



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

Global Commitment Register

January 19, 2024

GCR 23-131
PROPOSED

Health Care Administrative Rules Update—Children’s Personal Care Services

Policy Summary:

The Agency of Human Services (AHS) has filed a final proposed rule with the Office of the Secretary of State and Legislative Committee on Administrative Rules for the following Health Care Administrative Rule.

Children’s Personal Care Services 4.233 (current Medicaid Covered Services rule 7406).

The proposed amendments to the rule include the following:

- 1) Adds payment to legally responsible individuals for providing children’s personal care services (CPCS) authorized under Vermont’s Medicaid program. This was implemented effective May 11, 2023 (See [GCR 23-033](#)).
- 2) Adds the Electronic Visit Verification (EVV) requirements for all CPCS providers as mandated for Medicaid personal care services through the 21st Century Cures Act.
- 3) Modifies the rule for clarity by defining program practices.

Effective Date: The rule will go into effect after receiving approval from the Legislative Committee on Administration Rules and upon submitting the adopted rules to the Secretary of State.

Authority/Legal Basis:

[Medicaid State Plan](#)

[Global Commitment to Health Waiver](#)

Population Affected: Children under age 21

Fiscal Impact: This change is expected to be budget neutral.

Public Comment Period:

The public comment period closed December 29, 2023. No comments were received.

Additional Information:

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

The proposed rule on the [Secretary of State's website](#) is referred to as:

- Rule 23P038 Children's Personal Care Services

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](#) at this link.

[Vermont Department of Health Children's Personal Care Services program information can be found here.](#)

[Vermont Department of Health Rules and Regulations public comment page can be found here.](#)

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