



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: April 04, 2023

TIME: 10:33 AM

WSR 23-08-071

Agency: Health Care Authority

Subject of possible rule making: WAC 182-521-0200, Coverage after the public health emergency (PHE) ends; 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 Federal Consolidated Appropriations Act of 2023 amended section 6008 of the Families First Coronavirus Response Act to change the end date of Medicaid continuous coverage from the end date of the Public Health Emergency to March 31, 2023. The agency filed an emergency rule (WSR 23-08-051) effective April 1, 2023, so that WAC 182-521-0200 conforms to federal law. This rule project will make permanent changes to the rule. 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: United States Department of Health and Human Services, Centers for Medicare and Medicaid Services.

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
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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: Mark Westenhaver (Program Questions)
Address: PO Box 42722, Olympia, WA 98504-2722
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Other:

Additional comments:

Date: April 4, 2023

Name: Wendy Barcus

Title: HCA Rules Coordinator

Signature: