



PREPROPOSAL STATEMENT OF INQUIRY

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

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: December 27, 2018

TIME: 11:55 AM

WSR 19-02-053

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

Subject of possible rule making: The department is planning to amend WAC 388-101D-0025, WAC 388-101D-0120, and other related rules as may be required.

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: ESSB 6032 (2018) directs the department to replace hourly payment methodology with a tiered rate methodology for residential services providers. The Centers for Medicare and Medicaid Services (CMS) approved DDA's waiver amendments, which require implementation of the tiered rate system on January 1, 2019. Amending these rules is necessary to implement the tiered rates system and meet deadlines under ESSB 6032 and the approved waiver amendments.

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) 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 rulemaking. 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: December 27, 2018

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: