PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017)  
(Implements RCW 34.05.310)  
Do NOT use for expedited rule making

Agency: Health Care Authority (HCA)

Subject of possible rule making:
WAC 182-550-3800 Rebasing
WAC 182-550-3830 Adjustments to inpatient rates
WAC 182-550-7500 OPPS rate; other related rules as appropriate.

Statutes authorizing the agency to adopt rules on this subject: RCW 41.05.021, RCW 41.05.160, Engrossed Substitute Senate Bill 5092, Sec. 211, (46), and ESSB 5092, Sec. 215, (66)

Reasons why rules on this subject may be needed and what they might accomplish: The Health Care Authority (HCA) is amending these sections to add qualifying criteria for and reflect an extension of the current rate increase for Sole Community hospitals. ESSB 5092, Sec. 211, (46) extends the rate increase through June of 2023. HCA also plans to implement ESSB 5092, Sec. 215 (66) to adjust rates paid for long-term civil commitments. Hospitals may now submit costs not included in their Medicare cost report to be evaluated by the agency for a potential rate increase. 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: Centers for Medicare and Medicaid Services (CMS) via State Plan Amendment

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: Michael Williams (Rulemaking Questions)  
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Additional comments:

Date: July 14, 2021  
Name: Wendy Barcus  
Title: HCA Rules Coordinator  
Signature: