



# PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (October 2017)**  
**(Implements RCW 34.05.310)**

Do **NOT** use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: June 09, 2023

TIME: 12:29 PM

WSR 23-13-022

**Agency:** Health Care Authority

**Subject of possible rule making:**

182-535-1088 Dental-related services – Covered – Periodontic services; other related rules as appropriate.

**Statutes authorizing the agency to adopt rules on this subject:** ESSB 5187 Conference Budget, Sec. 211 (60), RCW 41.05.021, RCW 41.05.160

**Reasons why rules on this subject may be needed and what they might accomplish:** The agency is amending this rule to increase the allowable number of periodontal treatments to up to four per 12-month period for Apple Health eligible clients, ages 21 and over, with a current diagnosis of diabetes. Effective January 1, 2024, periodontal maintenance is allowed once every three months when criteria is met. During the course of this review, HCA may identify additional related 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:** The 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.

**Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:**

Name: Valerie Freudenstein (Rulemaking Questions)

Address: PO Box 42716, Olympia, WA 98504-2716

Phone:

Fax: 360-586-9727

TTY: Telecommunication Relay Services (TRS): 711

Email: [valerie.freudenstein@hca.wa.gov](mailto:valerie.freudenstein@hca.wa.gov)

Web site: [www.hca.wa.gov/about-hca/rulemaking](http://www.hca.wa.gov/about-hca/rulemaking)

Other:

(If necessary)

Name: Pixie Needham (Program Questions)

Address: PO Box 45506, Olympia, WA 98504-5506

Phone:

Fax: 360-586-9727

TTY: Telecommunication Relay Services (TRS): 711

Email: [pixie.needham@hca.wa.gov](mailto:pixie.needham@hca.wa.gov)

Web site: [www.hca.wa.gov/about-hca/rulemaking](http://www.hca.wa.gov/about-hca/rulemaking)

Other:

Additional comments:

**Date:** June 9, 2023

**Name:** Wendy Barcus

**Title:** HCA Rules Coordinator

**Signature:**