

WSR 21-01-019

PERMANENT RULES

DEPARTMENT OF HEALTH

[Filed December 3, 2020, 2:00 p.m., effective January 3, 2021]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Chapter 246-315 WAC, Dental laboratories, the department of health has adopted a new chapter to establish registration, regulation and fees for dental laboratories as required by HB 1177 (chapter 68, Laws of 2019).

Citation of Rules Affected by this Order: New WAC 246-315-001, 246-315-010, 246-315-020, 246-315-030, 246-315-040, and 246-315-990.

Statutory Authority for Adoption: RCW 43.70.250, 43.70.280; HB 1177 (chapter 68, Laws of 2019).

Other Authority: HB 1177 (chapter 68, Laws of 2019).

Adopted under notice filed as WSR 20-19-103 on September 18, 2020.

A final cost-benefit analysis is available by contacting Bruce Bronoske, Jr., P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-4843, fax 360-236-2901, TTY 711, email bruce.bronoske@doh.wa.gov, website www.doh.wa.gov.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 6, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 6, Amended 0, Repealed 0.

Date Adopted: December 3, 2020.

Jessica Todorovich
Chief of Staff
for John Weisman, DrPH, MPH
Secretary

OTS-2150.3

Chapter 246-315 WAC
DENTAL LABORATORIES

NEW SECTION

WAC 246-315-001 Purpose. The purpose of these rules is to further clarify and define chapter 70.352 RCW, Dental laboratories.

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NEW SECTION

WAC 246-315-010 Definitions. The definitions in this section apply throughout the chapter unless the context clearly requires otherwise.

- (1) "Department" means the Washington state department of health.
- (2) "Responsible person" means an owner or employee who meets the requirements listed in RCW 70.352.050 (1) and (2).
- (3) "Supervising dentist" means an individual licensed to practice dentistry pursuant to chapter 18.32 RCW, and who has personally authorized the procedures to be performed.

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NEW SECTION

WAC 246-315-020 Registration required. As of January 31, 2021, each dental laboratory operating, doing business, or intending to operate or do business in this state must possess a current registration issued by the department, unless exempt under RCW 70.352.020(3) or 70.352.900.

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NEW SECTION

WAC 246-315-030 Registration application requirements. An applicant for a dental laboratory registration shall submit to the department the following:

- (1) An application on forms provided by the department;
- (2) A verification that the dental laboratory meets the requirements listed in RCW 70.352.050;
- (3) An acknowledgment by the responsible person or supervising dentist who is licensed in this state attesting that the dental laboratory will provide written material disclosure to the prescribing dentist that contains the information required in RCW 70.352.030 (1) (e);
- (4) An acknowledgment by the responsible person or supervising dentist who is licensed in this state attesting that the dental laboratory will disclose in writing to the prescribing dentist the point of origin of the manufacture of each prescribed restoration as required in RCW 70.352.030 (1) (f); and
- (5) The fee required under WAC 246-315-990.

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NEW SECTION

WAC 246-315-040 Denial of registration and disciplinary action.

(1) Under RCW 70.352.070 and chapter 34.05 RCW the department may deny a registration to any applicant who does not comply with the requirements or standards listed in chapter 70.352 RCW or the rules adopted in this chapter.

(2) Pursuant to chapter 34.05 RCW, the department may impose conditions, suspend or revoke the registration of any dental laboratory which fails or refuses to comply with the requirements of chapter 70.352 RCW or the rules adopted in this chapter.

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NEW SECTION

WAC 246-315-990 Registration renewal and fees. Dental laboratory registration fees, renewal requirements and renewal cycle.

(1) Registration must be renewed annually prior to July 31st of each year as provided in RCW 70.352.060.

(2) The department will renew the dental laboratory registration when the responsible person or supervising dentist submits:

(a) A completed renewal form, provided by the department;

(b) The designated renewal fee; and

(c) A signed attestation verifying that the dental laboratory continues to meet the registration requirements listed in RCW 70.352.030 and 70.352.050(3).

(3) The following nonrefundable fees will be charged:

Title of Fee	Fee
Application	\$250.00
Renewal	250.00
Late renewal penalty	125.00
Expired registration reissuance	125.00
Registration verification	25.00
Duplicate registration	15.00

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