

TRANSMITTAL TO LEGISLATIVE COUNCIL
PROPOSED RULES OF
THE DEPARTMENT OF HEALTH AND FAMILY SERVICE

Subject: To revise ch. HFS 107 relating to prior authorization of dental services to correct an error.

Federal statutes or regulations which require adoption of or are relevant to the substance of proposed rules:

Section 441.56 of Title 42 of the Code of Federal Regulations specifies the procedures and tests required to provide early and periodic screening, diagnosis and treatment (EPSDT) services to recipients.

This revision will assist the state in complying with the requirements of that provision, by specifying more clearly that the state's intent is to only cover certain services required as a result of a screening, as described in that provision. The provision of dental services to Medicaid recipients is described in 42 CFR s. 440.100. The state regulations are currently in conformance with that provision. This revision will not change that conformance.

Court decisions directly relevant to the proposed rule: None known.

Public hearings: A public hearing is required. The Department anticipates holding at least one public hearing which will be published in the Wisconsin Administrative Register and on the Wisconsin Administrative Rules Website at <http://adminrules.wisconsin.gov>

Names and phone numbers of agency contacts:

For substantive questions on rules contact:

Al Matano
Division of Health Care Financing
P.O. Box 309
Madison, WI 53702
608-267-6848
matana@dhfs.state.wi.us

For small business considerations and rulemaking considerations contact:

Rosie Greer
608-266-1279
greerrj@dhfs.state.wi.us

Date rules submitted to the Legislative Council:

Authorized Signature and Telephone No.	Date
Kevin R. Hayden, Secretary 608-266-9622	