



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 17, 2020

TIME: 11:17 AM

WSR 20-07-090

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

Subject of possible rule making: The Division of Child Support (DCS) is planning to amend, adopt, or repeal sections in chapter 388-14A WAC and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 26.23.050, RCW 26.23.110, RCW 43.20A.550, RCW 74.04.055, RCW 74.04.057, RCW 74.08.090, RCW 74.20.040, RCW 74.20A.055, RCW 74.20A.056, RCW 74.20A.310

Reasons why rules on this subject may be needed and what they might accomplish: DCS is updating its rules to do the following: (1) implement ESSB 6037 (Chapter 6, Laws of 2018) and the technical corrections made to ESSB 6037 by SSB 5333 (Chapter 46, Laws of 2019); and (2) update terminology and clarify and streamline the rules and procedures regarding parentage from the Uniform Parentage Act (adopted as chapter 26.26A RCW) to conform with current state and federal laws.

In addition, DCS is implementing certain mandatory and optional provisions from the *Flexibility, Efficiency, and Modernization in Child Support Enforcement Programs* rule ("Flexibility rule," which was published on December 20, 2016 in the Federal Register, Volume 81, Number 244, on page 93492), as well as other concepts.

DCS is planning to implement changes in state and federal law in order to clarify and streamline our processes, with the end goal of making our processes and procedures clearer, more flexible, and more understandable for the parties, children, and families who receive our services. This rulemaking project is intended to improve the level of services we can provide to children and families by making the administrative support establishment process more efficient and user-friendly.

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) DCS engages in modified collaborative rulemaking. Those persons wishing to participate in developing the new rules are encouraged to contact the DCS Rules Coordinator at the DSHS Division of Child Support (DCS) Headquarters as soon as possible. DCS will post information regarding this rule development project and others on the DSHS Economic Services Administration's Policy Review web site at <https://fortress.wa.gov/dshs/f2ws03esaapps/extpolicy/>.

Rulemaking forms and draft rules may also be found on the DSHS Filings and Rules page at <https://www.dshs.wa.gov/office-of-the-secretary/filings-and-rulings/>.

DSHS/DCS encourages the public to take part in developing rules. After the rules are drafted, DSHS will file a copy with the Office of the Code Reviser with a notice of proposed rule-making, and will send a copy to everyone currently on the mailing list and to anyone else 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)

Name: Nancy Koptur, DCS Rules Coordinator

Name: Brady J. Horenstein

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Additional comments: Beginning April 1, 2020, Brady J. Horenstein will be the DCS Rules Coordinator.

Date: March 17, 2020

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature:

