

WSR 22-15-115

PERMANENT RULES

HEALTH CARE AUTHORITY

[Filed July 20, 2022, 9:01 a.m., effective August 20, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The agency amended this rule to fix an erroneous cross-reference in subsection (1)(c) and align the titles of the applied behavior analysis (ABA) professionals in subsections (1)(c)(i) - (iii) with those listed in WAC 182-531A-0800.

Citation of Rules Affected by this Order: Amending WAC 182-502-0002.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Adopted under notice filed as WSR 22-11-079 on May 17, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: July 20, 2022.

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Rules Coordinator

OTS-3833.1

AMENDATORY SECTION (Amending WSR 22-07-105, filed 3/23/22, effective 4/23/22)

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) Anesthesiologists;

(c) Applied behavior analysis (ABA) professionals, as provided in WAC ((~~182-531-1410 through 182-531-1436~~) 182-531A-0800):

(i) ((~~Certified agency-affiliated counselors~~)) Licensed behavior analyst;

(ii) ((~~Certified counselors~~)) Licensed assistant behavior analyst; and

(iii) Certified ((~~counselor advisors~~)) behavior technician.

(d) Audiologists;

- (e) Chemical dependency professionals;
- (i) Mental health care providers; and
- (ii) Peer counselors.
- (f) Chiropractors;
- (g) Dentists;
- (h) Dental health aide therapists, as provided in chapter 70.350

RCW;

- (i) Dental hygienists;
- (j) Denturists;
- (k) Dietitians or nutritionists;
- (l) Hearing aid fitters/dispensers;
- (m) Marriage and family therapists;
- (n) Mental health counselors;
- (o) Mental health care providers;
- (p) Midwives;
- (q) Naturopathic physicians;
- (r) Nurse anesthetist;
- (s) Occularists;
- (t) Occupational therapists;
- (u) Ophthalmologists;
- (v) Opticians;
- (w) Optometrists;
- (x) Orthodontists;
- (y) Orthotist;
- (z) Osteopathic physicians;
- (aa) Osteopathic physician assistants;
- (bb) Peer counselors;
- (cc) Podiatric physicians;
- (dd) Pharmacists;
- (ee) Physicians;
- (ff) Physician assistants;
- (gg) Physical therapists;
- (hh) Prosthetist;
- (ii) Psychiatrists;
- (jj) Psychologists;
- (kk) Radiologists;
- (ll) Registered nurse delegators;
- (mm) Registered nurse first assistants;
- (nn) Respiratory therapists;
- (oo) Social workers; and
- (pp) Speech/language pathologists.
- (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) Chemical dependency treatment facilities certified by the department of social and health services (DSHS) division of behavioral health and recovery (DBHR), and contracted through either:
 - (i) A county under chapter 388-810 WAC; or
 - (ii) DBHR to provide chemical dependency treatment services.
 - (h) Centers for the detoxification of acute alcohol or other drug intoxication conditions (certified by DBHR);
 - (i) Community AIDS services alternative agencies;
 - (j) Community mental health centers;

- (k) Diagnostic centers;
 - (l) Early and periodic screening, diagnosis, and treatment (EPSDT) clinics;
 - (m) Family planning clinics;
 - (n) Federally qualified health centers (designated by the federal department of health and human services);
 - (o) Genetic counseling agencies;
 - (p) Health departments;
 - (q) Health maintenance organization (HMO)/managed care organization (MCO);
 - (r) HIV/AIDS case management;
 - (s) Home health agencies;
 - (t) Hospice agencies;
 - (u) Hospitals;
 - (v) Indian health service facilities/tribal 638 facilities;
 - (w) Tribal or urban Indian clinics;
 - (x) Inpatient psychiatric facilities;
 - (y) Intermediate care facilities for individuals with intellectual disabilities (ICF-IID);
 - (z) Kidney centers;
 - (aa) Laboratories (CLIA certified);
 - (bb) Maternity support services agencies; maternity case managers; infant case management, first steps providers;
 - (cc) Neuromuscular and neurodevelopmental centers;
 - (dd) Nurse services/delegation;
 - (ee) Nursing facilities (approved by the DSHS aging and long-term support administration);
 - (ff) Pathology laboratories;
 - (gg) Pharmacies;
 - (hh) Private duty nursing agencies;
 - (ii) Radiology - Stand-alone clinics;
 - (jj) Rural health clinics (medicare-certified);
 - (kk) School districts and educational service districts;
 - (ll) Sleep study centers; and
 - (mm) Washington state school districts and educational service districts.
- (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.

[Statutory Authority: RCW 41.05.021 and 41.05.160. WSR 22-07-105, § 182-502-0002, filed 3/23/22, effective 4/23/22. Statutory Authority: RCW 41.05.021, 41.05.160 and 2019 c 415 § 211(49). WSR 19-20-046, § 182-502-0002, filed 9/25/19, effective 10/26/19. Statutory Authority: RCW 41.05.021, 2013 c 178, and 2013 2nd sp.s. c 4. WSR 14-06-054, § 182-502-0002, filed 2/27/14, effective 3/30/14. WSR 11-14-075, recodified as § 182-502-0002, filed 6/30/11, effective 7/1/11. Statutory Au-

thority: RCW 74.08.090, 74.09.080, and 74.09.290. WSR 11-11-017, §
388-502-0002, filed 5/9/11, effective 6/9/11.]