

3. The Department implemented these changes in its regulations M102.1 (program fees) and M150.1 (co-payments), both effective July 1, 2003.

4. The petitioner in this matter appealed the increases in the program fees for her children's coverage under the Dr. Dynasaur program. The petitioner does not dispute either the Department's calculations of her family's income or that the Department correctly determined the applicable program fees based on that income and the above regulations.

ORDER

The Department's decision is affirmed.

REASONS

As noted above, there is no dispute in this matter that the Department correctly determined the petitioner's income and imposed the correct increase in program fees based on validly enacted regulations in response to a statutory mandate. Thus, the Board is bound by law to affirm that decision. 3 V.S.A. § 3091(d), Fair Hearing Rule No. 17.

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