

SHB 1850 - S COMM AMD

By Committee on Health & Long-Term Care

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 18.130
4 RCW to read as follows:

5 (1) As used in this section, "emergency or disaster" has the same
6 meaning as in RCW 38.52.010.

7 (2) The secretary shall issue a retired volunteer medical worker
8 license to any applicant who:

9 (a) Has held an active license issued by a disciplining authority
10 under RCW 18.130.040 which became inactive or expired no more than ten
11 years prior to applying for an initial license under this section;

12 (b) Does not have any current restrictions on the ability to obtain
13 a license for violations of this chapter;

14 (c) Submits proof of registration as a volunteer with a local
15 organization for emergency services or management as defined by chapter
16 38.52 RCW or local public health jurisdiction program to coordinate
17 responses to an emergency or disaster.

18 (3) License holders under this section must be supervised and may
19 practice only those duties which correspond to the scope of their
20 emergency worker assignment not to exceed their scope of practice prior
21 to retirement.

22 (4) The department shall adopt rules and policies to implement this
23 section.

24 (5) The department shall establish standards for the renewal of
25 licenses issued under this section, including continuing competency
26 requirements.

27 (6) License holders under this section are subject to the
28 provisions of this chapter as they may apply to the issuance and denial
29 of credentials, unauthorized practice, and discipline for acts of
30 unprofessional conduct.

1 (7) Nothing in this section precludes a health care professional
2 who holds an active license to provide medical services during an
3 emergency or disaster.

4 (8) The cost of regulatory activities for license holders under
5 this section must be borne in equal proportion by all health care
6 providers holding a license issued by a disciplining authority under
7 RCW 18.130.040.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 4.24 RCW
9 to read as follows:

10 (1) A person who holds a retired volunteer medical worker license
11 issued under section 1 of this act who provides assistance during an
12 emergency or disaster, as defined in RCW 38.52.010, while at the scene,
13 an alternative care site, a hospital site, en route to such a site, or
14 while participating in an approved training or exercise for an
15 emergency or disaster, without compensation or the expectation of
16 compensation and within the scope of their assigned duties and under
17 the direction of the local organization with which he or she has been
18 registered, shall not be liable for civil damages resulting from any
19 act or omission in the rendering of such assistance or in transporting
20 such persons, other than acts or omissions constituting gross
21 negligence or willful or wanton misconduct.

22 (2) The local organization for emergency services or management or
23 local public health jurisdiction that registers a person as a volunteer
24 under section 1 of this act shall defend and hold harmless licensed
25 volunteer medical workers for any act or omission committed or omitted
26 in the good faith performance of their duties.

27 **Sec. 3.** RCW 43.70.110 and 1993 sp.s. c 24 s 918 are each amended
28 to read as follows:

29 (1) The secretary shall charge fees to the licensee for obtaining
30 a license. After June 30, 1995, municipal corporations providing
31 emergency medical care and transportation services pursuant to chapter
32 18.73 RCW shall be exempt from such fees, provided that such other
33 emergency services shall only be charged for their pro rata share of
34 the cost of licensure and inspection, if appropriate. The secretary
35 may waive the fees when, in the discretion of the secretary, the fees

1 would not be in the best interest of public health and safety, or when
2 the fees would be to the financial disadvantage of the state.

3 (2) Except for the cost of regulating retired volunteer medical
4 workers in accordance with section 1 of this act, fees charged shall be
5 based on, but shall not exceed, the cost to the department for the
6 licensure of the activity or class of activities and may include costs
7 of necessary inspection.

8 (3) Department of health advisory committees may review fees
9 established by the secretary for licenses and comment upon the
10 appropriateness of the level of such fees.

11 **Sec. 4.** RCW 43.70.250 and 1996 c 191 s 1 are each amended to read
12 as follows:

13 It shall be the policy of the state of Washington that the cost of
14 each professional, occupational, or business licensing program be fully
15 borne by the members of that profession, occupation, or business. The
16 secretary shall from time to time establish the amount of all
17 application fees, license fees, registration fees, examination fees,
18 permit fees, renewal fees, and any other fee associated with licensing
19 or regulation of professions, occupations, or businesses administered
20 by the department. In fixing said fees, the secretary shall set the
21 fees for each program at a sufficient level to defray the costs of
22 administering that program and the cost of regulating licensed
23 volunteer medical workers in accordance with section 1 of this act.
24 All such fees shall be fixed by rule adopted by the secretary in
25 accordance with the provisions of the administrative procedure act,
26 chapter 34.05 RCW."

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27 On page 1, line 1 of the title, after "workers;" strike the
28 remainder of the title and insert "amending RCW 43.70.110 and
29 43.70.250; adding a new section to chapter 18.130 RCW; and adding a new

1 section to chapter 4.24 RCW."

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