



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, Developmental Disabilities Administration

Subject of possible rule making:
Chapter 388-823 WAC, Developmental Disabilities Administration Intake and Eligibility Determination; chapter 388-825 WAC, Developmental Disabilities Service Rules; and chapter 388-831 WAC, Community Protection Program, and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject:
RCW 71A.12.140; RCW 74.39A.400; RCW 74.39.010; RCW 74.08.090; RCW 74.09.520; RCW 74.36.110; ESHB 2746.

Reasons why rules on this subject may be needed and what they might accomplish:
ESHB 2746 requires DSHS to refinance personal care services and establish a 1915(k) Community First Choice Option (CFCO) program per §1915(k) of the Social Security Act. To that end, DSHS will develop a State Plan Amendment. These rules will define the scope and eligibility of the new 1915 (k) services as provided by the Developmental Disabilities Administration. Other WAC chapters may need to be updated in order to implement the CFCO. Housekeeping changes may also be made.

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:

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DATE
November 3, 2014

NAME (TYPE OR PRINT)
Katherine Vasquez

SIGNATURE

TITLE
DSHS Rules Coordinator

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