



# PREPROPOSAL STATEMENT OF INQUIRY

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

Do **NOT** use for expedited rule making

CODE REVISER USE ONLY

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STATE OF WASHINGTON  
FILED

**DATE: November 19, 2021**

**TIME: 8:50 AM**

**WSR 21-24-015**

**Agency:** Health Care Authority

**Subject of possible rule making:** WAC 182-554-400 Enteral nutrition – Provider requirements; 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 amending these rules to remove the requirement to use shipping dates or receipt dates as the date of service. This change simplifies the billing process for enteral products. 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 Center 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  
Phone: 360-725-1344  
Fax: 360-586-9727

TTY: Telecommunication Relay Services (TRS): 711

Email: [valerie.freudenstein@hca.wa.gov](mailto:valerie.freudenstein@hca.wa.gov)

Web site: [www.hca.wa.gov/about-hca/rulemaking](http://www.hca.wa.gov/about-hca/rulemaking)

Other:

(If necessary)

Name: Shauna Muendel (Program Questions)

Address: PO Box 45502, Olympia, WA 98504-5502

Phone: 360-725-2005

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Other:

Additional comments:

**Date:** November 19, 2021

**Name:** Wendy Barcus

**Title:** HCA Rules Coordinator

**Signature:**