



# 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: July 03, 2019

TIME: 7:36 AM

WSR 19-14-116

**Agency:** Health Care Authority

**Subject of possible rule making:**

182-535A-0040 Orthodontic treatment and orthodontic-related services – Covered, noncovered, and limitations to coverage  
182-535A-0050 Orthodontic treatment and orthodontic-related services – Authorization and prior authorization  
182-535A-0060 Orthodontic treatment and orthodontic-related services - Payment, other related rules as appropriate

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

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

The agency is revising these sections to clarify covered services and payment methodology. During the course of this review, the agency may identify additional changes that are required in order 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:**

The Centers for Medicare and Medicaid Services (CMS) and the Department of Social and Health Services (DSHS).

**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:**

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Other:	Other:

Additional comments:

**Date:** July 3, 2019

**Name:** Wendy Barcus

**Title:** HCA Rules Coordinator

**Signature:**