



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: June 24, 2020

TIME: 11:55 AM

WSR 20-14-033

Agency: Health Care Authority

Subject of possible rule making: WAC 182-509-0325 MAGI income – Unearned income, WAC 182-509-0375 MAGI income – Lump sums; WAC 182-509-0380 – Lottery winnings hardship exemptions (new); Other related rules as appropriate.

Statutes authorizing the agency to adopt rules on this subject: RCW 41.05.021, 41.05.160, 74.09.520

Reasons why rules on this subject may be needed and what they might accomplish: The agency is amending WAC 182-509-0325 to add certain lottery winnings as an example of unearned income; amending WAC 182-509-0375 to specify how certain lottery winnings impact eligibility for modified adjusted gross income-based Washington apple health; and creating a new WAC 182-509-0380 to establish lottery winnings hardship exemptions. The agency has determined this rulemaking is necessary to comply with federal law, 42 U.S.C. 1396a(e)(14)(K), and recent federal guidance applicable to it. During the course of this review, the agency may identify additional related 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: 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
Phone: 360-725-0815
Fax: 360-586-9727
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 45534, Olympia, WA 98504-5534
Phone: 360-725-1324
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Other:

Additional comments:

Date: June 24, 2020

Name: Wendy Barcus

Title: HCA Rules Coordinator

Signature:

