



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: May 11, 2022

TIME: 8:32 AM

WSR 22-11-027

Agency: Health Care Authority

Subject of possible rule making: WAC 182-502-0110, Conditions of payment and prior authorization requirements—Medicare coinsurance, copayments, and deductibles; other related rules as appropriate.

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

Reasons why rules on this subject may be needed and what they might accomplish: The Health Care Authority (HCA) is amending WAC 182-502-0110 to add that for long-term civil commitments, if Medicare and Medicaid cover the service, HCA pays the greater of Medicare or Medicaid's allowed amount, minus what Medicare paid. 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: N/A

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: Jason Crabbe (Rulemaking Questions)
Address: PO Box 42716, Olympia, WA 98504-2716
Phone: 360-725-9563
Fax: 360-586-9727
TTY: Telecommunication Relay Services (TRS): 711
Email: jason.crabbe@hca.wa.gov
Web site: www.hca.wa.gov/about-hca/rulemaking
Other:

(If necessary)

Name: Abby Frazier-Cole (Program Questions)
Address: PO Box 45500, Olympia, WA 98504-5500
Phone: 360-725-1835
Fax: 360-586-9727
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Email: abby.frazier-cole@hca.wa.gov
Web site: www.hca.wa.gov/about-hca/rulemaking
Other:

Additional comments: N/A

Date: May 11, 2022

Name: Wendy Barcus

Title: HCA Rules Coordinator

Signature: