



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: November 07, 2025

TIME: 12:29 PM

WSR 25-23-021

Agency: Health Care Authority

Subject of possible rule making: WAC 182-535-1098 Covered – Adjunctive general services; 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 agency is removing CDT® code D9630 from coverage under the dental benefit as these drugs and medicaments are available under the client's pharmacy benefit when prescribed and the prescription is filled at a pharmacy. As a result, the agency is revising WAC 182-535-1098 to reflect this change and to also clarify that these services are still available under the client's pharmacy benefit. Additionally, the agency is updating the term conscious sedation to moderate sedation to align with industry standard language. During this review, HCA may identify additional related changes that 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)

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: Valerie Freudenstein (Rulemaking Questions)

Address: PO Box 42716, Olympia, WA 98504-2716

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TTY: Telecommunication Relay Services (TRS): 711

Email: valerie.freudenstein@hca.wa.gov

Web site: www.hca.wa.gov/about-hca/rulemaking

Other:

(If necessary)

Name: Jayson Diaz (Program Questions)

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Other:

Additional comments:

Date: November 7, 2025

Name: Wendy Barcus

Title: HCA Rules Coordinator

Signature: