



PREPROPOSAL STATEMENT OF INQUIRY

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

Do **NOT** use for expedited rule making

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FILED

DATE: March 05, 2025

TIME: 1:58 PM

WSR 25-07-002

Agency: Department of Social and Health Service, Aging and Long-Term Support Administration, HCS

Subject of possible rule making: WACs related to the Residential Support Waiver. WAC 388-106-0015 What long-term care services does the department provide?, 388-106-0336 What services may I receive under the residential support waiver?, and 388-106-0338 Am I eligible for services funded by the residential support waiver?. The Department of Social and Health Services (department) is considering amending the above rules and considering amending other related rules as necessary.

Statutes authorizing the agency to adopt rules on this subject: RCW 74.08.090, 74.09.520, 74.39A.400, 42 CFR 440.180, 430.25 & 441.300.

Reasons why rules on this subject may be needed and what they might accomplish: To identify eligibility criteria for services and settings in the Residential Support Waiver program.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Department of Social and Health Services, Aging and Long-Term Support Administration, Residential Care Services; Centers for Medicare and Medicaid; and Washington State Health Care Authority.

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

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study

☒ Other (describe) Collaborative rule making. The department invites the public to comment on draft language for proposed rule changes. Draft materials and additional information requests on how one can participate in public comment sessions may be directed to the contact below.

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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(If necessary)

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Additional comments:

Date: March 5, 2025

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: