



PREPROPOSAL STATEMENT OF INQUIRY

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

Do **NOT** use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: March 26, 2025

TIME: 9:56 AM

WSR 25-08-030

Agency: Department of Social and Health Services, Aging and Long-Term Support Administration (ALTSA)- HCS)

Subject of possible rule making: WAC 388-106-0274 *Are there limits to the assistive technology I may receive?* Subsection (1)(c) Subscriptions, data plan charges, and ongoing recurring fees, and other related rules as may be needed.

Statutes authorizing the agency to adopt rules on this subject: RCWs 74.08.090, 74.09.520, 74.39A.400, and 42 C.F.R. 441.500-590.

Reasons why rules on this subject may be needed and what they might accomplish: This rule describes limitations and exclusions for the Community First Choice (CFC) Assistive Technology (AT) benefit. Currently, subsection (1)(c) of the rule lists ongoing recurring fees such as those charged by AT providers for use of equipment or provision of services from the AT benefit under the CFC program as an exclusion. The department proposes removing this restriction which will allow for increased access to a wider range of eligible assistive devices/services, some of which may have an ongoing recurring fee, for a client on the CFC program.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Aging and Long-Term Support Administration (ALTSA) and the Developmental Disabilities Administration (DDA) have and will coordinate during this rule making process.

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

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☒ Other (describe) The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representatives listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

Name: Victoria Nuesca, CFC Program Manager, ALTSA

Address: PO Box 45600, Olympia, WA 98504-5600

Phone: 360-725-2393

Fax:

TTY: 711 Relay Service

Email: victoria.nuesca@dshs.wa.gov

Web site:

Other:

(If necessary)

Name: Sue Halle, CFC Program Manager, DDA

Address: PO Box 45310, Olympia, WA 98504-5310

Phone: 360-407-1515

Fax:

TTY: 711 Relay Service

Email: suzan.halle@dshs.wa.gov

Web site:

Other:

Additional comments:

Date: March 25, 2025

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: