

**MMAC REGULATIONS REPORT
FEBRUARY 2018**

COMAR	TITLE	PURPOSE	AELR DATE	DATE OF 1 ST PRINTING IN MD REG	30-DAY COMMENT PERIOD: COMMENTS REC'D?	DATE OF FINAL PRINT IN MD. REG.	APPROVED (10 DAYS AFTER FINAL)
10.09.24.0 4-1	Medical Assistance Eligibility	The purpose of this proposal is to require the Department of Human Services (DHS) to assist Medical Assistance-Long Term Care (MA-LTC) applicants by requesting financial verification directly from financial institutions...	12/1/17	1/5/18	1/5/18—2/5/18 Program reviewing (1) comment received		
10.09.59.0 3—.05, .07, and .09	Specialty Mental Health Services	The purpose of this proposal is to add references to COMAR 10.63, the Behavioral Health Administrations' new regulations for licensing and service descriptions. COMAR 10.63 Community-Based Behavioral Health Programs and Services is taking the place of COMAR 10.21 Mental Hygiene Regulations effective April 1, 2018.	12/1/17	1/5/18	1/5/18—2/5/18 Program reviewing (1) comment received		
10.09.22.0 1 and .03—.09	Free-Standing Dialysis Facility Services	The purpose of this proposal is to clarify covered services and update specific terms and definitions.	12/1/17	1/5/18	1/5/18—2/5/18 NOFA in signoff		
10.09.65.1 9	MCO Rates	The purpose of this proposal is to implement to the calendar year 2018 HealthChoice MCO's rates.	12/1/17	1/5/18	1/5/18—2/5/18 NOFA in signoff		
10.09.36.0 1, .03, .08, and .09	GMAPPC	The purpose of this proposal is to: (1) Define the terms "affiliated line of business" and "affiliation"; (2) Clarify the meaning of "withholding of payment"; (3) Explain the Program's policy regarding backdating enrollment effective dates for new providers; and (4) Enable the Program to terminate enrollment for lines of business affiliated with terminated providers.	12/1/17	1/5/18	1/5/18—2/5/18 Program reviewing (2) comments received		
10.09.70.0 2	Non-capitated Covered Services	The purpose of this proposal is to: (1) Update the regulations to include the current procedure codes for buprenorphine; (2) Clarify that in-office drug testing laboratory services billed by physicians are carved out; and (3) Update the list of carved out diagnoses.	12/1/17	1/5/18	1/5/18—2/5/18 NOFA in signoff		
10.09.69.0 1, .02—.14, .17, and .18	REM	The purpose of the proposed action is to update the language in COMAR 10.09.69 regulations to coincide with the requirements of COMAR 10.09.53: Early and Periodic Screening, Diagnosis, and Treatment: Nursing Services for Individuals Younger than 21 Years Old.	12/1/17	1/5/18	1/5/18—2/5/18 Program reviewing (2) comments received		
10.09.49.0 7	Telehealth Services	The purpose of this proposal is to add federally qualified health centers (FQHCs) to the list of provider sites that may register as	11/9/17	12/22/17	12/22/17—1/22/18		

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		distance site providers eligible to deliver services via telehealth within the rendering provider's scope of practice.			NOFA sent 2/12		
10.09.28.01 and .04—.06	ABA Services	The purpose of the proposed action is to amend the language to avoid duplication of services provided by other programs and clarify ABA payment procedures, etc.	11/9/17	12/22/17	12/22/17—1/22/18	3/2/18 Ant.	3/12/18 Ant.
10.01.09.01 and .06; 10.09.10.01, .03, .04, and .06—.30	Nursing Facilities	The purpose of this proposal is to repeal outdated regulations, reorganize the Nursing Facilities Services chapter, and update cross-references.	2/12/18	3/30/18 Ant.	3/30/18—4/30/18 Ant.		
10.09.78.08	Medicare Advantage Plans	The purpose of this proposal is to repeal an outdated and obsolete regulation governing recovery and reimbursement for Medicare Advantage Plans because the Program no longer pays the capitation rates to Medicare Advantage Plans as this regulation contemplates.	2/12/18	3/30/18 Ant.	3/30/18—4/30/18 Ant.		
10.09.16.01—.13	HMOs	The purpose of this proposal is to repeal an outdated and obsolete chapter of regulations governing Health Maintenance Organizations (HMOs).	2/12/18	3/30/18 Ant.	3/30/18—4/30/18 Ant.		
10.09.15.01, .04—.09, and .11	Podiatry Services	The purpose of this proposal is to update the regulations to further clarify covered services and limitations of podiatric care, as well as an update of specific terms within the regulations.	2/12/18	3/30/18 Ant.	3/30/18—4/30/18 Ant.		
10.09.09.03	Medical Laboratories	The purpose of this proposal is to correct an outdated reference to a condition for participation under COMAR 10.09.36 General Medical Assistance Provider Participation Criteria.	2/12/18	3/30/18 Ant.	3/30/18—4/30/18 Ant.		
10.09.17.01—.04, and .06	Physical Therapy Services	The purpose of this proposal is to update language regarding who may prescribe physical therapy services for adults to align with current practice for occupational therapy and speech services.	2/12/18	3/30/18 Ant.	3/30/18—4/30/18 Ant.		
10.09.36.03-1	Conditions for Participation—Home and Community-Based Settings	The purpose of this proposal is to implement the Centers for Medicare & Medicaid Services' Community Settings Rule. The language enhances community integration requirements and qualities of settings where individuals receive Medicaid home and community-based services. The purpose of the rule is to increase opportunity for personal choices, integration in community life, dignity, privacy, and respect. The proposed regulation also includes a timeline for provider compliance.	9/5/17	10/13/17	10/13/17—11/13/17	2/16/18	2/26/18 Ant.
10.01.04, 10.09.62-	MCOs	The purpose of this proposal is to implement regulations to comply with newly adopted federal regulations impacting MCO	9/5/17	10/13/17	10/13/17—11/13/17	2/16/18	2/26/18 Ant.

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10.09.68, 10.09.71 and 10.09.72		requirements and over site. The new requirements include member rights, member materials, appeals and grievances and program integrity.					