



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Agency: Department of Social and Health Services, Developmental Disabilities Administration

Subject of possible rule making:
The department is proposing to amend WAC 388-827-0115, WAC 388-827-0145, WAC 388-827-0185, and other related rules as may be required to add Pre-Vocational Legacy as an SSP payment.

Statutes authorizing the agency to adopt rules on this subject:
RCW 71A.12.030, RCW 71A.12.120

Reasons why rules on this subject may be needed and what they might accomplish:
A State Plan Amendment was authorized by the Social Security Administration (SSA) which added Pre-Vocational Legacy as a State Supplemental Payments (SSP) payment. In order to keep in compliance with the State Plan, these rules must be updated. In addition, the federal government requires the Department of Social and Health Services (DSHS) to meet the SSP maintenance of effort (MOE). These rules must also be updated to meet MOE and to prevent risk of losing federal funding by jeopardizing the Medicaid Program.
State Supplemental Payments (SSP) Pre-Vocational Legacy will allow Developmental Disabilities Administration (DDA) clients to transition from prevocational services, which do not meet CMS requirements, to services in an integrated setting. SSP Pre-Vocational Legacy may be used to purchase needed services, such as respite, and other community services. This will help the welfare of individuals transitioning from Prevocational services to more integrated community services. This will also allow clients to more easily remain in the community setting and less likely to enter into an institutional setting.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

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.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:
(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.) Contact:
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DATE
August 11, 2016

NAME (TYPE OR PRINT)
Katherine Vasquez

SIGNATURE

TITLE
DSHS Rules Coordinator

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