



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: August 29, 2025

TIME: 9:15 AM

WSR 25-18-075

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

Subject of possible rule making: The department is planning to amend the following WACs 388-447-0005, "What evidence do we consider to determine incapacity?" and 388-449-0010, "What evidence do we consider to determine disability?" and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 41.05.021, 74.04.005, 74.04.050, 74.04.055, 74.04.057, 74.04.770, 74.08.090, 74.08A.100, 74.09.035, 74.09.530, 74.62.030

Reasons why rules on this subject may be needed and what they might accomplish: Planned amendments will clarify which healthcare professionals can be considered as a supplemental or treating medical source for the Aged, Blind, or Disabled (ABD) and Housing and Essential Needs (HEN) Referral programs, and update certain professional titles to be consistent with current certification language. If applicable, these amendments will make additional changes required to improve clarity, update policy, or better align rule language with state and federal law or regulations.

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 the Code Reviser with a notice of proposed rule-making. 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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(If necessary)

Name:
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Additional comments:

Date: August 29, 2025

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: