

WSR 22-12-084  
PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Aging and Long-Term Support Administration)  
[Filed May 31, 2022, 4:19 p.m.]

Subject of Possible Rule Making: The department is considering amending WAC 388-106-0130 How does the department determine the number of hours I may receive for in-home care? and 388-106-0010 What definitions apply to this chapter? The department may amend other related rules as required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090, 74.09.520.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department has been working to modernize the CARE assessment tool and is amending these rules to be consistent with updates that have been made to the CARE assessment tool. There have been no changes that affect how the department determines eligibility or benefit level using the CARE tool.

Additionally, the department is considering updating its methodology for adjustments to personal care hours when a client chooses adult day care or home-delivered meals. The goal is to bring the adjustment for these services into alignment with the definition of informal support outlined in WAC 388-106-0010, rather than a manual deduction that has occurred manually outside of the CARE assessment tool.

Updates related to clean-up and correction of language may also be made.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: The department of social and health services (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 rule making. 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 Angel Sullivan, P.O. Box 45600, Olympia, WA 98504-5600, phone 360-725-2495, fax 360-438-8633, TTY 1-800-833-6388, email [angel.sullivan@dshs.wa.gov](mailto:angel.sullivan@dshs.wa.gov).

May 31, 2022  
Katherine I. Vasquez  
Rules Coordinator