



Global Commitment Register

April 17, 2023

GCR 22-099
FINAL

Health Care Administrative Rules Final Proposed Rule Filing #14

Policy Summary:

The Agency of Human Services (AHS) has filed adopted rules with the Office of the Secretary of State (SOS), and Legislative Committee on Administrative Rules (LCAR) for the Health Care Administrative Rules (HCAR) listed below. Clarification changes were made since filing the final proposed rule for 3.101 Telehealth. No other changes were made since filing the final proposed rules.

HCAR is the collection of regulations adopted by AHS that govern the administration of Vermont Medicaid, including general provisions, eligibility, benefit delivery, covered services, reimbursement, specialized services, beneficiary rights, and provider responsibilities.

HCAR 3.101 Telehealth

- HCAR amendment to update terminology and come into compliance with Act 6 of the 2021 Vermont Legislative session.
- This rule adds audio-only services under the umbrella term “telehealth” and outlines requirements for service delivery via audio-only. The rule also updates terminology and adds clarity.

HCAR 4.212 Prosthetic and Orthotic Devices

- Amendment to DVHA Covered Services Rule 7508 Prosthetics Devices.
- Amendments were made to be consistent with HCAR language and formatting and current practices.

HCAR 4.221 Podiatry Services

- Amendment to DVHA Covered Services Rule 7308 Podiatry Services.
- Amendments were made to be consistent with HCAR language and formatting and current practices.

HCAR 4.228 Transplantation Services

- Amendment to the DVHA Covered Services Rule 7305 Covered Organ and Tissue Transplants rule.
- Amendments were made to be consistent with HCAR language and formatting and current practices.

Effective Date:

The rules go into effect on May 1, 2023.

Authority/Legal Basis:

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

[Medicaid State Plan](#)**Population Affected:**

All Medicaid

Fiscal Impact:

No fiscal impact

Public Comment Period:

The public comment period ended on December 21, 2022. [Comments received](#) and the [responsiveness summary](#) can be found here.

To be added to the GCR email list, send an email to AHS.MedicaidPolicy@vermont.gov.

Additional Information:

- The [HCAR final proposed rules](#) can be found at this link and the adopted rules will be available on the AHS website on the effective date of May 1, 2023.
- Annotated changes to HCAR 3.101 Telehealth made since filing the final proposed rule are highlighted in grey and contain red text. The [annotated changes since the final proposed filing](#) can be viewed at this link.
- The [HCAR adopted rules](#) that are currently in effect are available on the AHS website.
- The [Medicaid covered services rules](#) that are currently in effect are also available on the AHS website.
- More information about the [rulemaking process](#) from the Office of the Secretary of State's website.