



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, Economic Services Administration

Subject of possible rule making: The Community Services Division is proposing to amend WAC 388-406-0055 When do my benefits start? and any other related WACs.

Statutes authorizing the agency to adopt rules on this subject:
RCWs 74.04.050; 74.04.055; 74.04.057; 74.04.510; 74.04.090; and 74.08A.010.

Reasons why rules on this subject may be needed and what they might accomplish:
The current rule states that if the department is unable to process an application for Basic Food within thirty days due to a delay on the part of the client, we approve benefits starting the first day of the month following the month of application, provided the household submits the required verification by the end of the second thirty day period. In order to comply with the conditions of USDA FNS waiver 2010182, the department proposes to amend WAC 388-406-0055, and any other related WACs, to state that if the household does not provide missing verification until the second 30 days after filing an application, the department will approve benefits starting on the date the household furnishes the missing verification.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:
The United States Department of Agriculture, Food and Nutrition Service (FNS) publishes federal regulations for the Supplemental Nutrition Assistance Program in the Federal Register. Rules published in the federal register are incorporated into the U.S. Code of Federal Regulations. FNS also issues administrative notices and interim guidance to inform states of new program requirements that are not yet in the U.S. Code of Federal Regulations.
The state legislature authorizes the department to administer the Food Stamp Program and food assistance program for legal immigrants under RCW 74.04.500; 74.04.510; and 74.08A.120.
DSHS incorporates regulations from the federal agencies, exercises state options, and implements approved waivers of federal regulatory requirements by adopting administrative rules for food assistance programs administered under the Washington State Combined Application Program (WASHCAP) and Washington Basic Food Program.

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: Don Winslow, Program Manager
Economic Services Administration, Community Services Division
PO Box 45470
Olympia, WA 98504-5470
Phone: (360) 725-4580 **Fax:** (360) 725-4905 **TTY:**
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DATE
October 6, 2009

NAME (TYPE OR PRINT)
Stephanie E. Vaughn

SIGNATURE
Stephanie E Vaughn

TITLE
DSHS Rules Coordinator

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**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
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