



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 Long-Term Support Administration

Subject of possible rule making:

Chapter 388-106 WAC, Long-Term Care Services, and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject:

RCW 74.08.090; RCW 74.09.520

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

The department is amending WAC 388-106-0010 to include the following changes:

- To clarify the definitions of eating and set-up help in response to recent Board Of Appeals decisions;
- To add new definitions related to Modified Adjusted Gross Income (MAGI) eligibility group and to clarify existing definitions related to Long-Term Care Services;
- To clarify the definition of informal support in response to decisions from the Health Care Authority Board of Appeals. The department will also amend 388-106-0130 in response to decisions from the Health Care Authority Board of Appeals; and
- To amend existing definitions to include Enhanced Services Facilities.

The department is also amending WAC 388-106-0210 and 0215 to add MAGI non-institutional categorically needy group to the Medicaid Personal Care (MPC) eligibility list.

Other necessary changes that arise during this rule making may be incorporated. Other WAC chapters may also 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:

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DATE
November 3, 2014

NAME (TYPE OR PRINT)
Katherine Vasquez

SIGNATURE

TITLE
DSHS Rules Coordinator

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STATE OF WASHINGTON
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