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**SUBSTITUTE HOUSE BILL 2075**

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**State of Washington**

**68th Legislature**

**2024 Regular Session**

**By** House Health Care & Wellness (originally sponsored by Representatives Lekanoff, Stearns, Reed, Ortiz-Self, and Reeves)

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 July 1, 2025, the department shall  
13 issue a license under this chapter to an Indian health care provider,  
14 as defined in RCW 71.24.025, attesting to have met the state minimum  
15 standards as an establishment if the Indian health care provider  
16 submits to the department a tribal attestation and payment of an  
17 administrative processing fee as established in rule. The department  
18 shall establish the administrative processing fee at a level  
19 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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