

**Commonwealth of Massachusetts
Office of Medicaid**

NOTICE OF PROPOSED AMENDMENT OF REGULATIONS

The Division of Medical Assistance (the Division or MassHealth) proposes to amend its regulations under the authority of M.G.L. c. 118E, ss. 7 and 12 and pursuant to M.G.L. c. 30A. The Division describes the substance of the proposed actions as amendments to regulations found at

130 CMR 409.000: Durable Medical Equipment Services

130 CMR 427.000: Oxygen and Respiratory Therapy Equipment

130 CMR 428.000: Prosthetics Services

130 CMR 442.000: Orthotics Services

The proposed amendments will allow providers that engage in multiple lines of business and provide services governed by the above regulations to enroll as MassHealth providers of one or more of the services listed above, only if the provider meets all participation requirements set forth in the above-referenced regulations for each applicable line of business: DME, oxygen, orthotics, or prosthetics.

It is anticipated that these amendments will not go into effect before February 1, 2023. There is no fiscal impact on cities and towns.

All persons desiring to submit data, views, or arguments concerning these proposed actions may email them 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 submissions must include the sender's full name, mailing address, and organization or affiliation, if any. Individuals who are unable to submit comments by email should mail comments to EOHHS, c/o D. Briggs, 100 Hancock Street, 6th Floor, Quincy, MA 02171. Comments will be accepted through 5:00 p.m. on October 21, 2022. The Division invites comments as to how the amendments may affect beneficiary access to care.

All persons desiring to review the current draft of the proposed actions may go to www.mass.gov/service-details/masshealth-public-notices or request a copy in writing from MassHealth Publications, 100 Hancock Street, 6th Floor, Quincy, MA 02171.

The Division may adopt a revised version of the proposed actions taking into account relevant comments and any other practical alternatives that come to its attention.

September 30, 2022