



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: March 07, 2018

TIME: 9:42 AM

WSR 18-06-103

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

Subject of possible rule making: The department is planning to amend WAC 388-412-0040 "Can I get my benefits replaced?" and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 74.04.050, RCW 74.04.055, RCW 74.04.57, RCW 74.04.510, RCW 74.08.090, RCW 74.04.770, RCW 74.12.260, RCW 74.08.580, 7 CFR 274.6, and 7 CFR 273.16

Reasons why rules on this subject may be needed and what they might accomplish: The department plans to amend WAC 388-412-0040 and other related rules as may be required to describe the department's adoption of federal optional regulations requiring the withholding of replacement Electronic Benefit Transfer cards when a recipient requests an excessive number of replacement cards.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS) enforces the provisions of the federal Supplemental Nutrition Assistance Program (SNAP) as enacted in the 2008 Food and Nutrition Act and codified in the Code of Federal Regulations. The department will amend rules that are consistent with the act, federal regulations, and FNS administrative notices and formal guidance.

The state legislature authorizes the department to administer SNAP and food assistance program for legal immigrants under RCW 74.04.500; 74.04.510; and 74.08A.120.

DSHS incorporates regulations from the federal agencies, exercises state options, and implements approved waivers of federal regulatory requirements by adopting administrative rules for food assistance programs administered under the Washington Basic Food program.

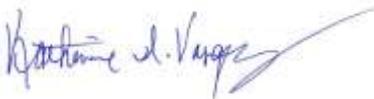
Process for developing new rule (check all that apply):

- 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 rulemaking. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

	(If necessary)
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Additional comments:	
Date: March 5, 2018	Signature: 
Name: Katherine I. Vasquez	
Title: DSHS Rules Coordinator	