

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1082

68th Legislature
2023 Regular Session

Passed by the House January 25, 2023
Yeas 96 Nays 0

**Speaker of the House of
Representatives**

Passed by the Senate March 29, 2023
Yeas 49 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1082** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1082

Passed Legislature - 2023 Regular Session

State of Washington

68th Legislature

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By Representatives Simmons, Jacobsen, Goodman, Springer, Santos, and Ormsby

Prefiled 12/23/22. Read first time 01/09/23. Referred to Committee on Consumer Protection & Business.

1 AN ACT Relating to expanding opportunities for physical therapy
2 and occupational therapy professionals to form professional service
3 corporations; and amending RCW 18.100.050.

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

5 **Sec. 1.** RCW 18.100.050 and 2021 c 176 s 5204 are each amended to
6 read as follows:

7 (1) An individual or group of individuals duly licensed or
8 otherwise legally authorized to render the same professional services
9 within this state may organize and become a shareholder or
10 shareholders of a professional corporation for pecuniary profit under
11 the provisions of Title 23B RCW for the purpose of rendering
12 professional service. One or more of the legally authorized
13 individuals shall be the incorporators of the professional
14 corporation.

15 (2) Notwithstanding any other provision of this chapter,
16 registered architects and registered engineers may own stock in and
17 render their individual professional services through one
18 professional service corporation.

19 (3) Licensed health care professionals, providing services to
20 enrolled participants either directly or through arrangements with a
21 health maintenance organization registered under chapter 48.46 RCW or

1 federally qualified health maintenance organization, may own stock in
2 and render their individual professional services through one
3 professional service corporation.

4 (4) Professionals may organize a nonprofit nonstock corporation
5 under this chapter and chapter 24.03A RCW to provide professional
6 services, and the provisions of this chapter relating to stock and
7 referring to Title 23B RCW shall not apply to any such corporation.

8 (5)(a) Notwithstanding any other provision of this chapter,
9 health care professionals who are licensed or certified pursuant to
10 chapters 18.06, 18.225, 18.22, 18.25, 18.29, 18.34, 18.35, 18.36A,
11 18.50, 18.53, 18.55, 18.57, 18.59, 18.64, 18.71, 18.71A, 18.74,
12 18.79, 18.83, 18.89, 18.108, and 18.138 RCW may own stock in and
13 render their individual professional services through one
14 professional service corporation and are to be considered, for the
15 purpose of forming a professional service corporation, as rendering
16 the "same specific professional services" or "same professional
17 services" or similar terms.

18 ~~(b) ((Notwithstanding any other provision of this chapter, health~~
19 ~~care professionals who are regulated under chapters 18.59 and 18.74~~
20 ~~RCW may own stock in and render their individual professional~~
21 ~~services through one professional service corporation formed for the~~
22 ~~sole purpose of providing professional services within their~~
23 ~~respective scope of practice.~~

24 ~~(e))~~ Formation of a professional service corporation under this
25 subsection does not restrict the application of the uniform
26 disciplinary act under chapter 18.130 RCW, or applicable health care
27 professional statutes under Title 18 RCW, including but not limited
28 to restrictions on persons practicing a health profession without
29 being appropriately credentialed and persons practicing beyond the
30 scope of their credential.

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