

**RCW 70.127.080 Licenses—Application procedure and requirements.**

(1) An applicant for an in-home services agency license shall:

- (a) File a written application on a form provided by the department;
  - (b) Demonstrate ability to comply with this chapter and the rules adopted under this chapter;
  - (c) Cooperate with on-site survey conducted by the department except as provided in RCW 70.127.085;
  - (d) Provide evidence of and maintain professional liability, public liability, and property damage insurance in an amount established by the department, based on industry standards. This subsection shall not apply to hospice agency applicants that provide hospice care without receiving compensation for delivery of services;
  - (e) Provide documentation of an organizational structure, and the identity of the applicant, officers, administrator, directors of clinical services, partners, managing employees, or owners of ten percent or more of the applicant's assets;
  - (f) File with the department for approval a description of the service area in which the applicant will operate and a description of how the applicant intends to provide management and supervision of services throughout the service area. The department shall adopt rules necessary to establish criteria for approval that are related to appropriate management and supervision of services throughout the service area. In developing the rules, the department may not establish criteria that:
    - (i) Limit the number or type of agencies in any service area; or
    - (ii) Limit the number of persons any agency may serve within its service area unless the criteria are related to the need for trained and available staff to provide services within the service area;
  - (g) File with the department a list of the home health, hospice, and home care services provided directly and under contract;
  - (h) Pay to the department a license fee as provided in RCW 70.127.090;
  - (i) Comply with RCW 43.43.830 through 43.43.842 for criminal background checks; and
  - (j) Provide any other information that the department may reasonably require.
- (2) A certificate of need under chapter 70.38 RCW is not required for licensure except for the operation of a hospice care center. [2000 c 175 § 6; 1999 c 190 § 2; 1993 c 42 § 4; 1988 c 245 § 9.]

**Effective date—2000 c 175:** See note following RCW 70.127.010.

**Severability—Effective dates—1993 c 42:** See notes following RCW 70.127.010.