
SENATE BILL 5200

State of Washington

56th Legislature

1999 Regular Session

By Senators Thibaudeau, Deccio, Wojahn and Winsley; by request of Department of Health

Read first time 01/15/1999. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to removing the termination of the secretary's
2 authority for administrative procedures; and amending RCW 43.70.280.

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

4 **Sec. 1.** RCW 43.70.280 and 1998 c 29 s 1 are each amended to read
5 as follows:

6 (1) The secretary, in consultation with health profession boards
7 and commissions, shall establish by rule the administrative procedures,
8 administrative requirements, and fees for initial issue, renewal, and
9 reissue of a credential for professions under RCW 18.130.040, including
10 procedures and requirements for late renewals and uniform application
11 of late renewal penalties. Failure to renew invalidates the credential
12 and all privileges granted by the credential. Administrative
13 procedures and administrative requirements do not include establishing,
14 monitoring, and enforcing qualifications for licensure, scope or
15 standards of practice, continuing competency mechanisms, and discipline
16 when such authority is authorized in statute to a health profession
17 board or commission. For the purposes of this section, "in
18 consultation with" means providing an opportunity for meaningful

1 participation in development of rules consistent with processes set
2 forth in RCW 34.05.310.

3 (2) Notwithstanding any provision of law to the contrary which
4 provides for a licensing period for any type of license subject to this
5 chapter including those under RCW 18.130.040, the secretary of health
6 may, from time to time, extend or otherwise modify the duration of any
7 licensing, certification, or registration period, whether an initial or
8 renewal period, if the secretary determines that it would result in a
9 more economical or efficient operation of state government and that the
10 public health, safety, or welfare would not be substantially adversely
11 affected thereby. However, no license, certification, or registration
12 may be issued or approved for a period in excess of four years, without
13 renewal. Such extension, reduction, or other modification of a
14 licensing, certification, or registration period shall be by rule or
15 regulation of the department of health adopted in accordance with the
16 provisions of chapter 34.05 RCW. Such rules and regulations may
17 provide a method for imposing and collecting such additional
18 proportional fee as may be required for the extended or modified
19 period.

20 ~~((3) Unless extended by the legislature, effective March 1, 1999,~~
21 ~~the authority of the secretary to establish administrative procedures~~
22 ~~and administrative requirements for initial issue, renewal, and reissue~~
23 ~~of a credential, including procedures and requirements for late~~
24 ~~renewals and uniform application of late renewal penalties, shall cease~~
25 ~~to apply to those health professions otherwise regulated by a board or~~
26 ~~commission with statutory rule making authority. If not extended by~~
27 ~~the legislature, such authority shall transfer to the respective board~~
28 ~~or commission. Rules adopted by the secretary under this section shall~~
29 ~~remain in effect after March 1, 1999, until modified or repealed in~~
30 ~~accordance with the provisions of chapter 34.05 RCW.))~~

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