



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: July 23, 2024

TIME: 3:13 PM

WSR 24-15-132

Agency: Department of Health

Subject of possible rule making:

Behavioral Health Agency and Residential Treatment Facility fee updates. The Department of Health (department) is considering rule amendments to update Behavioral Health Agency (BHA) and Residential Treatment Facility (RTF) fees. Updates to BHA fees, WAC 246-341-0365, and RTF fees, WAC 246-337-990 may also consider changes to clarify and standardize language.

Statutes authorizing the agency to adopt rules on this subject: RCW 43.70.110, 43.70.250, and 71.24.037

Reasons why rules on this subject may be needed and what they might accomplish:

The department is considering amendments to sections of rule regarding initial license, annual, and other fees for BHA and RTF to address funding requirements. An update may be needed to adequately fund inspection, investigation, and licensing programs to protect patients. The requirement in RCW 43.70.250, states that fees must cover regulatory program expenses which necessitates the program(s) to be self-funding and changes to rules are the only way to make fee adjustments.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: None

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) Collaborative rulemaking

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

Name: Heather Cantrell	(If necessary) Name:
Address: PO Box 47850, Olympia, WA 98504-7850	Address:
Phone: 360-236-4637	Phone:
Fax: n/a	Fax:
TTY: 711	TTY:
Email: HSQAFeeRules@doh.wa.gov	Email:
Web site: doh.wa.gov	Web site:
Other: https://public.govdelivery.com/accounts/WADOH/subscribe/r/new	Other:

Additional comments:

The department will use existing GovDelivery lists and other known contact information to inform interested parties of opportunities to provide input on proposed rule language. To find out more information about our rule making, visit www.doh.wa.gov. To subscribe to GovDelivery, please visit www.doh.wa.gov, and select the "Sign up for Updates From DOH" button at the bottom of the page. After signing in, please select the box labeled "Health Systems Quality Assurance." Next, select the box labeled "Community Health Systems," and then click "Facilities" and "Residential Treatment Facilities" for RTFs and select "Behavioral Health Care Integration" for BHAs and any other facility types or subjects you are interested in.

Date: July 23, 2024

Name: Kristin Peterson, JD for Umair A. Shah, MD, MPH

Title: Chief of Policy for Secretary of Health

Signature:

A handwritten signature in black ink that reads "Kristin Peterson". The signature is written in a cursive style with a large, looping initial "K".