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**SUBSTITUTE HOUSE BILL 1915**

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**State of Washington**

**65th Legislature**

**2017 Regular Session**

**By** House Local Government (originally sponsored by Representatives Griffey and Appleton)

READ FIRST TIME 02/13/17.

1       AN ACT Relating to hospital inspections by limiting the uses of  
2 the fire protection contractor license fund and directing the  
3 department of health to engage in rule making to appropriately fund  
4 the cost of hospital inspections from hospital license fees; amending  
5 RCW 18.160.050 and 70.41.100; and providing a contingent effective  
6 date.

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

8       **Sec. 1.** RCW 18.160.050 and 2011 c 331 s 2 are each amended to  
9 read as follows:

10       (1)(a) All certificate of competency holders that desire to  
11 continue in the fire protection sprinkler business shall annually,  
12 prior to January 1st, secure from the state director of fire  
13 protection a renewal certificate of competency upon payment of the  
14 fee as prescribed by the state director of fire protection.  
15 Application for renewal shall be upon a form prescribed by the state  
16 director of fire protection and the certificate holder shall furnish  
17 the information required by the director.

18       (b) Failure of any certificate of competency holder to secure his  
19 or her renewal certificate of competency within sixty days after the  
20 due date shall constitute sufficient cause for the state director of  
21 fire protection to suspend the certificate of competency.

1 (c) The state director of fire protection may, upon the receipt  
2 of payment of all delinquent fees including a late charge, restore a  
3 certificate of competency that has been suspended for failure to pay  
4 the renewal fee.

5 (d) A certificate of competency holder may voluntarily surrender  
6 his or her certificate of competency to the state director of fire  
7 protection and be relieved of the annual renewal fee. After  
8 surrendering the certificate of competency, he or she shall not be  
9 known as a certificate of competency holder and shall desist from the  
10 practice thereof. Within two years from the time of surrender of the  
11 certificate of competency, he or she may again qualify for a  
12 certificate of competency, without examination, by the payment of the  
13 required fee. If two or more years have elapsed, he or she shall  
14 return to the status of a new applicant.

15 (2)(a) All licensed fire protection sprinkler system contractors  
16 desiring to continue to be licensed shall annually, prior to January  
17 1st, secure from the state director of fire protection a renewal  
18 license upon payment of the fee as prescribed by the state director  
19 of fire protection. Application for renewal shall be upon a form  
20 prescribed by the state director of fire protection and the license  
21 holder shall furnish the information required by the director.

22 (b) Failure of any license holder to secure his or her renewal  
23 license within sixty days after the due date shall constitute  
24 sufficient cause for the state director of fire protection to suspend  
25 the license.

26 (c) The state director of fire protection may, upon the receipt  
27 of payment of all delinquent fees including a late charge, restore a  
28 license that has been suspended for failure to pay the renewal fee.

29 (3) The initial certificate of competency or license fee shall be  
30 prorated based upon the portion of the year such certificate of  
31 competency or license is in effect, prior to renewal on January 1st.

32 (4) The fire protection contractor license fund is created in the  
33 custody of the state treasurer. All receipts from license and  
34 certificate fees and charges or from the money generated by the rules  
35 and regulations promulgated under this chapter shall be deposited  
36 into the fund. Expenditures from the fund may be used only for  
37 purposes authorized under this chapter and (~~standards for fire~~  
38 ~~protection and its enforcement, with respect to all hospitals as~~  
39 ~~required by RCW 70.41.080+)) for providing assistance in identifying  
40 fire sprinkler system components that have been subject to either a~~

1 recall or voluntary replacement program by a manufacturer of fire  
2 sprinkler products, a nationally recognized testing laboratory, or  
3 the federal consumer product safety commission; and for use in  
4 developing and publishing educational materials related to the  
5 effectiveness of residential fire sprinklers. Assistance shall  
6 include, but is not limited to, aiding in the identification of  
7 recalled components, information sharing strategies aimed at ensuring  
8 the consumer is made aware of recalls and voluntary replacement  
9 programs, and providing training and assistance to local fire  
10 authorities, the fire sprinkler industry, and the public. Only the  
11 state director of fire protection or the director's designee may  
12 authorize expenditures from the fund. The fund is subject to  
13 allotment procedures under chapter 43.88 RCW, but no appropriation is  
14 required for expenditures.

15 **Sec. 2.** RCW 70.41.100 and 1987 c 75 s 8 are each amended to read  
16 as follows:

17 (1) An application for license shall be made to the department  
18 upon forms provided by it and shall contain such information as the  
19 department reasonably requires which may include affirmative evidence  
20 of ability to comply with the standards, rules, and regulations as  
21 are lawfully prescribed hereunder. An application for renewal of  
22 license shall be made to the department upon forms provided by it and  
23 submitted thirty days prior to the date of expiration of the license.  
24 Each application for a license or renewal thereof by a hospital as  
25 defined by this chapter shall be accompanied by a fee as established  
26 by the department under RCW 43.20B.110.

27 (2) The department shall set the fees imposed under subsection  
28 (1) of this section to include the costs of inspections for fire  
29 protection purposes under RCW 70.41.080. When setting fees under this  
30 subsection to include costs for fire protection purposes under RCW  
31 70.41.080, the costs included may not be in excess of the direct cost  
32 to perform the inspection and amounts necessary to recover costs  
33 associated with rule adoption under this subsection for fire  
34 protection purposes.

35 NEW SECTION. **Sec. 3.** Section 1 of this act takes effect on July  
36 1, 2018, or when the department of health has adopted rules setting  
37 fees under section 2 of this act, whichever occurs first. If the  
38 department adopts rules prior to July 1, 2018, the department must

1 provide notice of the effective date of section 1 of this act to the  
2 office of the code reviser and others as deemed appropriate by the  
3 department.

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