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Administrative Bulletin 23-10

101 CMR 516.00: Behavioral Health Access and Crisis Intervention Trust Fund Surcharge

Effective November 25, 2022

Behavioral Health Access and Crisis Intervention Trust Fund Surcharge Percentage for Fiscal Year 2023

The Executive Office of Health and Human Services (EOHHS) is issuing this administrative bulletin to notify surcharge payers that EOHHS has determined that the Fiscal Year 2023 Behavioral Health Access and Crisis Intervention surcharge percentage is 0.29%. This surcharge is authorized by M.G.L. Chapter 118E, Section 69A and 101 CMR 516.00. Based on available surcharge payment data, EOHHS has determined that the surcharge percentage of 0.29% will generate the total behavioral health surcharge amount as required by M.G.L. Chapter 118E, Section 69A and 101 CMR 516.00. Payments made on behalf of ConnectorCare members are also subject to this surcharge.

Each payer, as defined in 101 CMR 516.00, must calculate its surcharge liability by applying the 0.29% to its total payments made to hospitals and ambulatory surgical centers (ASCs) from October 1, 2021, through September 30, 2022. Payers must submit their payments by May 12, 2023. An example is listed below.

Time Period	Payments to Hospitals and ASCs
October 2021 through September 2022	\$30,000,000
Surcharge Percentage	x .0029
Amount Due (Total Payments x Surcharge Percentage)	\$ 87,000