



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: August 06, 2021

TIME: 3:18 PM

WSR 21-17-026

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

Subject of possible rule making: WAC 388-437-0005, Changes to food assistance in response to the COVID-19 pandemic, and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 74.04.500, RCW 74.04.510, RCW 74.08A.120

Reasons why rules on this subject may be needed and what they might accomplish: Planned adoption of this rule is required to implement provisions from an April 1, 2021, memo issued by the United States Department of Agriculture's Food and Nutrition Service (FNS) containing guidance for the Families First Coronavirus Response Act (H.R. 6201, Section 2302) to issue a minimum emergency food assistance allotment of \$95 to all eligible households, and to align department policies with an April 21, 2021, clarification issued by FNS which states that households receiving a zero benefit are not eligible for emergency adjustments to food benefit issuances implemented under the Families First Coronavirus Response Act (H.R. 6201, Section 2302).

These amendments will consolidate emergency WAC 388-437-0002, What is the minimum emergency food assistance allotment an assistance unit may receive? into WAC 388-437-0005, Changes to food assistance in response to the COVID-19 pandemic.

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) 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 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:

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Web site:

Other:

(If necessary)

Name:

Address:

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Other:

Additional comments:	
Date: August 6, 2021	Signature: 
Name: Katherine I. Vasquez	
Title: DSHS Rules Coordinator	