



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

Agency: Administrative Order #09-02 – Health Care Authority – [Public Employee’s Benefits Board \(PEBB\)](#)

Subject of possible rule making: PEBB rules related to enrollment in chapter 182-08 WAC; eligibility in chapter 182-12 WAC; and appeals in chapter 182-16 WAC.

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

Reasons why rules on this subject may be needed and what they might accomplish:

The main purpose of this rulemaking is to amend PEBB rules in Title 182 WAC and adopt new rules to:

1. Implement provisions of ESHB 2245 affecting employee eligibility.
2. Implement PEB Board policy clarifying dependent eligibility and enrollment requirements.
3. Amend rules to align with federal laws, including Michelle’s law and the various economic stimulus bills.
4. Implement state legislation.
5. Allow members a maximum of 12 months following the birth or adoption of a child to provide information necessary for HCA to provide health care coverage to newborn and newly adopted children back to the date of birth.
6. Define eligibility criteria for domestic partners.
7. Clarify language regarding special open enrollment events.
8. Clarify options for continuing coverage for employees when they are no longer eligible for PEBB insurance coverage paid for by their employer.

In addition to these specific subject areas, HCA will conduct a full review of PEBB rules in these chapters, make necessary technical corrections, and make necessary amendments that effectuate legislative action and PEB Board policy.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: N/A

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

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) Stakeholder mailing and public hearing.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

Individuals wishing to receive PEBB rule making notices are encouraged to join our LISTSERV, PEBB-RULE-MAKING-NOTICE, via this link <http://listserv.wa.gov/archives/pebb-rule-making-notice.html> or by logging on to listserv.wa.gov and selecting our LISTSERV from the Public E-mail List.

If you have questions about this rulemaking, contact Barbara Scott at (360) 923-2642 or Matthew Albright at (360) 923-2629 or at the address below.

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DATE
May 4, 2009

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TITLE
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DATE: May 04, 2009
TIME: 8:32 AM

WSR 09-10-053