



State of Vermont  
Agency of Human Services  
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# Global Commitment Register

October 14, 2019

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GCR 19-021  
FINAL

## **Health Care Administrative Rules (HCAR) Update – Filing 7**

### **Policy Summary:**

The Agency of Human Services (AHS) has filed adopted rules with the Office of the Secretary of State (SOS) and the Legislative Committee on Administrative Rules (LCAR) for the following administrative rules for Medicaid covered services. No changes were made since filing the final proposed rules.

### **4.207 Prescribed Drugs** (Amendment; currently Medicaid Covered Services rule 7502)

- Amended to increase prescription refills from 5 to 11 and align with federal requirements and current policy and practice for Vermont Medicaid.

### **7501 Pharmaceuticals, Medical Supplies and Equipment – General Information** (Repeal)

- Repealed with necessary content incorporated into 4.207 Prescribed Drugs above.

### **4.238 Gender Affirmation Surgery for the Treatment of Gender Dysphoria** (New)

- New rule updates current clinical criteria for Vermont Medicaid to better align with industry clinical guidelines.

AHS has also filed the following adopted rule with the SOS and LCAR for covered services under the VPharm program:

### **5447 VPharm Prescribed Drugs** (Amendment)

- Amended to increase prescription refills from 5 to 11 and align with federal requirements and current policy and practice for the VPharm program.

### **Effective Date:**

November 1, 2019

### **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:**

The estimated gross annualized budget impact is \$10,200 for adding coverage of hair removal when required for certain covered surgeries under Rule 4.238.

**Public Comment Period:**

A public hearing was held on July 10, 2019. The public comment period ended July 17, 2019. Comments were only received on 4.238 Gender Affirmation Surgery for the Treatment of Gender Dysphoria rule. [Comments Received](#), [Responsiveness Summary](#), and [List of Changes from Proposed Rule](#) can be viewed at these links.

No changes were made since filing the final proposed rules.

**Additional Information:**

- The [HCAR adopted rules](#) that are currently in effect.
- The [DVHA rules](#) that are currently in effect, including VPharm rules.
- These HCAR and VPharm rules will be available on the websites above on the effective date.
- [More information about the rulemaking process](#) from the Office of the Secretary of State's website.