



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:

The Department plans to adopt WAC 388-825-145, and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject:

RCW 71A.12.030 General authority of secretary — Rule adoption.
CFR 42 C.F.R. §431.232(d)
RCW 74.08.080

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

Federal regulation 42 C.F.R. §431.232(d) does not allow Medicaid benefits to continue at their previous level following an evidentiary hearing decision to reduce or terminate those benefits. An emergency rule was filed to align Developmental Disability Administration rules with federal law on this issue. This filing seeks to adopt the emergency rule as a permanent rule.

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

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
March 6, 2015

NAME (TYPE OR PRINT)
Katherine Vasquez

SIGNATURE

TITLE
DSHS Rules Coordinator

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**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

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