

WSR 22-13-019
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed June 3, 2022, 10:39 a.m.]

Subject of Possible Rule Making: The department is planning to amend WAC 388-410-0020 What happens if I receive more basic food, FAP, or WASHCAP benefits than I am supposed to receive?, 388-410-0030 How does the department calculate and set up my basic food, FAP, or WASHCAP overpayment?, 388-446-0015 What is an intentional program violation (IPV) and administrative disqualification hearing (ADH) for basic food?, and other related rules as required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.91.142, 43.20A.550, 43.20B.630, 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.04.770, 74.08.090, 74.08.580, 74.08A.120, 74.12.260; 7 C.F.R. §§ 271.2, 273.16, and 273.18.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Planned amendments will align department policy with federal regulations regarding administrative disqualification hearing notices and actions related to trafficked benefits.

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) enforces the provisions of the federal Supplemental Nutrition Assistance Program as enacted in the 2008 Food and Nutrition Act and codified in the Code of Federal Regulations. The department will amend rules to be consistent with the act, federal regulations, and FNS administrative notices and formal guidance.

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 Carolyn Horlor, P.O. Box 45470, Olympia, WA 98504-5470, phone 360-764-0676, email Carolyn.Horlor@dshs.wa.gov.

June 2, 2022
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