



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**  
(Implements RCW 34.05.310)  
Do **NOT** use for expedited rule making

**Agency:** Health Care Authority, Washington Apple Health

**Subject of possible rule making:**

Chapter 182-530, Prescription Drugs (Outpatient)  
Other related rules as appropriate.

**Statutes authorizing the agency to adopt rules on this subject:** RCW 41.05.021, 41.05.160; 42 CFR 447.512(a) & (b), 447-518(a), 447.518(d), and 447.522

**Reasons why rules on this subject may be needed and what they might accomplish:**

The agency is revising this chapter to align with the Centers for Medicare and Medicaid Services (CMS) new covered outpatient drug rule, CMS-2345-FC. During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**

Centers for Medicare and Medicaid Services (CMS)

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

The agency welcomes the public to take part in developing this rule. If interested, contact the person identified below to receive an early rule draft to review. After the early review, the agency will send a notice of proposed rulemaking (CR-102) to everyone receiving this notice and anyone who requests a copy.

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

Contact:  
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**DATE**  
June 29, 2016

**NAME (TYPE OR PRINT)**  
Wendy Barcus

**SIGNATURE**

**TITLE**  
HCA Rules Coordinator

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FILED

**DATE: June 29, 2016**

**TIME: 2:17 PM**

**WSR 16-14-053**