



# 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 09, 2023

TIME: 3:52 PM

WSR 23-13-026

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

**Subject of possible rule making:** The department is planning to amend WAC 388-447-0120, How does alcohol or drug dependence affect my eligibility for referral to the housing and essential needs (HEN) program?, and 388-449-0220, How does alcohol or drug dependence affect my eligibility for the ABD cash and pregnant women assistance programs?, and other related rules as may be required.

**Statutes authorizing the agency to adopt rules on this subject:** RCW 74.04.005, 74.04.050, 74.04.0052, 74.04.055, 74.04.057, 74.04.510, 74.04.655, 74.04.770, 74.08.025, 74.08.043, 74.08.090, 74.08.335, 74.08A.100, and 74.62.030

**Reasons why rules on this subject may be needed and what they might accomplish:** Due to the passage of ESHB 1260 (Chapter 289, Laws of 2023), planned amendments will expand good cause reasons for not participating in substance use disorder assessment or treatment as a condition of eligibility for the ABD, HEN Referral, and PWA programs, effective July 23, 2023.

**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 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: Sarah Mintzer                          | (If necessary)<br>Name: |
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Additional comments:

**Date:** June 9, 2023

**Name:** Katherine I. Vasquez

**Title:** DSHS Rules Coordinator

**Signature:**