

# HOUSE BILL REPORT

## HB 2555

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As Reported By House Committee On:  
Commerce & Labor  
Appropriations

**Title:** An act relating to transient accommodations licensing and inspections.

**Brief Description:** Modifying licensing and inspection of transient accommodations.

**Sponsors:** Representative Heavey; by request of Department of Health.

**Brief History:**

Reported by House Committee on:  
Commerce & Labor, February 4, 1994, DPA;  
Appropriations, February 7, 1994, DPA(CL).

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### HOUSE COMMITTEE ON COMMERCE & LABOR

**Majority Report:** Do pass as amended. Signed by 9 members: Representatives Heavey, Chair; G. Cole, Vice Chair; Lisk, Ranking Minority Member; Chandler, Assistant Ranking Minority Member; Conway; Horn; King; Springer and Veloria.

**Staff:** Wright Noel (786-5793) and Jim Kelley (786-7166).

**Background:** Any person operating a hotel or motel must be licensed by the Department of Health. Licenses can be issued anytime during the year; however, all licenses expire on January 1. License renewal applications must be made no later than 30 days before the license expires. An annual fee is assessed to cover the application process.

Before a license can be issued or renewed, buildings being used as transient accommodations must be inspected by the Department of Health. A fee is charged for each inspection. The director of community development, through the director of fire protection, is to establish and enforce fire and life safety rules and regulations for transient accommodations.

Transient accommodation licenses can be suspended or revoked when the person operating a transient accommodation fails or refuses to comply with rules established by the Department of Health.

**Summary of Amended Bill:** References to licensing of "hotels and motels" are changed to "transient accommodations." A transient accommodation license can be applied for at any time. The application must be filed with the Department of Health 60 days or more before the business opens and the license expires one year after the date of issuance. Before a license is issued the department is required to inspect the transient accommodation.

Transient accommodation licenses can be renewed, if an application is made 30 days or more before the expiration of the license. The department is required to inspect at least 10 percent of licensed facilities. The department is also required to develop and use alternative survey methods which encourage the person operating a transient accommodation to self-inspect.

The department is to establish and assess a fee to cover inspection and license application costs.

Besides revocation and suspension powers, the department has the power to assess civil fines when a person operating a transient accommodation fails or refuses to comply with rules established by the Department of Health.

The director of Community, Trade and Economic Development continues to have the power to establish fire and safety rules for transient accommodations, but will no longer have the power to enforce these rules.

**Amended Bill Compared to Original Bill:** The amended bill adds a requirement that the director of Community, Trade and Economic Development adopt fire and life safety requirements for transient accommodations.

**Fiscal Note:** Available.

**Effective Date of Amended:** Ninety days after adjournment of session in which bill is passed.

**Testimony For:** This bill is a department request bill and part of the Governor's budget. The industry is very good at regulating itself. The department receives very few complaints about transient accommodations. Transient accommodations will be inspected by random sample for renewal applications, but sites that receive complaints will be inspected. The industry will work with the department to maintain a high level of quality in the industry.

**Testimony Against:** None.

**Witnesses:** (In favor) Cathy Stout, Department of Health; and Becky Bogart, Washington State Hotel Motel Association.

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**HOUSE COMMITTEE ON APPROPRIATIONS**

**Majority Report:** Do pass as amended by Committee on Commerce & Labor. Signed by 25 members: Representatives Sommers, Chair; Valle, Vice Chair; Carlson, Assistant Ranking Minority Member; Appelwick; Ballasiotes; Basich; Cooke; Dellwo; Dorn; Dunshee; G. Fisher; Foreman; Jacobsen; Lemmon; Linville; H. Myers; Peery; Rust; Sehlin; Sheahan; Stevens; Talcott; Wang; Wineberry and Wolfe.

**Staff:** Jim Lux (786-7152).

**Summary of Recommendation of Committee on Appropriations Compared to Recommendation of Committee on Commerce & Labor:** No new changes were recommended.

**Fiscal Note:** Available.

**Effective Date:** Ninety days after adjournment of session in which bill is passed.

**Testimony For:** The department receives very few complaints and feels the industry can effectively regulate itself. The combination of inspecting facilities upon initial licensing, a random sample of inspections upon license renewal, and automatic inspection upon complaint will protect the public's health.

**Testimony Against:** None.

**Witnesses:** Kathy Stout, Department of Health; and Becky Bogart, Washington State Hotel/Motel Association (pro).