



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: February 20, 2019

TIME: 8:57 AM

WSR 19-05-084

Agency: Department of Social and Health Services, Aging and Long-Term Support Administration

Subject of possible rule making: The department is planning to amend WAC 388-106-0300 "What services may I receive under community options program entry system (COPES) when I live in my own home?" and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 74.08.090

Reasons why rules on this subject may be needed and what they might accomplish: The Centers for Medicare and Medicaid Services (CMS) approved the addition of two additional services in COPES, a 1915 (c) waiver, in August of 2018. The department is planning to add these services to the COPES WAC: 1) Community Choice Guiding (CCG), to assist an individual establish or stabilize a community living arrangement; and 2) Community Supports: Goods and Services which will provide necessary goods and services for individuals who choose to move from a residential living arrangement to an in-home setting. Also, the home health aide benefit was removed from the COPES waiver and needs to be removed from WAC.

Currently, state funded WA Roads provides CCG and stabilizing goods and services to individuals already residing in the community who are at risk of losing their current setting of care. By adding these services to the COPES waiver, the state can receive federal match while providing stabilizing services to individuals in the community to prevent unnecessary institutionalizations.

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 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)

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Additional comments:

Date: February 19, 2019	Signature: 
Name: Katherine I. Vasquez	
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