

## WSR 25-03-102

## PROPOSED RULES

## HEALTH CARE AUTHORITY

[Filed January 17, 2025, 2:01 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 24-15-085.

Title of Rule and Other Identifying Information: WAC 182-502-0002  
Eligible provider types.

Hearing Location(s): February 25, 2025, at 10:00 a.m. The health care authority (HCA) holds public hearings virtually without a physical meeting place. To attend the virtual public hearing, you must register in advance [https://us02web.zoom.us/webinar/register/WN\\_By08L-A2RPSmmE8wF2TecQ](https://us02web.zoom.us/webinar/register/WN_By08L-A2RPSmmE8wF2TecQ). If the link above opens with an error message, please try using a different browser. After registering, you will receive a confirmation email containing information about joining the public hearing.

Date of Intended Adoption: Not sooner than February 26, 2025.

Submit Written Comments to: HCA Rules Coordinator, P.O. Box 42716, Olympia, WA 98504-2716, email [arc@hca.wa.gov](mailto:arc@hca.wa.gov), fax 360-586-9727, beginning January 18, 2025, 8:00 a.m., by February 25, 2025, by 11:59 p.m.

Assistance for Persons with Disabilities: Contact Johanna Larson, phone 360-725-1349, fax 360-586-9727, telecommunication relay service 711, email [Johanna.Larson@hca.wa.gov](mailto:Johanna.Larson@hca.wa.gov), by February 7, 2025.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: HCA is amending WAC 182-502-0002 to add community health workers to the list of eligible provider types. This aligns with the rule making filed under WSR 25-02-113, establishing a community health worker benefit under new chapter 182-562 WAC.

Reasons Supporting Proposal: See purpose.

Statutory Authority for Adoption: RCW 41.05.021 and 41.05.160.

Statute Being Implemented: RCW 41.05.021 and 41.05.160.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: HCA, governmental.

Name of Agency Personnel Responsible for Drafting: Jason Crabbe, P.O. Box 42716, Olympia, WA 98504-2716, 360-752-9563; Implementation and Enforcement: Nikki Banks, P.O. Box 45506, Olympia, WA 98504-5506, 360-725-1002.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. RCW 34.05.328 does not apply to HCA rules unless requested by the joint administrative rules review committee or applied voluntarily.

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.025(4).

Explanation of exemptions: The proposed rule adds "community health workers" as an eligible provider type listed in WAC 182-502-0002. The proposed rule imposes no compliance costs on these or any other provider and thus does not affect small businesses for the purposes of the Regulatory Fairness Act.

Scope of exemption for rule proposal:

Is fully exempt.

January 17, 2025  
Wendy Barcus

**RDS-6134.1**

AMENDATORY SECTION (Amending WSR 24-23-096, filed 11/19/24, effective 1/1/25)

**WAC 182-502-0002 Eligible provider types.** The following health care professionals, health care entities, suppliers or contractors of service may request enrollment with the Washington state health care authority (medicaid agency) to provide covered health care services to eligible clients. For the purposes of this chapter, health care services include treatment, equipment, related supplies, and drugs.

- (1) Professionals:
  - (a) Advanced registered nurse practitioners;
  - (b) Advanced social workers;
  - (c) Advanced social worker associates;
  - (d) Anesthesiologists;
  - (e) Applied behavior analysis (ABA) professionals, as provided in WAC 182-531A-0800:
    - (i) Licensed behavior analyst;
    - (ii) Licensed assistant behavior analyst; and
    - (iii) Certified behavior technician;
  - (f) Audiologists;
  - (g) Behavioral health support specialists (BHSS);
  - (h) Birth doulas;
  - (i) Chiropractors;
  - (j) Community health workers (CHWs);
  - (k) Dentists;
  - ~~((k))~~ (l) Dental health aide therapists, as provided in chapter 70.350 RCW;
  - ~~((l))~~ (m) Dental hygienists;
  - ~~((m))~~ (n) Denturists;
  - ~~((n))~~ (o) Dietitians or nutritionists;
  - ~~((o))~~ (p) Hearing aid fitters/dispensers;
  - ~~((p))~~ (q) Home health aide credentialed with DOH as nursing assistant certified or nursing assistant registered;
  - ~~((q))~~ (r) Independent clinical social workers;
  - ~~((r))~~ (s) Independent clinical social worker associates;
  - ~~((s))~~ (t) Licensed practical nurse;
  - ~~((t))~~ (u) Marriage and family therapists;
  - ~~((u))~~ (v) Mental health counselors;
  - ~~((v))~~ (w) Mental health counselor associates;
  - ~~((w))~~ (x) Mental health care providers;
  - ~~((x))~~ (y) Midwives;
  - ~~((y))~~ (z) Naturopathic physicians;
  - ~~((z))~~ (aa) Nurse anesthetist;
  - ~~((aa))~~ (bb) Ocularists;
  - ~~((bb))~~ (cc) Occupational therapists;
  - ~~((cc))~~ (dd) Ophthalmologists;
  - ~~((dd))~~ (ee) Opticians;
  - ~~((ee))~~ (ff) Optometrists;
  - ~~((ff))~~ (gg) Orthodontists;

- ~~((gg))~~ (hh) Orthotist;
- ~~((hh))~~ (ii) Osteopathic physicians;
- ~~((ii))~~ (jj) Osteopathic physician assistants;
- ~~((jj))~~ (kk) Peer counselors;
- ~~((kk))~~ (ll) Podiatric physicians;
- ~~((ll))~~ (mm) Pharmacists;
- ~~((mm))~~ (nn) Physicians;
- ~~((nn))~~ (oo) Physician assistants;
- ~~((oo))~~ (pp) Physical therapists;
- ~~((pp))~~ (qq) Prosthetist;
- ~~((qq))~~ (rr) Psychiatrists;
- ~~((rr))~~ (ss) Psychologists;
- ~~((ss))~~ (tt) Radiologists;
- ~~((tt))~~ (uu) Registered nurse;
- ~~((uu))~~ (vv) Registered nurse delegators;
- ~~((vv))~~ (ww) Registered nurse first assistants;
- ~~((ww))~~ (xx) Respiratory therapists;
- ~~((xx))~~ (yy) Speech/language pathologists; and
- ~~((yy))~~ (zz) Substance use disorder professionals:
  - (i) Mental health providers; and
  - (ii) Peer counselors.
- (2) Agencies, centers and facilities:
  - (a) Adult day health centers;
  - (b) Ambulance services (ground and air);
  - (c) Ambulatory surgery centers (medicare-certified);
  - (d) Birthing centers (licensed by the department of health);
  - (e) Cardiac diagnostic centers;
  - (f) Case management agencies;
  - (g) Substance use disorder treatment facilities certified by the department of health (DOH);
  - (h) Withdrawal management treatment facilities certified by DOH;
  - (i) Community AIDS services alternative agencies;
  - (j) Community behavioral health support services provider facilities;
  - (k) Community mental health centers;
  - (l) Diagnostic centers;
  - (m) Early and periodic screening, diagnosis, and treatment (EPSDT) clinics;
  - (n) Family planning clinics;
  - (o) Federally qualified health centers (designated by the federal department of health and human services);
  - (p) Genetic counseling agencies;
  - (q) Health departments;
  - (r) Health maintenance organization (HMO)/managed care organization (MCO);
  - (s) HIV/AIDS case management;
  - (t) Home health agencies;
  - (u) Hospice agencies;
  - (v) Hospitals;
  - (w) Indian health service facilities/tribal 638 facilities;
  - (x) Tribal or urban Indian clinics;
  - (y) Inpatient psychiatric facilities;
  - (z) Intermediate care facilities for individuals with intellectual disabilities (ICF-IID);
    - (aa) Kidney centers;
    - (bb) Laboratories (CLIA certified);

- (cc) Maternity support services agencies; maternity case managers; infant case management, first steps providers;
  - (dd) Neuromuscular and neurodevelopmental centers;
  - (ee) Nurse services/delegation;
  - (ff) Nursing facilities (approved by the DSHS aging and long-term support administration);
  - (gg) Pathology laboratories;
  - (hh) Pharmacies;
  - (ii) Private duty nursing agencies;
  - (jj) Radiology - Stand-alone clinics;
  - (kk) Rural health clinics (medicare-certified);
  - (ll) School districts and educational service districts; and
  - (mm) Sleep study centers.
- (3) Suppliers of:
- (a) Blood, blood products, and related services;
  - (b) Durable and nondurable medical equipment and supplies;
  - (c) Complex rehabilitation technologies;
  - (d) Infusion therapy equipment and supplies;
  - (e) Prosthetics/orthotics;
  - (f) Hearing aids; and
  - (g) Respiratory care, equipment, and supplies.
- (4) Contractors:
- (a) Transportation brokers;
  - (b) Spoken language interpreter services agencies;
  - (c) Independent sign language interpreters; and
  - (d) Eyeglass and contact lens providers.