

**Commonwealth of Massachusetts  
Executive Office of Health and Human Services**

**NOTICE OF PUBLIC HEARING**

Pursuant to the authority of M.G.L. c. 118E and in accordance with M.G.L. c. 30A, a remote public hearing will be held on Friday, December 2, 2022, at 1 p.m. relative to the emergency adoption of the following regulations.

**1. 101 CMR 514.00: Hospital Assessment.** 101 CMR 514.00 is a new regulation that is intended to facilitate the collection and administration of the new hospital assessment structure, which was established via the FY23 GAA and approved by the Centers for Medicare & Medicaid Services effective October 1, 2022.

101 CMR 514.00 defines the hospital groups paying the assessment, the rate payments for each group, penalty and enforcement provisions for late payments, requirements to comply with audits or requests for information, and provisions explaining how EOHHS will address new, closing, merging, or acquired/acquiring hospitals.

**2. 101 CMR 614.00: Health Safety Net Payments and Funding.** Updates to 101 CMR 614.00 are needed to remove and reserve existing provisions for administering the previous uniform and broad-based hospital assessment. These provisions are no longer applicable and are replaced by the new regulations at 101 CMR 514.00.

These regulations were filed as emergencies on November 3, 2022. There is no fiscal impact on cities and towns.

To register to testify at these hearings and to get instructions on how to join the hearings online, go to [www.mass.gov/service-details/executive-office-of-health-and-human-services-public-hearings](http://www.mass.gov/service-details/executive-office-of-health-and-human-services-public-hearings). To join the hearings by phone, call (646) 558-8656 and enter meeting ID 935 397 8200# when prompted.

You may also submit written testimony instead of, or in addition to, live testimony. To submit written testimony, please email your testimony to [ehs-regulations@mass.gov](mailto:ehs-regulations@mass.gov) as an attached Word or PDF document or as text within the body of the email with the name of the regulation in the subject line. All written testimony must include the sender's full name, mailing address, and organization or affiliation, if any. Individuals who are unable to submit testimony by email should mail written testimony to EOHHS, c/o D. Briggs, 100 Hancock Street, 6<sup>th</sup> Floor, Quincy, MA 02171. Written testimony will be accepted through 5:00 p.m. on Friday, December 2, 2022. EOHHS specifically invites comments as to how the amendments may affect beneficiary access to care.

To review the emergency regulations, go to [www.mass.gov/service-details/executive-office-of-health-and-human-services-public-hearings](http://www.mass.gov/service-details/executive-office-of-health-and-human-services-public-hearings) or request a copy in writing from MassHealth Publications, 100 Hancock Street, 6<sup>th</sup> Floor, Quincy, MA 02171.

Special accommodation requests may be directed to the Disability Accommodations Ombudsman by email at [ADAAccommodations@mass.gov](mailto:ADAAccommodations@mass.gov) or by phone at (617) 847-3468 (TTY: (617) 847-3788 for people who are deaf, hard of hearing, or speech disabled). Please allow two weeks to schedule sign language interpreters.

EOHHS may adopt a final, revised version of the emergency regulations taking into account relevant comments and any other practical alternatives that come to its attention.

In case of inclement weather or other emergency, hearing cancellation announcements will be posted on the MassHealth website at [www.mass.gov/service-details/executive-office-of-health-and-human-services-public-hearings](http://www.mass.gov/service-details/executive-office-of-health-and-human-services-public-hearings).

November 10, 2022