



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: June 03, 2022

TIME: 10:39 AM

WSR 22-13-019

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

Subject of possible rule making: The department is planning to amend WAC 388-410-0020, "What happens if I receive more basic food, FAP, or WASHCAP benefits than I am supposed to receive?"; WAC 388-410-0030, "How does the department calculate and set up my basic food, FAP, or WASHCAP overpayment?"; WAC 388-446-0015, "What is an intentional program violation (IPV) and administrative disqualification hearing (ADH) for basic food?"; and other related rules as required.

Statutes authorizing the agency to adopt rules on this subject: RCW 9.91.142, 43.20A.550, 43.20B.630, 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.04.770 74.08.090, 74.08.580, 74.08A.120, 74.12.260, 7 C.F.R. § 271.2, 273.16 and 273.18.

Reasons why rules on this subject may be needed and what they might accomplish: Planned amendments will align department policy with federal regulations regarding administrative disqualification hearing notices and actions related to trafficked benefits.

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 to be consistent with the act, federal regulations, and FNS administrative notices and formal guidance.

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:

Name: Carolyn Horlor	(If necessary) Name:
Address: PO Box 45470, Olympia WA, 98504-5470	Address:
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Additional comments:

Date: June 2, 2022

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: