

Title 440 WAC

SOCIAL AND HEALTH SERVICES, DEPARTMENT OF (GENERAL PROVISIONS)

Chapters

440-44 Fees.

Chapter 440-44 WAC

FEES

WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

440-44-023	Ambulances and first-aid vehicles licensing and inspection fees. [Statutory Authority: RCW 43.20B.110. 89-16-064 (Order 2839), § 440-44-023, filed 7/31/89, effective 8/31/89. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-023, filed 6/4/82.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-975-990.
440-44-030	Certificate of need review fees. [Statutory Authority: Chapter 70.38 RCW. 90-15-001 (Order 070), § 440-44-030, filed 7/6/90, effective 8/6/90. Statutory Authority: RCW 43.20A.055. 89-21-042 (Order 2), § 440-44-030, filed 10/13/89, effective 11/13/89; 87-16-084 (Order 2519), § 440-44-030, filed 8/5/87; 87-12-049 (Order 2494), § 440-44-030, filed 6/1/87; 84-13-006 (Order 2109), § 440-44-030, filed 6/7/84; 83-21-015 (Order 2037), § 440-44-030, filed 10/6/83. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-030, filed 6/4/82.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-310-990.
440-44-035	Health facility construction review fees. [Statutory Authority: RCW 43.20A.055. 86-12-049 (Order 2384), § 440-44-035, filed 6/3/86; 85-12-029 (Order 2236), § 440-44-035, filed 5/31/85; 83-12-058 (Order 1965), § 440-44-035, filed 6/1/83. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-035, filed 6/4/82.] Repealed by 91-02-050 (Order 122), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040.
440-44-040	Medical facilities licensing fees. [Statutory Authority: RCW 43.20B.110. 89-16-064 (Order 2839), § 440-44-040, filed 7/31/89, effective 8/31/89. Statutory Authority: RCW 43.20A.055. 87-14-066 (Order 2493), § 440-44-040, filed 7/1/87; 86-12-049 (Order 2384), § 440-44-040, filed 6/3/86; 85-12-029 (Order 2236), § 440-44-040, filed 5/31/85; 84-13-006 (Order 2109), § 440-44-040, filed 6/7/84; 83-12-058 (Order 1965), § 440-44-040, filed 6/1/83. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-040, filed 6/4/82.] Repealed by

440-44-041	91-02-050 (Order 122), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Childbirth centers and pregnancy termination facilities. [Statutory Authority: RCW 43.20B.110. 89-16-064 (Order 2839), § 440-44-041, filed 7/31/89, effective 8/31/89.] Repealed by 91-02-050 (Order 122), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040.
440-44-042	Hospice and home health and home care agencies. [Statutory Authority: RCW 43.20B.110. 89-21-040 (Order 5), § 440-44-042, filed 10/12/89, effective 11/12/89.] Repealed by 91-02-050 (Order 122), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040.
440-44-043	Boarding homes and treatment facilities licensing fees. [Statutory Authority: RCW 43.20B.110. 89-16-064 (Order 2839), § 440-44-043, filed 7/31/89, effective 8/31/89.] Repealed by 91-02-050 (Order 122), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040.
440-44-045	Wastewater disposal system project and related review fees. [Statutory Authority: RCW 43.20A.055. 87-14-066 (Order 2493), § 440-44-045, filed 7/1/87. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-045, filed 6/4/82.] Repealed by 91-02-050 (Order 122), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040.
440-44-048	Water system project review and approval fees. [Statutory Authority: RCW 43.20A.055. 87-14-066 (Order 2493), § 440-44-048, filed 7/1/87; 83-14-038 (Order 1980), § 440-44-048, filed 6/30/83.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-290-990.
440-44-050	Radiation machine facility registration fees. [Statutory Authority: RCW 43.20B.110. 89-16-064 (Order 2839), § 440-44-050, filed 7/31/89, effective 8/31/89. Statutory Authority: RCW 43.20A.055. 86-08-054 (Order 2359), § 440-44-050, filed 3/28/86. Statutory Authority: Chapter 70.98 RCW and 1985 c 383. 85-20-021 (Order 2283), § 440-44-050, filed 9/23/85. Statutory Authority: RCW 43.20A.055. 85-13-007 (Order 2238), § 440-44-050, filed 6/7/85; 83-12-058 (Order 1965), § 440-44-050, filed 6/1/83. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-050, filed 6/4/82.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-254-053.
440-44-055	Radioactive materials license fees. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-055, filed 6/4/82.] Repealed by 82-17-021 (Order 1860), filed 8/9/82. Statutory Authority: 1982 c 201.
440-44-057	License fees for radioactive materials. [Statutory Authority: RCW 43.20A.055. 87-21-016 (Order 2545), § 440-44-057, filed 10/9/87; 86-08-054 (Order 2359), § 440-44-057, filed 3/28/86; 85-13-007 (Order 2238), § 440-44-057, filed 6/7/85; 85-06-024 (Order 2209), § 440-44-057, filed 2/27/85. Statutory Authority: RCW 70.98.080. 83-24-014 (Order 2050), § 440-44-057, filed 11/30/83. Statutory Authority: RCW 43.20A.055. 83-12-058 (Order 1965), § 440-44-057, filed 6/1/83. Statutory Authority: 1982 c 201. 82-17-021 (Order 1860), § 440-44-057, filed 8/9/82.] Decodified by 91-02-049 (Order 121), filed 12/27/90,

- effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-254-057.
- 440-44-058 Fees for additional service. [Statutory Authority: RCW 43.20A.055. 85-13-007 (Order 2238), § 440-44-058, filed 6/7/85.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-254-058.
- 440-44-059 Small business discount provision and optional fee payment schedule applicable to radioactive materials licensees. [Statutory Authority: RCW 43.20A.055. 86-12-039 (Order 2382), § 440-44-059, filed 5/30/86.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-254-030.
- 440-44-060 Site use permit fee. [Statutory Authority: Chapter 70.98 RCW and 1985 c 383. 85-20-021 (Order 2283), § 440-44-060, filed 9/23/85. Statutory Authority: RCW 43.20A.055. 83-12-058 (Order 1965), § 440-44-060, filed 6/1/83.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-254-999.
- 440-44-061 Radioactive waste site surveillance fee. [Statutory Authority: RCW 43.20A.055 and 70.98.085. 87-03-017 (Order 2461), § 440-44-061, filed 1/13/87. Statutory Authority: RCW 43.20A.055. 86-18-004 (Order 2415), § 440-44-061, filed 8/21/86. Statutory Authority: Chapter 70.98 RCW and 1985 c 383. 85-20-021 (Order 2283), § 440-44-061, filed 9/23/85.] Repealed by 90-11-126 (Order 050), filed 5/23/90, effective 6/23/90. Statutory Authority: RCW 70.98.085.
- 440-44-062 Fees for airborne emissions of radioactive materials. [Statutory Authority: Chapter 70.98 RCW. 88-17-061 (Order 2670), § 440-44-062, filed 8/17/88.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-254-160.
- 440-44-065 Shellfish program certification fees. [Statutory Authority: RCW 43.20A.055. 85-12-029 (Order 2236), § 440-44-065, filed 5/31/85; 84-13-006 (Order 2109), § 440-44-065, filed 6/7/84; 83-15-021 (Order 1991), § 440-44-065, filed 7/14/83. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-065, filed 6/4/82.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-282-990.
- 440-44-070 Water recreational facility projects. [Statutory Authority: RCW 43.20A.055. 87-14-066 (Order 2493), § 440-44-070, filed 7/1/87. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-070, filed 6/4/82.] Repealed by 91-02-050 (Order 122), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040.
- 440-44-075 Transient accommodations licensing and inspection fees. [Statutory Authority: RCW 43.20A.055. 87-17-045 (Order 2524), § 440-44-075, filed 8/17/87; 85-12-029 (Order 2236), § 440-44-075, filed 5/31/85. Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-075, filed 6/4/82.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-360-990.
- 440-44-076 Health and sanitation survey fee for community colleges, ferries, and other state of Washington institutions and facilities. [Statutory Authority: RCW 43.20A.055. 87-14-066 (Order 2493), § 440-44-076, filed 7/1/87; 85-13-007 (Order 2238), § 440-44-076, filed 6/7/85.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-380-990.
- 440-44-080 Waterworks operator certification fees. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-080, filed 6/4/82.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-292-990.
- 440-44-085 Nursing home fees. [Statutory Authority: 1982 c 201. 82-13-010 (Order 1824), § 440-44-085, filed 6/4/82.] Repealed by 91-19-025 (Order 3243), filed 9/10/91, effective 10/11/91. Statutory Authority: 1991 c 8.
- 440-44-095 Vital records fees. [Statutory Authority: RCW 26.33.330. 88-15-011 (Order 2650), § 440-44-095, filed 7/8/88; 85-04-023 (Order 2199), § 440-44-095, filed 1/30/85.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-491-990.
- 440-44-100 Labor camp health and sanitation permit and survey fees. [Statutory Authority: RCW 43.20A.055. 87-24-074 (Order 2564), § 440-44-100, filed 12/2/87; 86-05-029 (Order 2342), § 440-44-100, filed 2/19/86.] Decodified by 91-02-049 (Order 121), filed 12/27/90, effective 1/31/91. Statutory Authority: RCW 43.70.040. Recodified as WAC 246-358-990.

WAC 440-44-001 Purpose and authority. Chapter 440-44 WAC establishes fees for all license activities of the department of social and health services. Chapter 440-44 WAC is adopted under authority of RCW 43.20A.____ [43.20A.055] (section 2, chapter 201, Laws of 1982).

Pursuant to this authority, the secretary is required to establish fees for obtaining a license. The term "license" is defined as the "exercise of regulatory authority by the secretary to grant permission, authority, or liberty to do or to forebear certain activities."

Pursuant to this authority, fees may be waived when, in the discretion of the secretary, the fees would not be in the best interest of public health and safety, or when the fees would be to the financial disadvantage of the state. No fees may be charged to municipal corporations for licensing of emergency medical care and transportation services under chapter 18.73 RCW.

[Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-001, filed 6/4/82.]

WAC 440-44-002 Waiver of fees. Any person or agency subject to license fees under chapter 440-44 WAC, and organizations in the person's or agency's behalf, may submit a sworn, notarized petition seeking waiver of fees for a licensee or distinguishable class of licensee.

The petition shall be mailed or delivered to the office of the secretary. Following receipt of the petition, the secretary may require submission of additional information considered relevant.

[Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-002, filed 6/4/82.]

WAC 440-44-010 Fee payment and refunds. (1) Fees are due with applications for initial license or renewal. The department will not proceed on applications until required fees are paid.

Except as otherwise provided in these rules, fees shall be paid for a minimum of one year.

(2) Fees for licenses issued for other than yearly periods shall be prorated based on the stated annual fee.

(3) When the department issues a license for more than one year:

(a) Fees may be paid for the entire licensing period by paying at the rate established at the time the application was submitted, or

(b) If the licensee does not pay the fee for the entire license period, annual fees shall be due thirty days prior to each annual anniversary date of the license, at the annual fee rate established by these rules at the time such fee is paid.

(4) Except as otherwise provided in these rules, if an application is withdrawn prior to issuance or denial, one-half of the fee shall be refunded.

(5) If there is a change of or by the licensee requiring a new license, the fee paid for a period beyond the next license anniversary date shall be refunded. Changes requiring a new license shall require a new application and payment of fee as provided herein.

(6) If there is a change by the applicant or licensee that requires an amendment placing the licensee in a higher fee category, the additional fee shall be prorated for the remainder of the license period.

(7) Fees becoming due on or after the effective date of this chapter shall be at the rates provided herein.

(8) To the extent fees are reduced through regular rule adoption of this chapter on or before December 31, 1982, fees shall be refunded.

(9) Fee payments shall be by mail. Payment shall be by check, draft, or money order made payable to the department of social and health services.

[Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-010, filed 6/4/82.]

WAC 440-44-015 Denial, revocation, suspension, and reinstatement. (1) If a license is denied, revoked, or suspended, fees shall not be refunded.

(2) Application for license after denial or revocation must include fees as provided for in these rules.

(3) Failure to pay fees when due will result in suspension or denial of license.

[Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-015, filed 6/4/82.]

WAC 440-44-020 Alcohol and drug agency certification fees.

Alcohol and/or Drug Residential Services Certification: \$26 Per Licensed Bed Per Year

Alcohol and/or Drug Nonresidential Services	Certification:	Fee Per Year
Large agencies	3,000 or more clients served per year	\$ 1,125
Medium-sized agencies	1,000-3,000 clients served per year	\$ 750
Small agencies	0-1,000 clients served per year	\$ 375

[Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-020, filed 6/4/82.]

WAC 440-44-025 Day care centers and mini-day care centers license fees. The fee shall be forty-eight dollars per year plus four dollars per year for each unit of licensed capacity in excess of twelve children.

[Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-025, filed 6/4/82.]

WAC 440-44-026 Family day care home licensing fee.

Family Day Care Home	License Fee Per Year
1 - 6 children	\$24

[Statutory Authority: 1982 c 201. 82-17-033 (Order 1861), § 440-44-026, filed 8/11/82.]

WAC 440-44-028 Adult family home license fees. The department shall charge a license fee of fifty dollars per year for each home. The department shall also charge a fifty dollar processing fee for each home when the home is initially licensed.

[Statutory Authority: 1989 c 427. 90-03-049 (Order 2931), § 440-44-028, filed 1/16/90, effective 2/16/90.]

WAC 440-44-090 Mental health service provider license and certification fees. (1) An annual fee, based on a range of client service hours provided per year, shall be assessed as follows:

Range	Client Service Hours	Annual Fee
1	0 - 3,999	\$ 281.00
2	4,000 - 14,999	422.00
3	15,000 - 29,999	562.00
4	30,000 - 49,999	842.00
5	50,000 and over	1,030.00

(2) Fee ranges shall be determined from provider information reported to the department's community mental health information system.

(3) Providers applying for a license or certification and not reporting to the department's community mental health information system shall submit the number of annual client service hours as part of their application.

(4) Fee for an applicant not licensed or certified shall be equal to the fees for licensure or certification of licensed and certified providers with similar annual client service hours.

(5) Certified short-term inpatient component, or new applicants seeking certification for a short-term inpatient component, shall be assessed an annual fee of thirty-two dollars per bed. This annual fee shall not be assessed for inpatient hospitals licensed under chapter 70.41 RCW.

[Statutory Authority: RCW 43.20B.110. 91-23-089 (Order 3291), § 440-44-090, filed 11/19/91, effective 12/20/91. Statutory Authority: RCW 43.20A.055. 85-20-031 (Order 2287), § 440-44-090, filed 9/24/85.]