

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

NOTICE OF PUBLIC HEARING

Under the authority of M.G.L. c. 118E and in accordance with M.G.L. c. 30A, the Executive Office of Health and Human Services (EOHHS) will hold a remote public hearing on Friday, February 20, 2026, at 10:00 a.m. on the adoption of amendments to the following regulation.

101 CMR 337.00: Rates for Dialysis Treatments and Home Dialysis Supplies

The proposed regulation contains rates effective for dates of service on or after July 17, 2026. There is no fiscal impact on cities and towns.

EOHHS proposes to incorporate and establish fixed rates for certain drug codes previously listed as individual consideration (IC) in Administrative Bulletin 25-18. The proposed rates were calculated based on FY2024 MassHealth pharmacy claim data for the corresponding procedure codes. For each claim, the price per milligram—including a \$10.02 dispensing fee—was calculated and then averaged across all claims for that code. This average price per milligram was multiplied by the corresponding medication volume specified in the code description to determine the proposed rate. For code J0605 (sucroferric oxyhydroxide, oral, 5 mg), which had no utilization in the claim data, EOHHS proposes using its current wholesale acquisition cost provided by the MassHealth Pharmacy Program.

All other rates are proposed to remain at their existing levels.

EOHHS also proposes to add the definition of individual consideration to the “Definitions” section, 101 CMR 337.02, in accordance with 101 CMR 337.01(6).

There is no fiscal impact associated with the proposed amendments, since EOHHS is not expanding coverage to the codes being incorporated into 101 CMR 337.00. The amendments are not anticipated to impose new costs on small businesses, and any impact on small business providers will vary based on the volume of services provided.

EOHHS is making these changes, subject to federal approval, to ensure that payments are reasonable and adequate to meet the costs that must be incurred by efficiently and economically operated facilities and to ensure that payment rates are consistent with efficiency, economy, and quality of care.

To register to testify at the hearing and to get instructions on how to join the hearing online, go to 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. February 20, 2026. EOHHS specifically invites comments on how the amendments may affect beneficiary access to care for MassHealth-covered services.

To review the current draft of the proposed regulation, go to 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.

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 revised version of the proposed regulation 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 mass.gov/service-details/executive-office-of-health-and-human-services-public-hearings.

January 30, 2026