



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

Global Commitment Register

August 8, 2024

GCR 24-105
PROPOSED

Health Care Administrative Rules (HCAR) Update – Prior Authorization

Policy Summary:

Proposed HCAR § 4.103 sets forth the criteria, processes and other requirements for prior authorization of Vermont Medicaid services. Revisions include:

- align the rule with 42 CFR § 438.210(d)(2) that requires that expedited prior authorizations be decided within 72 hours of request,
- provide that standard prior authorizations must be decided within seven days of request,
- add clarity regarding the prior authorization process for pharmacy requests, and
- add prior authorization requirements for the coverage of routine patient costs related to a clinical trial.

This amendment will align the rule with federal and state guidance and law, improve clarity, and make technical corrections.

Effective Date:

The proposed rule was filed with the Office of the Secretary of State on August 1, 2024. The rule will not become effective until the administrative rulemaking process is complete.

Authority/Legal Basis:

33 V.S.A. § 1901(a)
3 V.S.A. § 801(b)(11)

Population Affected:

All Medicaid

Fiscal Impact:

This change is expected to be budget neutral.

Public Comment Period:

The public comment period is open through September 18, 2024.

Please 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.

Additional Information:

The [HCAR proposed rules](#) are available on the Agency of Human Services website.

The [HCAR adopted rules](#) are available on the Agency of Human Services website.

[This proposed rule is referred to as Prior Authorization](#), 24P030 on the relevant Office of the Secretary of State webpage for proposed rule postings.

[Medicaid Services Rule 7102 titled, Prior Authorization](#), that is currently in effect is available on the Agency of Human Services website.

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.