



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: Department of Social and Health Services, Aging and Disability Services Administration

Subject of possible rule making:
The department is amending WAC 388-515-1505, Financial eligibility requirements for long-term care services under COPES, New Freedom, PACE, MMIP, and WMIP; and AC 388-106-0225, How do I pay for MPC?

Statutes authorizing the agency to adopt rules on this subject:
RCW 74.04.050; 74.04.057; 74.08.090; 74.09.500; and 74.09.530

Reasons why rules on this subject may be needed and what they might accomplish:
DSHS is amending the rules as follows:

- Increasing the personal needs allowance allowed in alternate living facilities (boarding homes and adult family homes) by 3.3%. This increase does not apply to state funded general assistance personal needs allowance grants;
- Removing references to the Medicare/Medicaid Integration Project (MMIP), as this program will be phased out in 2008;
- Separating WACs 388-515-1505 into additional sections for clarity and readability;
- Clarifying in 388-515-1505 that clients on Waiver services in a residential setting contribute up to the state rate of the cost of care as long as there is eligibility for the Waiver service;
- Clarifying in WAC 388-106-0225 that a GA-X, GA-D, or GA-A client in an adult family home, receiving a \$339 grant, is allowed to keep a PNA of thirty-eight dollars and eighty-four cents per month. The remainder of the grant must be paid to the adult family home as room and board. A GA-X, GA-D, or GA-A client residing in all other residential facilities (boarding homes) receive a GA-X, GA-D, or GA-A grant of \$38.84.

Other policy changes on these subjects may be incorporated into this rule making. Other WAC chapters may need to be updated as a result of this rule making.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:
N/A

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

Negotiated rule making
 Pilot rule making
 Agency study
 Other (describe)

DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:
(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.) Contact:
Lori Rolley, Home and Community Services
P.O. Box 45600
Olympia, WA 98504-5600
Phone: 360-725-2271 Fax: 360-407-7582
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DATE	April 4, 2008
NAME	Stephanie Schiller
SIGNATURE	
TITLE	DSHS Rules Coordinator

CODE REVISER USE ONLY	
<div style="border: 1px solid black; padding: 10px; margin: 10px auto; width: fit-content;"> <p style="text-align: center;">OFFICE OF THE CODE REVISER STATE OF WASHINGTON FILED</p> <p>DATE: April 04, 2008 TIME: 10:59 AM</p> <p style="font-weight: bold; font-size: 1.2em;">WSR 08-09-012</p> </div>	