

Title 440 WAC
DEPARTMENT OF SOCIAL AND HEALTH SERVICES (GENERAL PROVISIONS)

Chapters

440-44 Fees.

Chapter 440-44 WAC

FEES

WAC

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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 440-44-055 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 Repealed by 82-17-021 (Order 1860), filed 8/9/82.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.

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 440-44-023 Ambulances and first aid vehicles licensing and inspection fees. The following annual fees shall be assessed for inspection and licensing of ambulances and first aid vehicles:

- (1) Ambulance vehicles - Forty-five dollars.
- (2) First aid vehicles - Twenty-five dollars.

Municipal corporations providing emergency medical care and transportation services pursuant to chapter 18.73 RCW shall be exempt from such fees. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-023, 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.

<u>Family Day Care Home</u>	<u>License Fee Per Year</u>
1 - 6 children	\$24

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

WAC 440-44-030 Health facility certificate of need review fees. (1) An application for a certificate of need under chapter 248-19 WAC shall be accompanied by payment of a fee consisting of the following:

- (a) An application processing fee in the amount of five hundred dollars shall not be refundable, and

(b) A review fee, based on the total capital expenditure associated with the undertaking or project, as follows:

Proposed Capital Expenditure	Review Fee
\$ 0 to \$ 3,499	\$ 0
3,500 to 4,999	25
5,000 to 10,999	75
11,000 to 14,999	135
15,000 to 19,999	200
20,000 to 24,999	270
25,000 to 29,999	345
30,000 to 34,999	430
35,000 to 39,999	520
40,000 to 54,999	620
55,000 to 69,999	730
70,000 to 84,999	850
85,000 to 99,999	985
100,000 to 129,999	1,150
130,000 to 159,999	1,290
160,000 to 204,999	1,465
205,000 to 249,999	1,660
250,000 to 399,999	1,875
400,000 to 549,999	2,110
550,000 to 699,999	2,370
700,000 to 849,999	2,655
850,000 to 999,999	2,970
1,000,000 to 1,299,999	3,315
1,300,000 to 1,599,999	3,695
1,600,000 to 1,999,999	4,115
2,000,000 to 2,499,999	4,575
2,500,000 to 2,999,999	5,080
3,000,000 to 3,999,999	5,635
4,000,000 to 4,999,999	6,245
5,000,000 to 7,499,999	6,915
7,500,000 to 9,999,999	7,655
10,000,000 to 14,999,999	8,470
15,000,000 to 19,999,999	9,815
20,000,000 to 29,999,999	10,845
30,000,000 to 39,999,999	11,975
40,000,000 to 49,999,999	13,220
50,000,000 to 64,999,999	14,590
65,000,000 to 79,999,999	16,095
80,000,000 to 99,999,999	17,750
100,000,000 and over	19,500

(2) A request for an amendment to a certificate of need application shall be accepted by the department only when accompanied by a nonrefundable processing fee of two hundred and fifty dollars.

(a) When an amendment results in a capital expenditure exceeding the capital expenditure corresponding to the review fee paid at the time the application was first submitted to the department, the amendment shall be accompanied by payment of an additional fee representing the difference between the review fee paid when the application was first submitted and the review fee applicable to the increased capital expenditure.

(b) When an amendment results in a capital expenditure less than the capital expenditure corresponding to the review fee paid at the time the application was first submitted to the department, the department shall refund the difference to the applicant.

(3) When an application for an amended certificate of need is submitted to the department subsequent to the issuance of a certificate of need, in accordance with the provisions of WAC 248-19-450, such application shall be accompanied by payment of a nonrefundable processing fee in the amount of five hundred dollars and, if the amendment represents an increase in the capital expenditure associated with the project, a review fee representing the difference between the review fee paid when the application was first submitted and the review fee applicable to the increased capital expenditure associated with the application for amendment.

(4) When an application is returned to an applicant in accordance with the provisions of WAC 248-19-280(2)(b) or (e), any review fees paid by the applicant shall be refunded, in full, by the department. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-030, filed 6/4/82.]

WAC 440-44-035 Health facility construction review fees. An application for project review shall be accompanied by payment of a fee as follows:

Estimated Cost Range of Construction	Project	Standard Project Review Fee
\$ 0 to	\$ 499	\$ 30
500 to	999	50
1,000 to	1,999	75
2,000 to	2,999	100
3,000 to	4,999	150
5,000 to	9,999	200
10,000 to	19,999	250
20,000 to	29,999	325
30,000 to	39,999	400
40,000 to	49,999	475
50,000 to	64,999	550
65,000 to	79,999	625
80,000 to	99,999	700
100,000 to	124,999	775
125,000 to	149,999	850
150,000 to	199,999	950
200,000 to	249,999	1,050
250,000 to	324,999	1,150
325,000 to	449,999	1,350
450,000 to	574,999	1,550
575,000 to	699,999	1,750
700,000 to	849,999	2,000
850,000 to	999,999	2,250
1,000,000 to	1,249,999	2,500
1,250,000 to	2,499,999	2,750
2,500,000 to	2,999,999	3,000
3,000,000 to	3,499,999	3,300
3,500,000 to	4,999,999	3,600
5,000,000 to	6,999,999	4,000
7,000,000 to	9,999,999	4,500

Estimated Cost Range of Construction	Project	Standard Project Review Fee
10,000,000 to	14,999,999	5,000
15,000,000 to	19,999,999	5,500
20,000,000 to	29,999,999	6,000
30,000,000 to	39,999,999	6,500
40,000,000 and over		7,000

(1) "Project" means a construction endeavor including new construction, replacement, alterations, additions, expansions, conversions, improvements, remodeling, renovating, and upgrading of the following types of facilities:

(a) Chapter 18.20 RCW and chapter 248-16 WAC, Boarding homes.

(b) Chapter 18.46 RCW, Maternity homes, and chapter 248-29 WAC, Childbirth centers.

(c) Chapter 18.51 RCW and chapter 248-14 WAC, Nursing homes.

(d) Chapter 71.12 RCW, Private establishments, and chapter 248-22 WAC, Licensing regulations for private psychiatric and alcoholism hospitals and minimum licensing standards for alcoholism treatment facilities.

(e) Chapter 71.12 RCW, Private establishments, and chapter 248-23 WAC, Residential treatment facilities for psychiatrically impaired children and youth.

(f) Chapter 70.41 RCW, Hospital licensing and regulation, and chapter 248-18 WAC, Hospitals.

(g) Chapter 70.41 RCW, Hospital licensing and regulation, and chapter 248-21 WAC, Hospice care center.

(2) "Project sponsor" means the person, persons or organization planning and contracting for the design and construction of facilities, generally the owner or his or her representative.

(3) "Project cost" means all costs directly associated with the project. Project costs are estimated initially and corrected by certification to the date of completion of the project. Project costs include:

(a) All architectural-engineering designs, plans, drawings, and specifications.

(b) All fixed and/or installed equipment in the project.

(c) Contractor supervision, inspection, and overhead. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-035, filed 6/4/82.]

WAC 440-44-040 Medical facilities and boarding homes licensing fees. (1) Hospitals: The annual fee shall be thirteen dollars and fifty cents for each bed space within the licensed bed capacity of the hospital. The licensed bed capacity of a hospital shall include all bed spaces in rooms in compliance with the physical plant and movable equipment requirements of chapter 248-18 WAC for twenty-four hour assigned patient rooms. Bed spaces not used for twenty-four hour assigned patient use, in compliance with the physical plant requirements of chapter 248-18 WAC but not containing the required movable equipment, will be included in the licensed bed capacity: *Provided*, That the hospital certifies to the department the hospital currently possesses the required

movable equipment. The licensed bed capacity shall exclude all normal and intensive care infant bassinets. The number of licensed bed spaces shall be limited in accordance with decisions made under chapter 70.38 RCW, and bed additions subsequent to the establishment of each hospital's licensed bed capacity by the department shall be subject to review under chapter 70.38 RCW. The number of twenty-four hour assigned patient beds set-up in a hospital shall not exceed the hospital's licensed bed capacity.

(2) Private psychiatric hospitals: The annual fee shall be twenty-one dollars and fifty cents for each bed space within the licensed bed capacity of the private psychiatric hospital. The licensed bed capacity of a private psychiatric hospital shall include all bed spaces in rooms in compliance with the physical plant and movable equipment requirements of chapter 248-22 WAC for twenty-four hour assigned patient rooms. Bed spaces not used for twenty-four hour assigned patient use, in compliance with the physical plant requirement of chapter 248-22 WAC but not containing the required movable equipment, will be included in the licensed bed capacity: *Provided*, That the private psychiatric hospital certifies to the department the private psychiatric hospital currently possesses the required movable equipment.

The number of licensed bed spaces shall be limited in accordance with decisions made under chapter 70.38 RCW, and bed additions subsequent to the establishment of each private psychiatric hospital's licensed bed capacity by the department shall be subject to review under chapter 70.38 RCW. The number of twenty-four hour assigned patient beds set-up in a private psychiatric hospital shall not exceed the private psychiatric hospital's licensed bed capacity.

(3) Alcoholism hospitals: The annual fee shall be sixteen dollars and fifty cents for each bed space within the licensed bed capacity of the alcoholism hospital. The licensed bed capacity of an alcoholism hospital shall include all bed spaces in rooms in compliance with the physical plant and movable equipment requirements of chapter 248-22 WAC for twenty-four hour assigned patient rooms. The number of twenty-four hour assigned patient beds set-up in an alcoholism hospital shall not exceed the alcoholism hospital's licensed bed capacity.

(4) Alcoholism treatment facilities: The annual fee shall be twenty dollars and fifty cents for each bed space within the licensed bed capacity of the alcoholism treatment facility. The licensed bed capacity of an alcoholism treatment facility shall include all bed spaces in rooms in compliance with the physical plant and movable equipment requirements of chapter 248-22 WAC for twenty-four hour assigned patient rooms. The number of twenty-four hour assigned patient beds set-up in an alcoholism treatment facility shall not exceed the alcoholism treatment facility's licensed bed capacity.

(5) Boarding homes: The annual fee shall be five dollars for each bed space within the licensed bed capacity of the boarding home. The licensed bed capacity of a boarding home shall include all bed spaces in rooms in compliance with the physical plant and movable equipment requirements of chapter 248-16 WAC for resident

sleeping rooms. The number of beds set-up in a boarding home shall not exceed the boarding home's licensed bed capacity.

(6) Residential treatment facilities for psychiatrically impaired children and youth: The annual fee shall be thirty-two dollars for each bed space within the licensed bed capacity of the residential treatment facility for psychiatrically impaired children and youth. The licensed bed capacity of a residential treatment facility for psychiatrically impaired children and youth shall include all bed spaces in rooms in compliance with the physical plant and movable equipment requirements of chapter 248-23 WAC for client sleeping rooms. The number of beds set-up in a residential treatment facility for psychiatrically impaired children and youth shall not exceed the residential treatment facility for psychiatrically impaired children and youth licensed bed capacity.

(7) Nonhospital facilities: The annual fee for licensing and certification of facilities for induction of termination of pregnancy in the second trimester shall be three hundred twenty dollars.

(8) Child birth centers: The annual fee shall be three hundred fifty dollars: *Provided*, That no fee shall be required of charitable, nonprofit or government-operated institutions (as required by RCW 18.46.030).

(9) Residential treatment and rehabilitation facilities for psychiatrically impaired adults: The annual fee shall be thirty-two dollars for each bed space within the licensed bed capacity of the residential treatment and rehabilitation facility for psychiatrically impaired adults. The licensed bed capacity of a residential treatment and rehabilitation facility for psychiatrically impaired adults shall include all bed spaces in rooms in compliance with the physical plant and movable equipment requirements of chapter 248-25 WAC for client sleeping rooms. The number of beds set-up in a residential treatment and rehabilitation facility for psychiatrically impaired adults shall not exceed the residential treatment and rehabilitation facility for psychiatrically impaired adults licensed bed capacity. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-040, filed 6/4/82.]

WAC 440-44-045 Large on-site sewage disposal system project review fees. (1) The fee for review of a new system preliminary engineering report shall be three hundred dollars.

(2) The fee for review of new system plans and specifications shall be five hundred dollars.

(3) The fee for review of repair or replacement of an existing system shall be one hundred fifty dollars for the engineering report and two hundred fifty dollars for plans and specifications. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-045, filed 6/4/82.]

WAC 440-44-050 Radiation machine facility registration fees. The following biennial fees are required at the time of application or renewal:

(1) For dentists, veterinarians, and podiatrists: Forty dollars plus ten dollars per tube, not to exceed two hundred forty dollars.

(2) For industrial, research, or other nonhealing arts: Forty dollars plus ten dollars per tube, not to exceed two hundred forty dollars.

(3) For all others: One hundred dollars plus sixty dollars per tube, not to exceed eight hundred eighty dollars. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-050, filed 6/4/82.]

WAC 440-44-055 Repealed. See Disposition Table at beginning of this chapter.

WAC 440-44-057 License fees for radioactive materials. (1) The fee for each radioactive materials license is the single highest fee category license which describes activities subject to the conditions of the license. When multiple licenses are required by the department, each license is subject to the applicable license fee. Multiple licenses may be required by the department based upon physical separation of operations, organizational separations within a licensee's operation, or possession of special nuclear material.

(2) FEE CATEGORIES.

(a) For operation of a radioactive waste treatment facility: Annual fee of eleven thousand five hundred dollars.

(b) For operation of a nuclear pharmacy: Annual fee of two thousand six hundred dollars.

(c) For operation of a mobile nuclear medicine program: Annual fee of two thousand six hundred dollars.

(d) For operation of a nuclear laundry, fixed base: Annual fee of two thousand six hundred dollars.

(e) For operation of a nuclear laundry, portable operation: Annual fee of one thousand fifty dollars.

(f) For manufacture and distribution of radioactive products or devices containing radioactive material: Annual fee of two thousand six hundred dollars.

(g) For licenses authorizing decontamination services or waste brokerage: Annual fee of one thousand fifty dollars.

(h) For licenses authorizing equipment servicing involving incidental use of calibration sources, for maintenance of equipment containing radioactive material, or possession of sealed sources for the purpose of sales demonstration only: Annual fee of one hundred dollars.

(i) For licenses authorizing health physics services, leak testing, or calibration services: Annual fee of one hundred dollars.

(j) For civil defense licenses: Annual fee of one hundred dollars.

(k) For operation of a radioactive waste disposal facility: Annual fee of eleven thousand five hundred dollars.

(l) For licenses authorizing possession of atomic numbers three through eighty-three with maximum authorized possession of any single isotope greater than or equal to 1 curie: Annual fee of five thousand dollars.

(m) For licenses authorizing possession of atomic numbers three through eighty-three with maximum authorized possession of any single isotope greater than 0.1 curie but less than 1 curie: Annual fee of two thousand six hundred dollars.

(n) For licenses authorizing possession of atomic numbers three through eighty-three with maximum authorized possession less than or equal to 0.1 curie: Annual fee of one thousand four hundred dollars.

(o) For medical licenses authorizing one or more of groups II-VI, as defined in WAC 402-22-200 Schedule A:

(i) For licenses authorizing group II and III (diagnostic nuclear medicine): Annual fee of one thousand six hundred dollars.

(ii) For licenses authorizing group IV and V (unlimited medical therapy): Annual fee of eight hundred dollars.

(iii) For licenses authorizing group II or III and group IV or V: Annual fee of two thousand dollars.

(iv) For licenses authorizing group VI (unlimited brachytherapy): Annual fee of six hundred dollars.

(p) For licenses authorizing brachytherapy or teletherapy: Annual fee of six hundred dollars.

(q) For licenses authorizing medical or veterinarian possession of greater than 200 millicuries total possession of radioactive material: Annual fee of one thousand four hundred dollars.

(r) For licenses authorizing medical or veterinarian possession of greater than 30 millicuries but less than or equal to 200 millicuries total possession of radioactive material: Annual fee of six hundred dollars.

(s) For licenses authorizing medical or veterinarian possession of less than or equal to 30 millicuries total possession of radioactive material: Annual fee of two hundred fifty dollars.

(t) For licenses authorizing group I as defined in WAC 402-22-200 Schedule A or *in vitro* uses of radioactive materials: Annual fee of one hundred fifty dollars.

(u) For licenses authorizing possession of special nuclear material as pacemakers or depleted uranium as shielding: Annual fee of one hundred dollars.

(v) For licenses authorizing radiographic exposure devices: Annual fee consisting of twelve hundred dollars for the first licensed exposure device plus one hundred fifty dollars for each additional exposure device.

(w) For licenses authorizing well-logging activities including the use of radioactive tracers: Annual fee of one thousand fifty dollars.

(x) For licenses authorizing well-logging activities not including the use of tracers: Annual fee of five hundred dollars.

(y) For licenses authorizing possession of unsealed sources in the following amounts:

(i) Greater than or equal to 1 millicurie of I-125 or I-131 or greater than or equal to 100 millicuries of H-3 or C-14 or greater than or equal to 10 millicuries of any single isotope: Annual fee of one thousand fifty dollars.

(ii) Greater than 0.1 millicurie but less than 1 millicurie of I-125 or I-131 or greater than 10 millicuries but less than 100 millicuries of H-3 or C-14 or greater than 1 millicurie but less than 10 millicuries of any other single isotope: Annual fee of five hundred dollars.

(iii) Less than or equal to 0.1 millicurie of I-125 or I-131 or less than or equal to 10 millicuries of H-3 or C-

14 or less than or equal to 1 millicurie of any other single isotope: Annual fee of one hundred fifty dollars.

(z) For licenses authorizing possession of portable sealed sources (excluding radiographic exposure devices) in the following groups:

(i) Authorized possession of portable moisture/density gauges: Annual fee of two hundred dollars for the first licensed gauge plus fifty dollars for each additional gauge to a maximum of five hundred dollars.

(ii) Authorized possession of any other portable sealed source, including special nuclear material which is transported from the facility as a condition of use: Annual fee of five hundred dollars.

(iii) Authorized possession of any portable sealed source which is restricted to use at the licensee's facility only and does not enter intra-state transport as a condition of use: Annual fee of one hundred fifty dollars.

(aa) For licenses authorizing possession of any non-portable sealed source, including special nuclear material but excluding radioactive material used in a gas chromatograph: Annual fee of four hundred dollars.

(bb) For licenses authorizing possession of gas chromatograph units containing radioactive material: Annual fee of one hundred fifty dollars.

(cc) For licenses authorizing maximum possession of any nonportable sealed source greater than 100 curies: Annual fee of one thousand fifty dollars.

(dd) For licenses authorizing possession of greater than 1 gram of unsealed special nuclear material or greater than 500 kilograms of source material: Annual fee of two thousand six hundred dollars.

(ee) For licenses authorizing possession of less than or equal to 1 gram of unsealed special nuclear material or less than or equal to 500 kilograms of source material: Annual fee of three hundred dollars.

(ff) For *in vitro* registrants (requiring filing of form RHF-15): Annual fee of fifty dollars.

(gg) For depleted uranium registrants (requiring filing of form RHF-20): Annual fee of fifty dollars.

(3) For reciprocal recognition of out-of-state licenses: Fee equal to fifty percent of the fee that would be charged for an in-state license as described in subsection (2) of this section based upon the actual amount of radioactive material or number of devices requested to be brought into the state. Payment of fee authorizes possession and use in the state of Washington for up to one hundred eighty days of the twelve-month period following payment of the fee. [Statutory Authority: 1982 c 201. 82-17-021 (Order 1860), § 440-44-057, filed 8/9/82.]

WAC 440-44-065 Shellfish program certification fees. (1) Annual certificate fees shall be:

Type of Operation	Annual Fee
Reshipper	\$ 75
Repacker	\$125
Shellstock Shipper	\$125

Type of Operation	Annual Fee
Shucker-Packer	\$125

(2) Type of operations are defined as follows:

(a) "Reshipper" shall mean shippers who transship shucked stock in original containers, or shellstock from certified shellfish shippers to other dealers or to final consumers. (Reshippers are not authorized to shuck or repack shellfish.)

(b) "Repacker" shall mean shippers, other than the original shucker, who pack shucked shellfish into containers for delivery to the consumer. A repacker may shuck shellfish or act as a shellstock shipper if the repacker has the necessary facilities.

(c) "Shellstock shipper" shall mean shippers who grow, harvest, buy or sell shellstock. Shellstock shippers are not authorized to shuck shellfish or to repack shucked shellfish.

(d) "Shucker-packer" shall mean shippers who shuck and pack shellfish. A shucker-packer may act as a shellstock dealer. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-065, filed 6/4/82.]

WAC 440-44-070 Swimming pool projects, public and semipublic plan review fees. (1) The fee for review of plans for new public swimming pools with a volume equal to or greater than one hundred twenty-five thousand gallons at overflow shall be five hundred dollars.

(2) The fee for review of plans for new public swimming pools with a volume of less than one hundred twenty-five thousand gallons at overflow shall be three hundred dollars.

(3) The fee for review of plans for new semipublic pools shall be one hundred fifty dollars.

(4) The fee for review of plans for repair or modification of existing pools in accordance with subsection (1), (2), or (3) of this section shall be one-half of the fee for review of new projects. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-070, filed 6/4/82.]

WAC 440-44-075 Transient accommodations licensing and inspection fees. Through December 31, 1982, the inspection fees shall be:

Size of Facility (No. of Rooms)	Inspection Fee
3-24	\$ 15
25-49	\$ 25
50-74	\$ 35
75-99	\$ 50
100-199	\$ 75
200 or more	\$100

For licensing periods starting on or after January 1, 1983, the annual license fee including the cost of inspections shall be:

Size of Facility (No. of Rooms)	License Fee
3-24	\$ 70
25-49	\$110
50-74	\$150
75-99	\$200
100 or more	\$250

[Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-075, filed 6/4/82.]

WAC 440-44-080 Waterworks operator certification fees. (1) The initial certification fee is twenty dollars per classification.

(2) The annual renewal fee is ten dollars per classification.

(3) The fee for application for reciprocity shall be forty dollars per classification. [Statutory Authority: 1982 c 201. 82-13-011 (Order 1825), § 440-44-080, filed 6/4/82.]

WAC 440-44-085 Nursing home fees. The nursing home licensure fee shall be twelve dollars per bed per year. [Statutory Authority: 1982 c 201. 82-13-010 (Order 1824), § 440-44-085, filed 6/4/82.]

Title 446 WAC STATE PATROL

Chapters

- 446-20 **Employment--Conviction records.**
- 446-40 **Disability retirements--Applications--Decisions--Appeals.**
- 446-50 **Transportation of hazardous materials.**

Chapter 446-20 WAC EMPLOYMENT--CONVICTION RECORDS

WAC	
446-20-280	Employment--Conviction records.
446-20-290	Fees.
446-20-300	Privacy--Security.
446-20-310	Audits.

WAC 446-20-280 Employment--Conviction records. (1) A transcript of a conviction record will be furnished consistent with the provisions of chapter 202, Laws of 1982, upon the submission of a written request of any employer, accompanied by fingerprints and other identifying data of the employee or prospective employee.

(2) Fingerprints shall be submitted on cards of the type specified by the identification section, and shall contain a certification by the employer that the information is being disseminated to and will be available only to persons involved in the hiring, background investigation, or job assignment of the person whose record is

disseminated, that the record will be used only as necessary for the purposes enumerated in this section, and that the request for conviction data is for one of the following purposes:

- (a) Securing a bond required for any employment;
- (b) Conducting preemployment and postemployment evaluations of employees and prospective employees who, in the course of employment, may have access to information affecting national security, trade secrets, confidential or proprietary business information, money, or items of value; or
- (c) Assisting an investigation of suspected employee misconduct where such misconduct may also constitute a penal offense under the laws of the United States or any state. [Statutory Authority: 1982 c 202 § 1(7). 82-22-006 (Order 82-5), § 446-20-280, filed 10/22/82.]

WAC 446-20-290 Fees. A nonrefundable fee of ten dollars shall accompany each fingerprint card submitted pursuant to chapter 202, Laws of 1982, unless through prior arrangement an account is authorized and established. The Washington state identification section shall adjust the fee schedule as may be practicable to ensure that direct and indirect costs associated with the provisions of this chapter are recovered. [Statutory Authority: 1982 c 202 § 1(7). 82-22-006 (Order 82-5), § 446-20-290, filed 10/22/82.]

WAC 446-20-300 Privacy--Security. All employers or prospective employers receiving conviction records pursuant to chapter 202, Laws of 1982, shall comply with the provisions of WAC 446-20-210 through 446-20-250 relating to privacy and security of the records. [Statutory Authority: 1982 c 202 § 1(7). 82-22-006 (Order 82-5), § 446-20-300, filed 10/22/82.]

WAC 446-20-310 Audits. All employers or prospective employers receiving conviction records pursuant to chapter 202, Laws of 1982, shall comply with the provisions of WAC 446-20-260 through 446-20-270 relating to audit of the record keeping system. [Statutory Authority: 1982 c 202 § 1(7). 82-22-006 (Order 82-5), § 446-20-310, filed 10/22/82.]

Chapter 446-40 WAC DISABILITY RETIREMENTS--APPLICATIONS-- DECISIONS--APPEALS

WAC	
446-40-070	The board--Responsibilities and functions.
446-40-100	Duties of board following hearing.
446-40-110	Decision by the chief.

WAC 446-40-070 The board--Responsibilities and functions. (1) The board shall consist of the chief and three members appointed by the chief, two of whom shall be appointed annually. The chief shall be the presiding officer and shall make all necessary rulings in the course of the hearing, but shall not participate in the