



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: October 08, 2024

TIME: 4:18 PM

WSR 24-21-044

Agency: Department of Social and Health Services, Economic Services Administration

Subject of possible rule making: The department is planning to amend WAC 388-410-0030, "How does the department calculate and set up my basic food, FAP, or WASHCAP overpayment?" and other related rules as may be required.

Statutes authorizing the agency to adopt rules on this subject: RCW 43.20A.550, 43.20B.630, 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.08.090

Reasons why rules on this subject may be needed and what they might accomplish: Planned amendments will clarify that overpayments due to intentionally trafficking of food benefits will represent the entire value of the benefits determined to have been trafficked. If applicable, these amendments will make additional changes required to improve clarity, update policy, or better align rule language with state and federal law or regulations.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS). Planned amendments support 7 CFR 273.18(a)(4).

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:

Name: Alexis Miller	(If necessary) Name:
Address: PO Box 45470, Olympia WA, 98504-4570	Address:
Phone: (253) 579-3144	Phone:
Fax:	Fax:
TTY:	TTY:
Email: alexis.a.miller@dshs.wa.gov	Email:
Web site:	Web site:
Other:	Other:

Additional comments:

Date: October 7, 2024

Name: Katherine I. Vasquez

Title: DSHS Rules Coordinator

Signature: