

1 5827 NOT ADOPT 4/18/91.3774

2 **SB 5827** - S AMD

3 By Senators Niemi, Gaspard, Kreidler, Snyder, Wojahn, Moore,
4 Murray, Vognild, Talmadge and Sutherland

5 NOT ADOPTED 4/18/91 - Voice Vote

6 Strike everything after the enacting clause and insert the
7 following:

8 "Sec. I. RCW 18.51.050 and 1989 c 372 s 1 are each amended to
9 read as follows:

10 Upon receipt of an application for license, the department
11 shall issue a license if the applicant and the nursing home
12 facilities meet the requirements established under this chapter,
13 except that the department shall issue a temporary license to a
14 court-appointed receiver for a period not to exceed six months from
15 the date of appointment. Prior to the issuance or renewal of the
16 license, the licensee shall pay a license fee as established by the
17 department. No fee shall be required of government operated
18 institutions or court-appointed receivers. All licenses issued
19 under the provisions of this chapter shall expire on a date to be
20 set by the department, but no license issued pursuant to this
21 chapter shall exceed thirty-six months in duration. When a change
22 of ownership occurs, the entity becoming the licensed operating
23 entity of the facility shall pay a fee established by the
24 department at the time of application for the license. The
25 previously determined date of license expiration shall not change.

1 ((The department shall conduct, without charge to the nursing
2 homes, one annual licensing and certification survey per calendar
3 year and one postsurvey visit.

4 For all additional surveys required beyond the first
5 postsurvey visit, nursing homes shall pay an inspection fee of
6 twelve dollars per bed to the department. The inspection fee shall
7 be due within thirty days of the completion date of the
8 postsurvey.)) The department shall charge a license fee of
9 seventy-two dollars per bed per year.

10 All applications and fees for renewal of the license shall be
11 submitted to the department not later than thirty days prior to the
12 date of expiration of the license. All applications and fees for
13 change of ownership licenses shall be submitted to the department
14 not later than sixty days before the date of the proposed change of
15 ownership. Each license shall be issued only to the operating
16 entity and those persons named in the license application. The
17 license is valid only for the operation of the facility at the
18 location specified in the license application. Licenses are not
19 transferable or assignable. Licenses shall be posted in a
20 conspicuous place on the licensed premises."

21 "Sec. II. RCW 74.46.660 and 1980 c 177 s 66 are each amended
22 to read as follows:

23 In order to participate in the prospective cost-related
24 reimbursement system established by this chapter, the person or
25 legal organization responsible for operation of a facility shall:

1 (1) Obtain a state certificate of need and/or federal capital
2 expenditure review (section 1122) approval pursuant to chapter
3 70.38 RCW and Part 100, Title 42 CFR where required;

4 (2) Hold the appropriate current license;

5 (3) Hold current Title XIX certification;

6 (4) Hold a current contract to provide services under this
7 chapter; (~~and~~)

8 (5) Comply with all provisions of the contract and all
9 application regulations, including but not limited to the
10 provisions of this chapter; and

11 (6) If eligible for such certification, obtain and maintain
12 medicare certification, under Title XVIII of the social security
13 act, 42 U.S.C. Sec. 1395, as amended, for an appropriate portion,
14 as determined by the facility, of the facility's licensed beds in
15 order to assure access for medicare residents."

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20 On page 1, line 1 of the title, after "homes;" strike the
21 remainder of the title and insert "and amending RCW 18.51.050 and
22 74.46.660."