

## WSR 21-20-030

## PERMANENT RULES

## DEPARTMENT OF HEALTH

[Filed September 24, 2021, 3:37 p.m., effective October 25, 2021]

Effective Date of Rule: Thirty-one days after filing.

Purpose: WAC 246-809-990 Licensed counselor, and associate—Fees and renewal cycle, and 246-811-035 Certification of a substance use disorder professional trainee. The purpose of these amendments is to align with statutory changes. HB 1063 (chapter 57, Laws of 2021) created an exception to the statutory limits on associate and trainee license renewals for licensed counselors and substance use disorder professionals (SUDP). These rule amendments incorporate statutory amendments by reference.

Previously, both the statute and rules limited licensed counselor associates to six license renewals and SUDP trainees to four license renewals. Under amendments made by HB 1063, the secretary of health may allow additional renewals when a governor-declared emergency results in barriers to testing or training. Amendments to WAC 246-809-990 and 246-811-035 clarify that the statutory limits to associate and trainee license renewals apply, except as provided by statute.

An additional amendment to WAC 246-809-990 also removes an outdated citation.

Citation of Rules Affected by this Order: Amending WAC 246-809-990 and 246-811-035.

Statutory Authority for Adoption: RCW 18.225.040 and 18.205.060.

Other Authority: HB 1063 (chapter 57, Laws of 2021); RCW 18.225.145, 18.205.095.

Adopted under notice filed as WSR 21-13-152 on June 22, 2021.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 2, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 2, Repealed 0.

Date Adopted: September 23, 2021.

Kristin Peterson, JD  
Deputy Secretary  
Policy and Planning  
for Umair A. Shah, MD, MPH  
Secretary

OTS-3067.2

AMENDATORY SECTION (Amending WSR 20-12-074, filed 6/1/20, effective 7/2/20)

**WAC 246-809-990 Licensed counselor, and associate—Fees and renewal cycle.** (1) Except for a probationary license as described in WAC 246-809-095, a license must be renewed every year on the practitioner's birthday as provided in chapter 246-12 WAC (~~(, Part 2)~~).

(2) Associate licenses are valid for one year and must be renewed every year on the date of issuance. The associate license may be renewed no more than six times, except as provided in RCW 18.225.145.

(3) The following nonrefundable fees will be charged:

Title	Fee
<b>Licensed marriage and family therapist</b>	
<b>Original application</b>	
Application and initial license	\$290.00
UW online access fee (HEAL-WA)	16.00
<b>Active license renewal</b>	
Renewal	180.00
Late renewal penalty	90.00
Expired license reissuance	85.00
UW online access fee (HEAL-WA)	16.00
<b>Retired active license renewal</b>	
Renewal	70.00
Late renewal penalty	35.00
UW online access fee (HEAL-WA)	16.00
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00
<b>Licensed marriage and family therapy associate</b>	
<b>Original application</b>	
Application	65.00
UW online access fee (HEAL-WA)	16.00
<b>Renewal</b>	
Renewal	50.00
UW online access fee (HEAL-WA)	16.00
Late renewal penalty	50.00
Expired license reissuance	40.00
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00
<b>Licensed mental health counselor</b>	
<b>Original application</b>	
Application	95.00
Initial license	80.00
UW online access fee (HEAL-WA)	16.00
<b>Active license renewal</b>	
Renewal	90.00
Late renewal penalty	50.00
Expired license reissuance	65.00
UW online access fee (HEAL-WA)	16.00
<b>Retired active license renewal</b>	

<b>Title</b>	<b>Fee</b>
Renewal retired active	70.00
Late renewal penalty	35.00
UW online access fee (HEAL-WA)	16.00
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00
<b>Licensed mental health counselor associate</b>	
<b>Original application</b>	
Application	35.00
<b>Renewal</b>	
Renewal	25.00
Late renewal penalty	25.00
Expired license reissuance	40.00
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00
<b>Licensed advanced social worker and licensed independent clinical social worker</b>	
<b>Original application</b>	
Application	100.00
Initial license	100.00
UW online access fee (HEAL-WA)	16.00
<b>Active license renewal</b>	
Renewal	100.00
Late renewal penalty	50.00
Expired license reissuance	72.50
UW online access fee (HEAL-WA)	16.00
<b>Retired active license renewal</b>	
Renewal retired active	65.00
Late renewal penalty	30.00
UW online access fee (HEAL-WA)	16.00
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00
<b>Licensed advanced social worker associate and licensed independent clinical social worker associate</b>	
<b>Original application</b>	
Application	35.00
UW online access fee (HEAL-WA)*	16.00
<b>Renewal</b>	
Renewal	25.00
Late renewal penalty	25.00
UW online access fee (HEAL-WA)*	16.00
Expired license reissuance	40.00
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00

\* Surcharge applies to independent clinical social worker associate only.

(4) For a probationary license as described under WAC 246-809-095, the following nonrefundable fees will be charged:

<b>Title</b>	<b>Fee</b>
<b>Licensed marriage and family therapist</b>	
<b>Original application</b>	
Application and initial license	\$290.00
<b>Active license renewal</b>	
Renewal	180.00
Late renewal penalty	90.00
Expired license reissuance	85.00
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00
<b>Licensed mental health counselor</b>	
<b>Original application</b>	
Application and initial license	175.00
<b>Active license renewal</b>	
Renewal	90.00
Late renewal penalty	50.00
Expired license reissuance	65.00
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00
<b>Licensed advanced social worker and licensed independent clinical social worker</b>	
<b>Original application</b>	
Application and initial license	200.00
<b>Active license renewal</b>	
Renewal	100.00
Late renewal penalty	50.00
Expired license reissuance	72.50
<b>Duplicate license</b>	10.00
<b>Verification of license</b>	25.00

[Statutory Authority: 2019 c 444, 2019 c 446, 2019 c 351, and RCW 18.19.050, 18.205.060, 18.225.040, 43.70.110, and 43.70.250. WSR 20-12-074, § 246-809-990, filed 6/1/20, effective 7/2/20. Statutory Authority: RCW 43.70.250 and 43.70.280. WSR 18-01-098, § 246-809-990, filed 12/18/17, effective 4/1/18. Statutory Authority: RCW 43.70.110, 43.70.280 and 18.225.145. WSR 15-19-149, § 246-809-990, filed 9/22/15, effective 1/1/16. Statutory Authority: RCW 18.130.250, 18.225.170, 43.70.110, and 43.70.250. WSR 13-24-097, § 246-809-990, filed 12/3/13, effective 2/1/14. Statutory Authority: RCW 43.70.110 (3) (c) and 43.70.250. WSR 12-19-088, § 246-809-990, filed 9/18/12, effective 11/1/12. Statutory Authority: RCW 43.70.110 and 43.70.112. WSR 11-19-098, § 246-809-990, filed 9/20/11, effective 1/1/12. Statutory Authority: RCW 43.70.110, 43.70.250, and 2010 c 37. WSR 10-19-071, § 246-809-990, filed 9/16/10, effective 10/15/10. Statutory Authority: Chapter 18.225 RCW. WSR 09-15-039, § 246-809-990, filed 7/8/09, effective 7/8/09. Statutory Authority: RCW 43.70.110, 43.70.250 and 2008 c 329. WSR 08-16-008, § 246-809-990, filed 7/24/08, effective 7/25/08. Statutory Authority: RCW 43.70.250, [43.70.]280 and 43.70.110. WSR 05-12-012, § 246-809-990, filed 5/20/05, effective 7/1/05. Statutory Authority: 2001 c 251, RCW 43.70.250. WSR 01-17-113, § 246-809-990, filed 8/22/01, effective 9/22/01.]

## OTS-3104.1

AMENDATORY SECTION (Amending WSR 21-02-002, filed 12/23/20, effective 1/23/21)

**WAC 246-811-035 Certification of a substance use disorder professional trainee.** (1) The department of health will issue a substance use disorder professional trainee certificate to an individual who:

- (a) Submits an application on forms the department provides;
- (b) Includes written documentation to meet the eligibility criteria;
- (c) Declares that he or she is enrolled in an approved school and gaining the experience required to receive a substance use disorder professional credential.

(2) A substance use disorder professional trainee must submit a signed declaration with their annual renewal that states they are enrolled in an approved education program, or have completed the educational requirements, and are obtaining the experience requirements for a substance use disorder professional credential.

(3) A substance use disorder professional trainee certificate can only be renewed four times, except as provided in RCW 18.205.095.

[Statutory Authority: RCW 18.19.050, 18.29.130, 18.29.210, 18.34.120, 18.46.060, 18.55.095, 18.84.040, 18.88B.060, 18.89.050, 18.130.050, 18.138.070, 18.155.040, 18.200.050, 18.205.060, 18.215.040, 18.230.040, 18.240.050, 18.250.020, 18.290.020, 18.360.030, 18.360.070, 70.41.030, 70.230.020, 71.12.670, and 18.108.085. WSR 21-02-002, § 246-811-035, filed 12/23/20, effective 1/23/21. Statutory Authority: 2019 c 444, 2019 c 446, 2019 c 351, and RCW 18.19.050, 18.205.060, 18.225.040, 43.70.110, and 43.70.250. WSR 20-12-074, § 246-811-035, filed 6/1/20, effective 7/2/20. Statutory Authority: Chapter 18.205 RCW. WSR 09-14-111, § 246-811-035, filed 6/30/09, effective 7/1/09.]