



EXPEDITED RULE MAKING

CR-105 (June 2004)
(Implements RCW 34.05.353)
EXPEDITED RULE MAKING ONLY

Agency: Department of Social and Health Services, Economic Services Administration

Title of rule and other identifying information: (Describe Subject)

WAC 388-426-0005 "How do I make a complaint to the department?"

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO

Name: Rules Coordinator
Agency: Department of Social and Health Services
Address: PO Box 45850, Olympia, WA, 98504-5850
or Deliver to: 1115 Washington, Olympia, WA 98504
E-mail: DSHSRPAURulesCoordinator@dshs.wa.gov
Fax: 360-664-6185

AND RECEIVED BY 2/22/15 [16]

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The proposed text updates the WAC with the correct contact information for USDA in order to file a Civil Rights complaint or receive more information. The proposed changes update the title of the USDA director, the phone number for USDA and propose changing "Food Stamp Act" to "Food and Nutrition Act of 2008".

Reasons supporting proposal: The proposed changes are needed to comply with United States Department of Agriculture (USDA), Food and Nutrition Service (FNS) Supplemental Nutrition Assistance Program (SNAP) Civil Rights management evaluation review and compliance audit corrective action.

Statutory authority for adoption: RCW 74.04.050, 74.04.055, 74.04.510, 74.04.515, 74.08.090

Statute being implemented: Public Law No. 110-234, § 4001(a)

Is rule necessary because of a:

- | | | |
|-------------------------|---|--|
| Federal Law? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

If yes, CITATION:
Public Law No. 110-234, § 4001(a)

CODE REVISER USE ONLY

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

**DATE: December 21, 2015
TIME: 10:34 AM**

WSR 16-01-143

DATE
December 18, 2015

NAME (TYPE OR PRINT)
Katherine Iyall Vasquez

SIGNATURE

TITLE
DSHS Rules Coordinator

Name of proponent: (person or organization): Department of Social and Health Services

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Ezra Paskus	Capitol View 1, 712 Pear Street SE, Olympia, WA 45470	(360) 725-4611
Implementation....Ezra Paskus	712 Pear Street SE, Olympia, WA 45470	(360) 725-4611
Enforcement.....Ezra Paskus	712 Pear Street SE, Olympia, WA 45470	(360) 725-4611

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

WAC 388-426-0005 How do I make a complaint to the department?

If you do not agree with a decision we made or an action we took, you can make a complaint. We address your concerns based on the nature of your complaint.

Civil Rights:

(1) We will not discriminate based on your race, color, national origin, sex, age, disability, religion, or political beliefs. This agrees with:

(a) Federal law and policy of the United States Department of Agriculture (USDA) and the United States Department of Health and Human Services (HHS) that ban discrimination based on race, color, national origin, sex, age or disability; and

(b) The Food ((Stamp)) and Nutrition Act of 2008 and USDA policy, which bans discrimination on religion or political beliefs.

(2) To file a complaint that we discriminated based on your race, color, national origin, sex, age, disability, religion, or political beliefs, contact USDA or HHS:

Write:	
USDA	HHS
Director, Office of the Assistant Secretary for Civil Rights	Director, Office for Civil Rights
1400 Independence Avenue, S.W.	Room 506-F
Washington, D.C. 20250-9410	200 Independence Avenue, S.W.
	Washington, D.C. 20201
Or call:	
USDA	HHS
((800) 795-3272)) (866) 632-9992 (voice); or	(202) 619-0403 (voice); or
((202) 720-6382)) (800) 877-8339 (TTY).	(202) 619-3257 (TTY).
USDA and HHS are equal opportunity providers and employers.	

Complaints about our decisions or actions:

(3) If you do not agree with a decision we made or an action we took, you may use our complaint process:

(a) **Supervisor review:** You may give a supervisor a written complaint. We will:

(i) Make a decision about your written complaint within ten days of the date we get it; and

(ii) Send you a letter telling you what we decided and that you may have another review by the local office administrator if you ask for it.

(b) **Administrator review:** If you do not accept the decision you get from a supervisor, you may give the local office administrator a written complaint. We will:

(i) Make a decision about your written complaint within ten days of the date we get it; and

(ii) Send you a letter telling you what we decided.

- (4) When we send you a letter with the administrator's decision, this ends the complaint process.
- (5) If you file a written complaint, you may still ask for a fair hearing under chapter 388-02 WAC.
- (6) You may always speak with your worker's supervisor or have them review your worker's decision even if you do not file a formal complaint.