



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 department is proposing to amend WAC 388-449-0010 "What evidence do we consider to determine disability?", WAC 388-447-0005 "What evidence does the department consider to determine incapacity?", and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject:

RCW 74.04.005, RCW 74.04.050, RCW 74.04.055, RCW 74.04.057, RCW 74.08.090, RCW 74.08A.100, RCW 74.04.770, RCW 74.62.030, RCW 41.05.021, RCW 74.09.035, RCW 74.09.530

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

These proposed amendments are necessary to conform to new standards adopted by the Social Security Administration (SSA), DI 22505.003 Evidence from an Acceptable Medical Source (AMS), which expand the federal definition of an AMS. These amendments will ensure that eligibility standards adopted by the department are consistent with, and not more restrictive than, standards adopted by the Social Security Administration (SSA).

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

None

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: Erik Peterson

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DATE

May 15, 2017

NAME (TYPE OR PRINT)

Katherine Vasquez

SIGNATURE

TITLE

DSHS Rules Coordinator

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STATE OF WASHINGTON
FILED

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