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SENATE BILL 5018

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State of Washington

57th Legislature

2001 Regular Session

By Senators Costa and Thibaudeau

Read first time 01/08/2001. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to the imposition of civil penalties by the  
2 department of health against a licensed hospital that fails to report  
3 a required event; amending RCW 70.41.130; and prescribing penalties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 70.41.130 and 1991 c 3 s 335 are each amended to read  
6 as follows:

7 The department is authorized to deny, suspend, revoke, or modify a  
8 license or provisional license in any case in which it finds that there  
9 has been a failure or refusal to comply with the requirements of this  
10 chapter or the standards or rules adopted under this chapter. RCW  
11 43.70.115 governs notice of a license denial, revocation, suspension,  
12 or modification and provides the right to an adjudicative proceeding.

13 The department is authorized to assess a civil fine or civil  
14 penalty in any case in which it finds the licensee failed to report an  
15 event that is required by statute or rule to be reported to the  
16 department. The civil fine or civil penalty shall not exceed one  
17 thousand dollars per incident unreported. The department is authorized  
18 to approve expenditure of the civil penalty by the licensee on  
19 improvements that would ensure future compliance in reporting, or

1 reduce future incidents. Assessment of a civil fine or civil penalty  
2 is subject to the provisions of chapters 34.05 and 43.05 RCW and RCW  
3 43.70.095. The department may adopt rules to implement the civil fines  
4 or civil penalties referenced in this section.

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