91, effective 9/9/91. Statutory Authority: RCW 69.54.040 and 71.24.190. WSR 83-03-011 (Order 1936), § 275-25-030, filed 1/12/83; Order 1142, § 275-25-030, filed 8/12/76.]