

**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, January 27, 2023, at 9:00 a.m. relative to the adoption of amendments to:

101 CMR 452.00: Supplemental Rates for Workforce Investment for Certain Health and Human Services Programs.

The proposed amendments to 101 CMR 452.00 will align the end of the temporary 10% increases with the effective date of rate updates in the parent regulations for the following three services.

- **Psychological Services** (parent regulation: 101 CMR 329.00): Currently the 10% increase in 101 CMR 452.00 expires 9/30/22 because rate updates to 101 CMR 329.00 were originally expected for 10/1/22. Those rate updates are now being promulgated for 1/1/23, so the proposed amendment extends the temporary increase in 101 CMR 452.00 by three months through December 31, 2022.
- **Community Mental Health Centers** (parent regulation: 101 CMR 306.00): Currently the 10% increase in 101 CMR 452.00 expires 6/30/23. But the rate updates to 101 CMR 306.00 are intended to be promulgated for 1/1/23, so the proposed amendment to 101 CMR 452.00 shortens the temporary increase by six months, and will now be effective through December 31, 2022.
- **Individualized Treatment and Stabilization Services (ITS)** (parent regulation: 101 CMR 444.00): Currently the 10% increase in 101 CMR 452.00 expires 12/31/22. Updates to ITS rates in 101 CMR 444.00 were originally planned for 1/1/23, but have been postponed. The proposed amendments to 101 CMR 452.00 extend the temporary increase by six months to be effective through June 30, 2023, the end of the temporary increase period.

The rate amendments in 101 CMR 452.00 will be effective for dates of service on or after October 1, 2022, through June 30, 2023, and on or after January 1, 2023, through June 30, 2023. Rates no longer found in the respective sections will revert to the applicable rates set forth in the corresponding parent rate regulation for each service, as described in 101 CMR 452.00, as these rates will have undergone a rate review and be finalized and considered up to date.

The total estimated fiscal effect to state government for the proposed amendments in this regulation is a savings of approximately \$1.9M, attributable to MassHealth.

The proposed amended regulation contains rates effective for dates of service on or after October 1, 2022. There is no fiscal impact on cities and towns.

To register to testify at the hearing and to get instructions on how to join the hearing online, go to www.mass.gov/service-details/executive-office-of-health-and-human-services-public-hearings. To join the hearing 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 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, 6th Floor, Quincy, MA 02171. Written testimony will be accepted through 5:00 p.m. on Friday, January 27, 2023.

To review the current draft of the regulation, go to 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, 6th Floor, Quincy, MA 02171. To view or download supporting materials, go to www.mass.gov/service-details/proposed-regulations-supporting-materials.

Special accommodation requests may be directed to the Disability Accommodations Ombudsman by email at 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 proposed action 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.

January 5, 2023