



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: January 24, 2024

TIME: 8:04 AM

WSR 24-03-161

Agency: Health Care Authority

Subject of possible rule making: WAC 182-531A-0900, Applied behavior analysis (ABA) – Covered services; other related rules as appropriate.

Statutes authorizing the agency to adopt rules on this subject: RCW 41.05.021, RCW 41.05.160

Reasons why rules on this subject may be needed and what they might accomplish: The agency is amending this rule to specify that the agency's applied behavior analysis program does not pay for services provided by a client's parent, guardian, caregiver, or other support person. During this review, HCA may identify additional related changes that are required to improve clarity or update policy.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Washington State Department of Health

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study

Other (describe) The agency welcomes the public to take part in developing this rule. If interested, contact the person

identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rulemaking (CR-102) to everyone receiving this notice and 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:

Name: Brian Jensen (Rulemaking Questions)
Address: PO Box 42716, Olympia, WA 98504-2716
Phone: 360-725-0815
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TTY: Telecommunication Relay Services (TRS): 711
Email: brian.jensen@hca.wa.gov
Web site: www.hca.wa.gov/about-hca/rulemaking
Other:

(If necessary)

Name: Alyssa Jennings (Program Questions)
Address: PO Box 45502, Olympia, WA 98504-5502
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Other:

Additional comments:

Date: January 24, 2024

Name: Wendy Barcus

Title: HCA Rules Coordinator

Signature: