



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (August 2017) (Implements RCW 34.05.310) Do NOT use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: February 16, 2018

TIME: 11:12 AM

WSR 18-05-067

Agency: Health Care Authority

Subject of possible rule making: Chapter 182-543 WAC Durable medical equipment and related supplies, complex rehabilitation technology, prosthetics, orthotics, medical supplies and related services; Other related rules as appropriate

Statutes authorizing the agency to adopt rules on this subject: RCW 41.05.021, 41.05.160, 42 CFR Part 440

Reasons why rules on this subject may be needed and what they might accomplish: The agency is reviewing and revising rules relating to durable medical equipment as a result of federal regulations published in February 2016 under 42 C.F.R., Part 440. During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy. The agency previously filed a Preproposal Statement of Inquiry under WSR 16-13-009 to make changes resulting from the federal regulations and to add occupational therapists to the list of eligible prosthetic and orthotic providers. The agency completed the final rules to add occupational therapists to the list of eligible prosthetic and orthotic providers under WSR 17-15-073. This Preproposal Statement of Inquiry will address the remaining updates to Chapter 182-543 required as a result of the federal regulations.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Centers for Medicare and Medicaid Services (CMS)

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: Melinda Froud
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 Other:

(If necessary)

Name:
 Address:
 Phone:
 Fax:
 TTY:
 Email:
 Web site:
 Other:

Additional comments:

Date: February 16, 2018

Name: Wendy Barcus

Title: HCA Rules Coordinator

Signature:

