

**MMAC REGULATIONS REPORT
MAY 2019**

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)
10.09.49	Telehealth	The purpose of this proposal is to allow any and all provider types to receive reimbursement for services rendered via telehealth if the provider's professional licensing board allows telehealth in its scope of practice. Additionally, this proposal aligns the delivery of telehealth services to that of services delivered in-person by removing the telehealth transmission fee that functions as an enhanced reimbursement for services delivered.	5/2/19	6/7/19 Ant.	6/7/19—7/8/19 Ant.		
10.09.89; .90	1915i	The purpose of the proposed action is to update regulations governing 1915(i) and case management services to coincide with the Department's 1915(i) waiver renewal submission. Specifically, the proposed actions improve and expand eligibility criteria to meet the original utilization goal of the 1915(i) waiver, remove specific supplemental services from the 1915(i) program to align with actual practice in Maryland, and update terminology to reflect current practice.	5/2/19	6/7/19 Ant.	6/7/19—7/8/19 Ant.		
10.09.23	EPSDT	The purposes of this proposal are to: (1) Update The Audiology, Physical Therapy, and Early Periodic, Screening, Diagnosis, and Treatment (EPSDT) Provider Manual incorporated by reference; (2) Remove a restriction on individuals who may conduct assessments of a child's home for lead hazards; and (3) Clarify an existing limitation that the Program does not cover the laboratory analysis of any samples taken from a dwelling.	5/2/19	6/7/19 Ant.	6/7/19—7/8/19 Ant.		
10.09.62; .67	MMMCP: Definitions, Benefits	The purpose of this action is to implement the National Diabetes Prevention Program (DPP), an evidence-based diabetes prevention program established by the Centers for Disease Control and Prevention (CDC), beginning July 2019.	5/2/19	6/7/19 Ant.	6/7/19—7/8/19 Ant.		
10.09.65	MMMCP: MCO Reimbursement	The purpose of this proposal is to implement the calendar year 2019 HealthChoice Managed Care Organization rates.	5/2/19	6/7/19 Ant.	6/7/19—7/8/19 Ant.		
10.09.93	Chronic Hospitals	The purpose of this proposal is to clarify the definition of "chronic hospital" as not a "long term care facility" for purposes of Medicaid reimbursement, consistent with federal regulation; to clarify the nature and frequency of rehabilitation services provided by a chronic hospital; and to establish a new period for concurrent review of the continued medical necessity of a recipient's chronic hospital services.	12/7/18	2/1/19	2/1/19—3/4/19	5/10/19	5/20/19 Ant.
10.09.28	ABA Services	The purpose of this proposal is to update the definitions, service descriptions, and rates associated with Applied Behavioral Analysis	12/7/18	1/18/19	1/18/19—2/19/19		

**MMAC REGULATIONS REPORT
MAY 2019**

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)
		(ABA) Services to reflect the American Medical Association's (AMA) published code revisions, which will go into effect January 1, 2019.					
10.09.08	Freestanding Clinics	The purpose of this action is to amend the date that rate revisions are effective for FQHCs that are approved for a change of scope through HRSA.	12/7/18	1/18/19	1/18/19—2/19/19	5/10/19	5/20/19 Ant.
10.09.69	MMMCP: REM	The purpose of this proposal is to correct a reference to the chapter regarding an individual's right to appeal an MCO's determination, implement a 3 percent rate increase for services under this chapter in accordance with the State's budget for Fiscal Year 2019, and incorporate a new REM diagnosis code.	12/7/18	1/18/19	1/18/19—2/19/19	5/10/19	5/20/19 Ant.
10.09.70	Non-capitated Covered Services	The purpose of this action is to update the list of carved out behavioral health diagnosis codes, to reflect updates made to the International Classification of Diseases, 10th Revision (ICD 10) codes.	12/7/18	1/18/19	1/18/19—2/19/19	5/10/19	5/20/19 Ant.
10.09.07; .61	Adult Medical Day Care	The purpose of this action is to allow nurse practitioners and physician assistants, as well as physicians, to act as primary care providers and issue medical orders for medical day care services. The proposal also revises social worker duties and clarifies that providers may not bill for services for a number of participants that exceeds the provider's licensed capacity on a given day.	12/10/18	1/18/19	1/18/19—2/19/19	5/10/19	5/20/19 Ant.
10.09.24.0 2, .03, and .08-2	Medical Assistance Eligibility	The purpose of this proposal is to make the following amendments in order to comply with federal Medicaid requirements: (1) Define the term "postpartum period"; (2) Clarify eligibility criteria for transitional Medical Assistance coverage for low-income parents and caretaker relatives; (3) Add language to explain continuous eligibility for pregnant women; and (4) Clarify that a participant may establish his or her own Special Needs Trust.	11/13/18	12/21/18	12/21/18— 1/22/19	5/10/19	5/20/19 Ant.
10.01.04	Fair Hearing	The purpose of this action is to update the Department's fair hearing regulations, which set forth the criterion for determining whether a Medicaid applicant's fair hearing appeal will be granted (30—45 day cleanup).	10/4/18	11/26/18	11/26/18— 12/26/18	5/10/19	5/20/19 Ant.
10.09.10	Nursing Facilities	The purpose of this action is to implement a 3 percent rate increase for nursing facility services in accordance with the State's budget for Fiscal Year 2019. In addition, the Interim Working Capital Fund will be extended for 1 year.	9/28/18	11/9/18	11/9/18— 12/10/18	5/10/19	5/20/19 Ant.
10.09.05	Dental Services	The purpose of this proposal is to outline parameters for coverage	11/28/18	1/4/19	1/4/19—2/4/19	5/10/19	5/20/19

**MMAC REGULATIONS REPORT
MAY 2019**

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)
		of certain medically necessary dental services for dual-eligible participants ages 21 through 64, pursuant to Senate Bill 284, Maryland Medical Assistance Program- Dental Coverage for Adults, 2018.					Ant.
10.09.07; .20; .27; .53; .54; .56; and .84	Home and Community-Based Services	The purpose of this action is to implement a 3 percent rate increase for services under these chapters in accordance with the State's budget for Fiscal Year 2019 and to update the indexing methodology for subsequent rate increases. This action will also implement consistent policies for maintaining fee schedules and revise an incorrect citation.	8/29/18	11/9/18	11/9/18—12/10/18	5/10/19	5/20/19 Ant.