



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: July 15, 2021

TIME: 3:27 PM

WSR 21-15-065

Agency: Health Care Authority

Subject of possible rule making:

New rulemaking under Title 182 WAC to define and describe telemedicine and audio-only telemedicine; WAC 182-531-0100 – Scope of coverage for physician-related and health care professional services – General and administrative;

182-531-1730 – Telemedicine;

182-531A-1200 – Applied behavior analysis (ABA) – Services provided via telemedicine;

182-537-0100 – Purpose;

182-537-0200 – Definitions;

182-550-1350 – Revenue code categories and subcategories – CPT and HCPCS reporting requirements for outpatient hospitals;

182-550-1500 – Covered and noncovered revenue code categories and subcategories for outpatient hospital services;

182-551-2010 – Definitions;

182-551-2040 – Face-to-face encounter requirements;

182-551-2125 – Delivered through telemedicine;

182-551-2210 – Provider requirements; and other related rules as appropriate.

Statutes authorizing the agency to adopt rules on this subject: RCW 41.05.021, RCW 41.05.160, ESSB 1196, 67th Legislature, 2021 Regular Session

Reasons why rules on this subject may be needed and what they might accomplish: The agency is developing and revising rules to provide for audio-only telemedicine, in alignment with ESSB 1196. During the course of this review, HCA 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: The state Department of Health and the Office of the Insurance Commissioner

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:

(If necessary)

Name: Melinda Froud (Rulemaking Questions)

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Other:

Additional comments:

Date: July 15, 2021

Name: Wendy Barcus

Title: HCA Rules Coordinator

Signature:

A handwritten signature in black ink that reads "Wendy Barcus". The signature is written in a cursive style with a large initial 'W'.