

WSR 26-04-110

PERMANENT RULES

DEPARTMENT OF HEALTH

[Filed February 3, 2026, 8:04 a.m., effective June 1, 2026]

Effective Date of Rule: June 1, 2026.

Purpose: In-home services agencies—Fee updates. The department of health is adopting rule amendments that update and restructure fees for in-home services agencies in WAC 246-335-990.

Citation of Rules Affected by this Order: Amending WAC 246-335-990.

Statutory Authority for Adoption: RCW 43.70.110, 43.70.250, and 70.127.090.

Adopted under notice filed as WSR 25-24-044 on November 26, 2025.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: February 3, 2026.

Kristin Peterson, JD
Chief of Policy
for Dennis E. Worsham
Secretary of Health

RDS-6826.4

AMENDATORY SECTION (Amending WSR 18-06-093, filed 3/6/18, effective 4/6/18)

WAC 246-335-990 Fees. (1) Initial license. An applicant shall submit to the department an initial (~~(twelve)~~) 12-month license fee of (~~(three thousand two hundred eighty-three dollars)~~) \$5,000 for each service category (home care, home health, hospice) for persons not currently licensed to provide in-home services in Washington state.

(2) Adding new service categories to existing license. A licensee shall submit to the department an initial (~~(twelve)~~) 12-month license fee of (~~(three thousand two hundred eighty-three dollars)~~) \$5,000 for each new service category (home care, home health, hospice, hospice care center) for licensees not currently licensed in that category to provide in-home services in Washington state.

(3) County surcharge. An applicant or licensee shall submit to the department a service area county surcharge. One county of operation for each applicant or licensee is not subject to a county surcharge. Each additional county of operation is charged at:

(a) \$500 per urban county; and

(b) \$100 per rural county.

(4) Renewal license. A licensee shall submit to the department a ~~((twenty-four))~~ 24 month renewal fee for home care, home health and hospice agencies, based on the number of full-time equivalents (FTEs), which is a measurement based on a ~~((forty))~~ 40 hour week and is applicable to paid agency personnel or contractors, according to Tables 1 and 2 of this section. The department will assume a minimum of ~~((1))~~ 2 FTE for each approved service area per service category. The licensee shall submit to the department a ~~((twenty-four))~~ 24 month renewal fee for hospice care centers, based on the number of beds, according to Tables 1 and 2 of this section~~((+))~~.

(a) ~~((For licenses with a single service category))~~ Unless eligible under (b) of this subsection, a licensee shall submit to the department applicable fees under Table 1:

Table 1 - Standard Renewal Fees

# of FTEs	Home Care	Home Health	Hospice	# of Beds	Hospice Care Center
5 or less	(((\$1,530.00)) <u>\$2,400.00</u>	(((\$3,283.00)) <u>\$5,100.00</u>	(((\$1,642.00)) <u>\$2,500.00</u>	5 or less	(((\$1,642.00)) <u>\$2,500.00</u>
6 to 15	(((\$1,783.00)) <u>\$2,800.00</u>	(((\$4,618.00)) <u>\$7,200.00</u>	(((\$1,856.00)) <u>\$2,900.00</u>	6 to 10	(((\$2,190.00)) <u>\$3,400.00</u>
16 to 50	(((\$1,916.00)) <u>\$3,000.00</u>	(((\$5,256.00)) <u>\$8,100.00</u>	(((\$2,383.00)) <u>\$3,700.00</u>	11 to 15	(((\$3,283.00)) <u>\$5,100.00</u>
51 to 100	(((\$2,244.00)) <u>\$3,500.00</u>	(((\$6,623.00)) <u>\$10,300.00</u>	(((\$4,120.00)) <u>\$6,400.00</u>	16 to 20	(((\$4,378.00)) <u>\$6,800.00</u>
101 or more	(((\$2,408.00)) <u>\$3,700.00</u>	(((\$6,820.00)) <u>\$10,600.00</u>	(((\$4,335.00)) <u>\$6,700.00</u>		

(b) ~~((For licenses with multiple service categories:~~

~~((i) One hundred percent of the home health category fee and seventy-five percent of the appropriate service category fee for each additional service category (home care, hospice, hospice care center); or~~

~~((ii) One hundred percent of the hospice category fee and seventy-five percent of the appropriate service category fee for each additional service category (home care, hospice care center).~~

~~((4))~~ A licensee shall submit to the department applicable fees under Table 2 when a licensee has satisfied the substantial equivalency requirements of WAC 246-335-350 and:

(i) Is medicare certified (home health and hospice agencies only);

(ii) Is accredited by an accrediting organization recognized by the department (home health and hospice agencies only); or

(iii) Is under contract with and monitored by DSHS or the AAA (home care agencies only).

Table 2 - Renewal Fees for Facilities Certified by Medicare, Accredited, or Contracted by DSHS or AAA

# of FTEs	Home Care	Home Health	Hospice	# of Beds	Hospice Care Center
<u>5 or less</u>	<u>\$1,700.00</u>	<u>\$3,600.00</u>	<u>\$1,800.00</u>	<u>5 or less</u>	<u>\$1,800.00</u>
<u>6 to 15</u>	<u>\$2,000.00</u>	<u>\$5,000.00</u>	<u>\$2,000.00</u>	<u>6 to 10</u>	<u>\$2,400.00</u>
<u>16 to 50</u>	<u>\$2,100.00</u>	<u>\$5,700.00</u>	<u>\$2,600.00</u>	<u>11 to 15</u>	<u>\$3,600.00</u>
<u>51 to 100</u>	<u>\$2,500.00</u>	<u>\$7,200.00</u>	<u>\$4,500.00</u>	<u>16 to 20</u>	<u>\$4,800.00</u>

<u># of FTEs</u>	<u>Home Care</u>	<u>Home Health</u>	<u>Hospice</u>	<u># of Beds</u>	<u>Hospice Care Center</u>
<u>101 or more</u>	<u>\$2,600.00</u>	<u>\$7,400.00</u>	<u>\$4,700.00</u>		

(5) Change of ownership. A change of ownership fee of ~~((three hundred fifty dollars))~~ \$500 for each licensed service category (home care, home health, hospice, hospice care center). A new license will be issued and valid for the remainder of the current license period.

~~((5))~~ (6) The department may charge and collect from a licensee a fee of ~~((one thousand five hundred thirty dollars))~~ \$5,000 for:

(a) An on-site follow-up compliance survey deemed necessary in order to complete the survey process;

(b) An on-site compliance survey deemed necessary due to failure of the licensee to adequately respond to a statement of deficiencies or a directed plan of correction;

(c) An on-site compliance survey deemed necessary due to a substantiated complaint investigation; or

(d) State licensing surveys conducted during renewal periods that require on-site survey time beyond two days.

~~((6))~~ (7) A licensee that is not subject to the state survey requirement according to WAC 246-335-350 shall pay fees according to this section.

~~((7))~~ (8) A licensee shall submit an additional late fee in the amount of ~~((fifty dollars))~~ \$50 per day. The additional late fee will not exceed ~~((six hundred fifty dollars))~~ \$1,000, from the renewal date, which is ~~((thirty))~~ 30 days before the current license expiration date, until the date of mailing the fee, as evidenced by the postmark, or electronic submission.

~~((8))~~ (9) Refunds. The department shall refund fees paid by the applicant for initial licensure as follows:

(a) If an application has been received but no on-site survey or technical assistance has been performed or provided by the department, two-thirds of the fees paid, less a ~~((fifty dollar))~~ \$50 processing fee; or

(b) If an application has been received and an on-site survey or technical assistance has been performed or provided by the department, one-third of the fees paid, less a ~~((fifty dollar))~~ \$50 processing fee.

~~((9))~~ (10) The department may not refund applicant fees if:

(a) The department has performed more than one on-site visit for any purpose;

(b) Nine months has elapsed since an initial licensure application is received by the department, but no license has been issued due to applicant's failure to complete the requirements for licensure; or

(c) The amount to be refunded as calculated by subsection ~~((8))~~ (9)(a) or (b) of this section is ten dollars or less.