



State of Vermont
Agency of Human Services
280 State Drive, Center Building
Waterbury, VT 05671-1000

Global Commitment Register

October 3, 2016

GCR 16-076
FINAL PROPOSED

Health Care Administrative Rules Update

Policy Summary:

The Agency of Human Services (AHS) has filed final proposed rules with the Office of the Secretary of State (SOS) to amend the following administrative rules for Medicaid covered services.

- 1.100 Health Care Administrative Rules Introduction
 - This rule provides an overview of how the Agency of Human Services administers the Vermont Medicaid Program, and the framework for the Health Care Administrative Rules.
- 1.101 Health Care Administrative Rules Definitions
 - This rule provides definitions for terms used throughout the Health Care Administrative Rules.
- 4.213 Audiology Services/Hearing Aids (replaces Medicaid Covered Services Rule 7315)
 - This rule defines coverage for audiology services including hearing aids. Amendments to the current rule include clarifying provider types, and the covered services for hearing aids.
- 4.214 Eyewear and Vision Care Services (replaces Medicaid Covered Services Rule 7316)
 - This rule defines coverage for vision care services including eyewear. Amendments to the current rule include clarifying provider types, and the replacement conditions for eyewear.
- Repeal – Planned Parenthood of Vermont (Medicaid Covered Services Rule 7409)
 - This rule will be repealed. The rule is unnecessary as it reflects policy and practices that are no longer in place. There are no impacts to providers or beneficiaries by repealing this rule.

These final proposed rules are expected to be presented to the Legislative Committee on Administrative Rule (LCAR) for review and approval on November 3, 2016 at 10:00am.

Effective Date:

The final proposed rules will be effective after receiving LCAR approval and upon submitting the adopted rules with SOS.

Authority/Legal Basis:

Adopting and rulemaking: 3 V.S.A. § 801(b) (11), 33 V.S.A. § 1901(a)(1).

Population Affected:

All Medicaid.

Fiscal Impact:

No fiscal impact.

Public Comment Period:

A public hearing was held on August 26, 2016. The public comment period ended on September 2, 2016.

Public comments and responses are [available here](#).

Additional Information:

- The proposed rules can be viewed electronically at: <http://humanservices.vermont.gov/on-line-rules/health-care-administrative-rules-hcar/hcar-proposed-rule-changes>
- The SOS references the proposed rules on its website as:
 - Rule 16P035 Planned Parenthood of Vermont
 - Rule 16P036 Health Care Administrative Rules Introduction
 - Rule 16P037 Health Care Administrative Rules Definitions
 - Rule 16P038 Eyewear and Vision Care Services
 - Rule 16P039 Audiology Services

The posting can be viewed electronically at: <https://secure.vermont.gov/SOS/rules/>.

- To get more information about the rulemaking process, see the website of the Office of the Secretary of State at <https://www.sec.state.vt.us/administrative-rules.aspx>.

The Agency of Human Services is undertaking a comprehensive revision of Medicaid rules across the Agency. All Medicaid rules will be amended and adopted under the title of Health Care Administrative Rules (HCAR). Amendments to rule may include changes to policy and operations, as well as formatting and organization. This is a multi-year process, and during this transition phase, some Medicaid rules will remain under the Department of Vermont Health Access (DVHA) Medicaid Covered Services Rules (7100 - 7700), while other rules will be adopted in the new HCAR collection of Medicaid rules.

- The HCAR rules that are currently in effect can be viewed electronically at: <http://humanservices.vermont.gov/on-line-rules/health-care-administrative-rules-hcar/health-care-administrative-rules>.
- The DVHA rules that are currently in effect can be viewed electronically at: <http://humanservices.vermont.gov/on-line-rules/dvha>.