



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: June 05, 2018

TIME: 2:24 PM

WSR 18-12-098

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

Subject of possible rule making: The department is planning to amend several existing sections and possibly to adopt new sections as may be required in chapter 388-14A WAC in order to implement Part I of Substitute Senate Bill 6334 (SSB 6334, Chapter 150, Laws of 2018). The effective date of Part I of the act is June 7, 2018.

SSB 6334 introduces new terminology, but does not change the way that medical support obligations are established, either in court or in the administrative process. However, there are changes in the policies and procedures regarding how the Division of Child Support (DCS) enforces medical support obligations, most notably that an obligated parent can satisfy his or her health care coverage obligation by enrolling the child or children in public health care coverage. In Washington, "public health care coverage" means Medicaid and the other programs included in the Apple Health program.

At the same time the department commences the permanent rulemaking process, DCS is planning to adopt emergency rules effective June 7, 2018.

Statutes authorizing the agency to adopt rules on this subject: Part I of SSB 6334 (Chapter 150, Laws of 2018), effective date June 7, 2018; RCW 26.09.105; RCW 26.18.170; RCW 26.23.050; RCW 34.05.220(1)(a); RCW 34.05.350(1); RCW 74.08.090; RCW 74.20.040(9)

Reasons why rules on this subject may be needed and what they might accomplish: The department is implementing Part I of SSB 6334 (Chapter 150, Laws of 2018) regarding medical support obligations.

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) DCS engages in modified collaborative rulemaking. Those persons wishing to participate in

developing the new rules are encouraged to contact Nancy Koptur at the DSHS Division of Child Support (DCS) Headquarters as soon as possible. DCS will post information regarding this rule development project and others on its web site, which can be found at <https://www.dshs.wa.gov/esa/division-child-support> or on the DSHS Economic Services Administration's Policy Review web site, which can be found at <https://fortress.wa.gov/dshs/f2ws03esaapps/extpolicy/>

Rulemaking forms and draft rules may also be found on the DSHS Filings and Rules page at <https://www.dshs.wa.gov/sesa/rpau/filings-and-rulings>

DSHS/DCS encourages the public to take part in developing the rules. After the rules are drafted, DSHS will file a copy with the Office of the Code Reviser with a notice of proposed rule-making, and will send a copy to everyone currently on the mailing list and to anyone else 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:

(If necessary)

Name: Nancy Koptur, DCS Rules Coordinator

Name:

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Address:

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Fax:
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Email:
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Other:

Additional comments:

Date: June 4, 2018

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature:

A handwritten signature in blue ink that reads "Katherine I. Vasquez". The signature is written in a cursive style with a long, sweeping underline.