



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

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OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 14, 2026

TIME: 9:59 AM

WSR 26-03-035

Agency: Department of Social and Health Services, Home and Community Living Administration, WA Cares Fund Division

Subject of possible rule making: Department of Social and Health Services is considering amending 388-116-1010, 388-116-3020, 388-116-3030, 388-116-3080, 388-116-4030, 388-116-5030, and any additional rules as necessary. The amendments are intended to address adaptive equipment and technology, minimum qualifications for providers, signatories for background check requirements, exception to rule requests, payment of fees related to administrative hearings, and definitions related to financial management services vendors and reimbursement. Other related rules may be amended as necessary.

Statutes authorizing the agency to adopt rules on this subject: RCW 50B.04.020(3)(k)

Reasons why rules on this subject may be needed and what they might accomplish: This rulemaking project is needed to expand allowable adaptive equipment and technology for beneficiaries of the WA Cares Fund program, to provide clarification for requirements for long-term services and supports providers, and clarification for participants of administrative hearings. The department will use this as an opportunity to make changes for clarity related to definitions.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Employment Security Department and Health Care Authority. Coordination will occur between departments for consistent implementation of the WA Cares Fund Program under chapter 50B.04 RCW.

Process for developing new rule (check all that apply):

Negotiated rule making

Pilot rule making

Agency study

Other (describe) DSHS welcomes the public to take part in developing the rules. Anyone interested should

contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rulemaking. A copy of the proposal will be sent to everyone on the mailing list and to 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:

(If necessary)

Name:
Address:
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Web site:
Other:

Additional comments:

Date: January 14, 2026

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: