
HOUSE BILL 2075

State of Washington

68th Legislature

2024 Regular Session

By Representatives Lekanoff and Stearns

Prefiled 01/02/24.

1 AN ACT Relating to licensing of Indian health care providers as
2 establishments; and amending RCW 71.12.460.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 71.12.460 and 2001 c 254 s 2 are each amended to
5 read as follows:

6 (1) No person, association, county, municipality, public hospital
7 district, or corporation, shall establish or keep, for compensation
8 or hire, an establishment as defined in this chapter without first
9 having obtained a license therefor from the department of health,
10 complied with rules adopted under this chapter, and paid the license
11 fee provided in this chapter.

12 (2)(a) Beginning no later than January 1, 2025, the department
13 shall issue a license under this chapter to an Indian health care
14 provider, as defined in RCW 71.24.025, attesting to have met the
15 state minimum standards as an establishment if the Indian health care
16 provider submits to the department a tribal attestation and payment
17 of an administrative processing fee as established in rule. The
18 department shall establish the administrative processing fee at a
19 level sufficient to cover the administrative processing costs for the
20 attestation while recognizing the reduced cost of an attestation
21 compared to a standard license.

1 (b) The issuance of a license under (a) of this subsection to an
2 Indian health care provider only applies to holding a license under
3 this chapter and does not satisfy any requirements that the Indian
4 health care provider may have to meet other credentialing standards
5 including, but not limited to, any licensure and certification
6 requirements for behavioral health agencies under chapter 71.24 RCW,
7 any certificate of need requirements under chapter 70.38 RCW, any
8 construction review requirements, any applicable test site
9 requirements under chapter 70.42 RCW, any applicable pharmacy
10 commission requirements, any fire protection standards established by
11 the director of fire protection of the Washington state patrol, and
12 any regulations established by local authorities.

13 (3) Any person who carries on, conducts, or attempts to carry on
14 or conduct an establishment as defined in this chapter without first
15 having obtained a license from the department of health, as in this
16 chapter provided, is guilty of a misdemeanor and on conviction
17 thereof shall be punished by imprisonment in a county jail not
18 exceeding six months, or by a fine not exceeding one thousand
19 dollars, or by both such fine and imprisonment. The managing and
20 executive officers of any corporation violating the provisions of
21 this chapter shall be liable under the provisions of this chapter in
22 the same manner and to the same effect as a private individual
23 violating the same.

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