

WSR 24-13-126

AGENDA

HEALTH CARE AUTHORITY

[Filed June 20, 2024, 10:43 a.m.]

The Washington health care authority (HCA) prepares a semi-annual rule-making 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 rule-making activities for HCA. Additional rule-making activity may occur which is not listed on this agenda as conditions warrant.

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

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If you have questions about this rule-making agenda, contact Wendy Barcus, Rules Coordinator, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1306, email [wendy.barcus@hca.wa.gov](mailto:wendy.barcus@hca.wa.gov).

**Semi-Annual Rule-Making Agenda  
July - December 2024**

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>CR-102</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Withdrawn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 BOARD (PEBB)</b>				
Chapters 182-08, 182-12, and 182-16	PEBB—General updates and 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 PEBB insurance coverage, as authorized in SSB 1804, section 3, chapter 312, Laws of 2023	WSR 24-04-060 Filed 2/1/2024	<i>These rules are being incorporated into the main PEBB rule making</i>	WSR 24-12-022 Effective 5/24/2024

WAC Chapter	Rule Subject	Current Activity		
		Preproposal Notice CR-101	Proposed Rule CR-102 (Public Hearing) or CR-105 (Expedited)	Emergency CR-103E
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, section 1, chapter 312, Laws of 2023	WSR 24-04-060 Filed 2/1/2024	<i>These rules are being incorporated into the main PEBB rule making</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 rule making</i>	WSR 24-10-057 Filed 4/26/2024
<b>SCHOOL EMPLOYEE BENEFITS BOARD (SEBB)</b>				
Chapters 182-30, 182-31, and 182-32	SEBB—Annual updates	WSR 24-04-062 Filed 2/1/2024	<b>CR-102</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>CR-102</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>CR-102</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>CR-102</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>CR-102</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>CR-102</b> WSR 24-11-100 Public hearing scheduled for 6/25/2024	

WAC Chapter	Rule Subject	Current Activity		
		Preproposal Notice CR-101	Proposed Rule CR-102 (Public Hearing) or CR-105 (Expedited)	Emergency CR-103E
182-30-5000, 182-30-5010	SEBB employer groups, as authorized in SSB 5275, chapter 13, Laws of 2023		<i>These rules are being incorporated into the main SEBB rule making</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 rule making soon to implement SB [2SSB] 5555</i>		
182-115-0200	Certified peer counselor—Application, training, examination, and authority approval	<i>HCA intends to begin rule making soon to implement SB [2SSB] 5555</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 rule making 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>CR-102</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>CR-102</b> WSR 24-11-065 Public hearing scheduled for 6/25/2024	WSR 24-08-051 Effective 3/29/2024
182-512-0600, 182-512-0650, 182-512-0800	Supplemental security income (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>CR-102</b> WSR 24-13-077 Public hearing scheduled for 7/25/2024	

WAC Chapter	Rule Subject	Current Activity		
		Preproposal Notice CR-101	Proposed Rule CR-102 (Public Hearing) or CR-105 (Expedited)	Emergency CR-103E
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
182-530-7150, 182-530-8150	Reimbursement— Compounded prescriptions; Reimbursement—Automated maximum allowable cost (AMAC)	WSR 24-11-004 Filed 5/2/2024		
182-531-1250, 182-531-1350	Physician standby and prolonged services	<i>HCA intends to begin rule making 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 rule making 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, 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 rule making soon.</i>		
182-543-1000	Medical supplies and equipment— Definitions	WSR 24-09-006 Filed 4/4/2024		
182-543-3000, 182-543-7000	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>CR-102</b> WSR 24-11-135 Public hearing scheduled for 6/25/2024	

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		Preproposal Notice CR-101	Proposed Rule CR-102 (Public Hearing) or CR-105 (Expedited)	Emergency CR-103E
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 rule making 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>CR-102</b> WSR 24-11-146 Public hearing scheduled for 6/25/2024	
182-550-1900, 182-550-2100, 182-550-2200	Transplant coverage and requirements	<i>HCA intends to begin rule making soon</i>		
182-550-3800	Rebasing	WSR 24-11-115 Filed 5/20/2024		
182-550-3830, 182-550-7550	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 and home health services	<i>HCA intends to begin rule making 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 and chiropractic services—Adding coverage for acupuncture and 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 rule making soon to fix an error in the tiers</i>		

**KEY:**

**CR:** "Code Reviser" on the rule-making 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.

Wendy Barcus  
Rules Coordinator