

Division of Medical Assistance
Commonwealth of Massachusetts
Office of Medicaid

NOTICE OF PUBLIC HEARING

Under the authority of M.G.L. c. 6A, section 16 and in accordance with M.G.L. c. 30A, the Division of Medical Assistance (the Division) will hold a remote public hearing on Friday, 5/15/2026, at 12:00 p.m. relative to the adoption of amendments to the following regulation.

130 CMR 419.000: *Day Habilitation Center Services*

The proposed regulation is planned to go into effect no sooner than 8/28/2026. There is no fiscal impact on cities and towns.

The proposed amendments to 130 CMR 419.000 update and clarify day habilitation program regulations to:

- Add definitions pertaining to accessible egress, evacuation safety plan, accreditation requirements, and interdisciplinary team membership
- Clarify eligibility requirements for day habilitation services
- Revise the criteria for Significant Change Prior Authorizations to ensure that member acuity is consistently and accurately reflected by their PA level
- Revise the timeline for completing the required Service Needs Assessment to provide additional flexibility for providers while maintaining process integrity
- Clarify staff training requirements, delineating which trainings are required and the frequency by which they should be completed
- Specifically remind providers that all assessments must be signed by a Registered Nurse
- Clarify that staffing ratios must be determined based on member acuity and meeting all member needs
- Clarify staff and member tuberculosis testing requirements while ensuring consistency with state/federal guidance
- Revise physical site requirements related to operation of any programs not on ground level and toilets.

To register to testify at the hearing and to get instructions on how to join the hearing online, go to www.mass.gov/info-details/masshealth-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 masshealthpublicnotice@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 May 15, 2025. The Division specifically invites comments as to how the amendments may affect beneficiary access to care.

To review the current draft of the proposed regulation, go to www.mass.gov/info-details/masshealth-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.

The Division 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 www.mass.gov/info-details/masshealth-public-hearings.

April 24, 2026