



STATE OF WASHINGTON  
**HEALTH CARE AUTHORITY**

626 8th Avenue SE • P.O. Box 42716 • Olympia, Washington 98504-2716

June 20, 2024

**TO:** Office of the Code Reviser  
Interested Parties  
Office of Financial Management—Office of Regulatory Assistance  
Joint Administrative Rules Review Committee  
Department of Health—Rules Coordinator  
Department of Social and Health Services—Rules Coordinator  
Department of Children, Youth, and Families – Rules Coordinator

**FROM:** Wendy Barcus, Rules Coordinator *WLB*  
Health Care Authority

**SUBJECT:** Semi-Annual Rulemaking Agenda, July-December 2024

The Washington Health Care Authority prepares a semi-annual rulemaking agenda in January and July each year for publication in the Washington state register pursuant to RCW 34.05.314. This report details current and anticipated rulemaking activities for HCA. Additional rulemaking activity may occur which is not listed on this agenda as conditions warrant.

Rulemaking information is available on HCA's website:  
<https://www.hca.wa.gov/about-hca/rulemaking>.

To be notified of any changes, you may sign up for email notifications:  
[https://public.govdelivery.com/accounts/WAHCA/subscriber/new?qsp=WAHCA\\_10](https://public.govdelivery.com/accounts/WAHCA/subscriber/new?qsp=WAHCA_10)

If you have questions about this rulemaking agenda, my contact information is:

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Attachment

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: June 20, 2024**

**TIME: 10:43 AM**

**WSR 24-13-126**

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WAC Chapter	Rule Subject	Current Activity		
		Preproposal Notice CR-101	Proposed Rule CR-102 (Public Hearing) or CR-105 (expedited)	Emergency CR-103E
<b>HEALTH CARE AUTHORITY – GENERAL</b>				
182-50-030	Prescription Drug Programs - Period of appointment	WSR 24-10-017 Filed 4/19/2024	<b>CR102</b> WSR 24-13-041 Public hearing scheduled for 7/25/2024	
New chapter 182-80	Primary Care Transformation Model (PCTM) - Provider certification	WSR 23-01-066 Filed 12/14/2022 <b>Withdrawn</b> WSR 23-06-071 Filed 3/1/2023		
<b>PUBLIC EMPLOYEE BENEFITS (PEB)</b>				
Chapters 182-08, -12, and -16	Public Employees Benefits Board (PEBB) – General updates & PEBB resolutions	WSR 24-04-060 Filed 2/1/2024  WSR 24-04-061 Filed 2/1/2024	<i>To be filed soon</i>	
182-12-5100	What options for health plan enrollment are available to a retired employee of an employer group that previously ended participation in public employees benefits board (PEBB) insurance coverage, as authorized in SSB 1804, Chapter 312, Laws of 2023, section 3.	WSR 24-04-060 Filed 2/1/2024	<i>These rules are being incorporated into the main PEBB rulemaking</i>	WSR 24-12-022 Effective 5/24/2024
182-12-5110, 182-12-5120	When is a retiring school employee of an employer group eligible to enroll in PEBB retiree insurance coverage; and What options for continuing health plan enrollment are available to a retiree of an employer group that ends participation in PEBB or SEBB insurance coverage, as authorized in SHB 1804, Chapter 312, Laws of 2023, Sec. 1	WSR 24-04-060 Filed 2/1/2024	<i>These rules are being incorporated into the main PEBB rulemaking</i>	WSR 24-11-151 Filed 5/22/2024
182-12-5200	When is a retiring employee or a retiring school employee who separates from employment eligible to enroll in PEBB retiree insurance coverage, as authorized in HB 1008, Chapter 164, Laws of 2023.	WSR 24-04-060 Filed 2/1/2024	<i>These rules are being incorporated into the main PEBB rulemaking.</i>	WSR 24-10-057 Filed 4/26/2024

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WAC Chapter	Rule Subject	Current Activity		
		Preproposal Notice CR-101	Proposed Rule CR-102 (Public Hearing) or CR-105 (expedited)	Emergency CR-103E
<b>SCHOOL EMPLOYEE BENEFITS (SEB)</b>				
Chapters 182-30, -31, and -32	School Employees Benefits Board (SEBB) – Annual updates	WSR 24-04-062 Filed 2/1/2024	<b>CR102</b> WSR 24-11-094 Public hearing schedule for 6/25/2024.	WSR 24-06-011 Effective 2/23/2024
182-31-070	SEBB – Is dual enrollment in SEBB and PEBB prohibited?	WSR 24-04-064 Filed 2/1/2024	<b>CR102</b> WSR 24-11-095 Public hearing scheduled for 6/25/2024	
182-31-080	SEBB – When may a school employee waive enrollment in SEBB medical and when may they enroll in SEBB medical after having waived enrollment?	WSR 24-04-064 Filed 2/1/2024	<b>CR102</b> WSR 24-11-097 Public hearing scheduled for 6/25/2024	
182-31-090	SEBB – When is an enrollee eligible to continue SEBB benefits under COBRA	WSR 24-04-064 Filed 2/1/2024	<b>CR102</b> WSR 24-11-098 Public hearing scheduled for 6/25/2024	
182-31-130	SEBB – What options for continuation coverage are available to dependents to cease to meet the eligibility criteria as described in WAC 182-31-140 or 182-30-130	WSR 24-04-064 Filed 2/1/2024	<b>CR102</b> WSR 24-11-099 Public hearing scheduled for 6/25/2024	
182-30-100	SEBB – When may a school employee enroll, or revoke an election and make a new election under the premium payment plan, medical flexible spending arrangement (FSA), limited purpose FSA, or dependent care assistance program (SCAP)	WSR 24-04-064 Filed 2/1/2024	<b>CR102</b> WSR 24-11-100 Public hearing scheduled for 6/25/2024	
182-30-5000, -5010	School employees benefits board employer groups, as authorized in SSB 5275, Chapter 13, Laws of 2023		<i>These rules are being incorporated into the main SEBB rulemaking.</i>	WSR 24-06-011 Effective 2/23/2024
<b>WASHINGTON BEHAVIORAL HEALTH</b>				
182-115-0100; 182-502-0002	Certified peer counselor – General; Eligible provider types	<i>HCA intends to begin rulemaking soon to implement SB5555.</i>		

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WAC Chapter	Rule Subject	Current Activity		
		Preproposal Notice CR-101	Proposed Rule CR-102 (Public Hearing) or CR-105 (expedited)	Emergency CR-103E
<b>WASHINGTON BEHAVIORAL HEALTH (Cont.)</b>				
182-115-0200	Certified peer counselor – Application, training, examination, and authority approval	<i>HCA intends to begin rulemaking soon to implement SB5555.</i>		
182-140	Mobile Rapid Response Crisis Team Endorsement	WSR 24-05-041 Filed 2/14/2024		
<b>WASHINGTON APPLE HEALTH</b>				
182-502-0005, 182-502-0006, 182-502-0010, 182-502-0012, 182-502-0030, 182-502-0040, 182-502-0050, 182-502-0100	Core provider agreement (CPA); Enrollment for nonbilling individual providers; When the medicaid agency enrolls; When the medicaid agency does not enroll; Termination of a provider agreement-For cause; Termination of a provider agreement-For convenience	<i>HCA intends to begin rulemaking soon</i>		WSR 24-11-036 Effective 5/8/2024
182-505-0100, 182-509-0305	Monthly income standards for MAGI-based programs; MAGI income – Persons subject to the MAGI methodology	WSR 24-13-063 Filed 6/13/2024		
182-507-0125	State-funded long-term care services	WSR 24-08-055 Filed 3/29/2024	<b>CR102</b> WSR 24-13-044 Public hearing scheduled for 7/25/2024	
182-508-0200	Civil transition program (CTP)	WSR 24-06-021 Filed 2/28/2024	<b>CR102</b> WSR 24-11-065 Public hearing scheduled for 6/25/2024	WSR 24-08-051 Effective 3/29/2024
182-512-0600, -0650, -0800	SSI removing barriers to accessing SSI payments	WSR 24-12-052 Filed 5/31/2024		
182-513-1530	Maximum guardianship fee	WSR 24-10-036 Filed 4/23/2024	<b>CR102</b> WSR 24-13-077 Public hearing scheduled for 7/25/2024	
New chapters: 182-525, 182-525A, and 182-525B; Revisions to: 182-500-120, 182-501-0060, 182-503-0510, 182-503-1515, 182-509-0220, 182-526-0005	Apple health expansion	WSR 23-14-063 Filed 6/28/2023		WSR 24-13-067 Effective 6/17/2024

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		Preproposal Notice CR-101	Proposed Rule CR-102 (Public Hearing) or CR-105 (expedited)	Emergency CR-103E
<b>WASHINGTON APPLE HEALTH (Cont.)</b>				
182-530-7150, -8150	Reimbursement – Compounded prescriptions; Reimbursement – Automated maximum allowable cost (AMAC)	WSR 24-11-004 Filed 5/2/2024		
182-531-1250, -1350	Physician standby and prolonged services	<i>HCA intends to begin rulemaking soon.</i>		
182-531-1675	Gender affirming interventions for gender dysphoria	WSR 24-08-052 Filed 3/29/2024		
New rules in Chapter 182-531	Community health worker	<i>HCA intends to begin rulemaking soon.</i>		
182-532-001, 182-532-510	Reproductive health services – Definitions; Family planning only program – Eligibility	WSR 23-16-017 Filed 7/20/2023		
182-532-530, 182-532-550, 182-532-560	Family planning only programs – Covered services, payment limitations, and documentation requirements	WSR 23-24-065 Filed 12/04/2023		WSR 24-10-058 Effective 4/26/2024
182-533 and 182-502-0002	Maternity related services – birth doula services. Eligible provider types – Adding birth doula.	WSR 24-10-016 Filed 4/19/2024		
182-538-110	Managed care – The grievance and appeal system and agency administrative hearing for managed care organization (MCO) enrollees	<i>HCA intends to begin rulemaking soon.</i>		
182-543-1000	Medical supplies & equipment – Definitions	WSR 24-09-006 Filed 4/4/2024		
182-543-3000, -7000	Covered – Hospital beds, mattresses, and related equipment	WSR 24-07-007 Filed 3/7/2024		
182-543-3300	Covered – Osteogenesis electrical stimulator (bone growth stimulator)	WSR 24-10-047 Filed 4/24/2024		
182-545-200	Outpatient Rehabilitation (occupational therapy, physical therapy, and speech therapy) for behavioral health	WSR 24-08-056 Filed 3/29/2024	<b>CR102</b> WSR 24-11-135 Public hearing scheduled for 6/25/2024	

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<b>WASHINGTON APPLE HEALTH (Cont.)</b>				
182-546-4700	Ambulance Transportation – Ambulance transport fund	WSR 24-11-079 Filed 5/15/2024		
182-548-1300; 182-549-1300	Rural health clinics; Federally-qualified health centers – adding substance use disorder professionals (SUDP).	<i>HCA intends to begin rulemaking soon</i>		
182-550-1500	Covered and noncovered revenue code categories and subcategories for outpatient hospital services	WSR 24-08-065 Filed 4/1/2024	<b>CR102</b> WSR 24-11-146 Public hearing scheduled for 6/25/2024	
182-550-1900, -2100, -2200	Transplant coverage and requirements	<i>HCA intends to begin rulemaking soon.</i>		
182-550-3800	Rebasing	WSR 24-11-115 Filed 5/20/2024		
182-550-3830, -7550	Adjustment to inpatient rates and OPPS payment enhancement	WSR 24-11-132 Filed 5/21/2024		
182-550-4400	Services – Exempt from DRG payment	WSR 24-11-110 Filed 5/20/2024		
182-551	Alternative to hospital services – medical respite program	WSR 24-05-081 Filed 2/21/2024		
182-553 182-551-2000, 182-551-2010, 182-551-2100, 182-551-2130	Home Infusion Therapy/Parenteral Nutrition Program & Home Health Services	<i>HCA intends to begin rulemaking soon</i>		
182-551-2230	Electronic visit verification (EVV) – System requirements	WSR 24-05-023 Filed 2/12/2024		
182-556-0200; 182-556-0250 (new) 182-501-0070; 182-502-0002 182-502-0003 182-531-0050	Acupuncture services & Chiropractic services – Adding coverage for acupuncture & chiropractic services for adults	WSR 24-13-055 Filed 6/13/2024		
182-557-0200	Health home eligibility	WSR 23-23-182 Filed 11/22/2023		
182-561-0600	Service tiers	<i>HCA intends to begin rulemaking soon to fix an error in the tiers.</i>		

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### KEY

**CR:** “Code Reviser” – On the rulemaking forms produced by the Office of the Code Reviser.

**CR-101:** Preproposal Statement of Inquiry filed under RCW 34.05.310

**CR-102:** Proposed Rule Making notice filed under RCW 34.05.320 or 34.05.340

**CR-103:** Rule Making Order permanently adopting a rule, and filed under RCW 34.05.360 and 34.05.380

**CR-105:** Expedited Rule Making Proposal filed under RCW 34.05.353

**RCW:** Revised Code of Washington

**WAC:** Washington Administrative Code

**WSR:** Washington State Register official filing reference number given by the Office of the Code Reviser when a notice is filed.

Cc: Roselyn Marcus, OFM