

**MMAC REGULATIONS REPORT  
JULY 2017**

COMAR	TITLE	PURPOSE	AELR DATE	DATE OF 1 <sup>ST</sup> PRINTING IN MD REG	30-DAY COMMENT PERIOD: COMMENTS REC'D?	DATE OF FINAL PRINT IN MD. REG.	APPROVED (10 DAYS AFTER FINAL)
10.09.65	MMMCP: Managed Care Organizations	The purpose of this proposal is to update the measures and methodology for Value Based Purchasing effective January 1, 2018.	7/13/17	8/18/17 Ant.	8/18/17—9/18/17 Ant.		
10.09.12	DMS/DME	The purpose of this proposal is to update participation criteria for DMS/DME providers to require Medicare approval status, based on CMS guidance. Additionally, proposal removes corrective shoes as items not covered under this chapter. Finally, this proposal requires the ordering provider to be enrolled in the Maryland Medical Assistance Program and to be identified on the invoice.	6/30/17	8/4/17 Ant.	8/4/17—9/5/17 Ant.		
10.09.28	ABA Services	The purpose of this proposal is to amend the language for applied behavior analysis (ABA) services to avoid duplication of services provided by other programs and clarify that providers should follow that payment procedures outlined in COMAR 10.09.36.	6/22/17	8/4/17 Ant.	8/4/17—9/5/17 Ant.		
10.09.36	General Medical Assistance Provider Participation Criteria	The purpose of this proposal is to clarify that providers may not seek payment from multiple State agencies for the same service in order to prevent the occurrence of double State funding. Furthermore, this proposal updates language to align with the Maryland Medicaid Provider Agreement.	6/24/17	8/4/17 Ant.	8/4/17—9/5/17 Ant.		
10.09.84	Community First Choice	The purpose of this proposal is to clarify certain definitions, provider participation criteria, and covered services, and to change the methodology for payment of personal assistance exceeding 12 hours per day.	6/2/17	8/4/17 Ant.	8/4/17—9/5/17 Ant.		
10.09.27;.47	Update hospital references	The purpose of this proposal is to correct outdated references to the hospital services regulations.	5/26/17	7/7/17	7/7/17—8/7/17		
10.09.80	Community-based SUD	The purpose of this proposal is to add references to COMAR 10.63, a set of regulations from the Behavioral Health Administration (BHA) that outlines requirements for Behavioral Health Providers. These references will require Medicaid providers to be in compliance with BHA regulations.	5/12/17	7/7/17.	7/7/17—8/7/17		
10.09.49	Telehealth	The purpose of this proposal is to clarify and update the chapter based on administrative simplifications and clarifications. An additional purpose of this proposal is to expand permitted distant site providers in an effort to increase access to substance use	5/8/17	7/7/17	7/7/17—8/7/17		

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		disorder services via telehealth.					
10.09.03	Pharmacy	The purpose of this proposal is to update the Department's reimbursement methodology to pharmacy providers as required by the CMS Covered Outpatient Drug final rule (CMS-2345-FC), which mandates the transition from an Estimated Acquisition Cost to an Actual Acquisition Cost as the basis for the State Medicaid pharmacy ingredient cost reimbursement. The proposed action also removes unnecessary references to the Primary Adult Care Program	4/10/17	7/7/17	7/7/17—8/7/17		
10.09.06	Residential Substance Use Disorder, Adults	The purpose of this new chapter is to implement a residential substance use disorder benefit for adults.	5/8/17	6/23/17	6/23/17—7/24/17		
10.09.18	Oxygen	The purpose of this proposal is to clarify when certain services are covered for individuals younger than 21 years old. An additional purpose of this proposal is to remove a limitation on covered services.	5/10/17	6/23/17	6/23/17—7/24/17		
10.09.70	Non-capitated covered services	The purpose of this proposal is to clarify that Applied Behavioral Analysis (ABA) Services is a benefit which an MCO may not be required to provide any of the following benefits or services that are reimbursed directly by the Department.	5/8/17	6/23/17	6/23/17—7/24/17		
10.09.02	Physician Services	The purpose of this proposal is to update the Professional Services Provider Manual and Fee Schedule that is incorporated by reference and to update language regarding the nurse practitioners.	4/27/17	6/9/17	6/9/17—7/10/17		
10.09.24	Medical Assistance Eligibility	The purpose of this proposal is to include guardianship fees as an allowable income deduction in the calculation of an institutionalized participant's available income.	4/27/17	6/9/17	6/9/17—7/10/17		
10.09.79	Presumptive Eligibility for Correctional Facilities	The purpose of this proposal is to allow state and local correctional centers to conduct Maryland Medicaid presumptive eligibility determinations for justice-involved individuals leaving a correctional center.	4/19/17	5/26/17	5/26/17—6/26/17		

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10.09.01; .21; .39	Advanced Practice Nursing	The purpose of this proposal is to adopt new streamlined advanced practice nurses under one chapter.	4/14/17	5/26/17	5/26/17—6/26/17		
10.09.44	Programs of All-Inclusive Care for the Elderly (PACE)	The purpose of this action is to allow more than one PACE provider to operate in the State.	3/30/17	5/12/19	5/12/17—6/12/17		
10.09.48	Targeted Case Management for People with Developmental Disabilities	The purpose of this proposal is to update reimbursement rates based on the cost of living allowance approved by the General Assembly.	3/30/17	5/12/17	5/12/17—6/12/17	<b>8/4/17 Ant.</b>	<b>8/14/17 Ant.</b>
10.09.05	Dental Services	The purpose of this proposal is to change the regulations to allow former foster care participants under the age of 26 to access medically necessary dental benefits effective January 1, 2017. An additional purpose of this proposal is to update the dental fee schedule.	3/30/17	5/12/17	5/12/17—6/12/17	<b>8/4/17 Ant.</b>	<b>8/14/17 Ant.</b>
10.09.09	Labs	The purpose of this proposed action is to increase the timeframe for standing laboratory orders for dialysis patients.	3/13/17	4/28/17	4/28/17—5/30/17	<b>7/21/17 Ant.</b>	<b>7/31/17 Ant.</b>