



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

Global Commitment Register

June 27, 2023

GCR 23-091
PROPOSED

Health Care Administrative Rules Update – Filing 11

Policy Summary:

The Agency of Human Services (AHS) has filed proposed rules with the Office of the Secretary of State for the following administrative rule for Medicaid covered services:

HCAR 4.105 Medicaid Coverage of Exception Requests (current Medicaid Covered Services rule 7104)

- Amended to be consistent with HCAR language and formatting.
- Clarifies that the Exception Request process is only available to beneficiaries 21 years old and older and that all requests for services for beneficiaries under age 21 should be processed pursuant to the requirements of HCAR 4.106, Early and Periodic Screening, Diagnostic and Treatment (EPSDT).
- Removes references to Interpretive Memo process and incorporates substance of such memos, as required, into the rule.

Effective Date:

The proposed rules were filed with the Secretary of State on June 23, 2023. The rules will not become effective until the administrative rulemaking process is complete.

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:

The public comment period is open through August 16, 2023.

Send comments to:

Medicaid Policy Unit

280 State Drive, Center Building

Waterbury, VT 05671-1000

Or submit via e-mail to AHS.MedicaidPolicy@vermont.gov.

Public Hearing Date and Physical/Virtual Location:

August 9, 2023 at 2:00 PM

This public hearing has a **virtual** option via Microsoft Teams as well as **in-person**. Click on the link below to join or call the number below and enter the conference ID to connect.

Microsoft Teams meeting

Join on your computer, mobile app or room device

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[+1 802-552-8456,,591587067#](tel:+18025528456591587067) United States, Montpelier

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If you choose to attend the public hearing in person, please know that identification is required to enter the building.

Cherry A Conference Room
Waterbury State Office Complex
280 State Drive
Waterbury, VT 05671

Additional Information:

The [HCAR proposed rules](#) are available on the AHS website.

The [proposed rule on the SOS website](#) is referred to as:

- Rule 23P021 Medicaid Coverage of Exception Requests

The [HCAR adopted rules](#) that are currently in effect can be found at this link.

The [Medicaid Covered Services Rules](#) that are currently in effect can be found at this link.

More information about the [rulemaking process](#) is available on the Office of the Secretary of State's website.

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