

**NOTICE OF PUBLIC HEARING AND COMMENT PERIOD**

Chapters DHS 10, 38,73,92,101,105,106,107,108, and 109  
Clearinghouse Rule Number CR 22-043

NOTICE IS HEREBY GIVEN that the Department of Health Services (“the Department”) will hold a public hearing on a permanent rule, to consider amendments to DHS 10, 38,73,92,101,105,106,107,108, and 109, relating to Medical Assistance program telehealth services.

**HEARING INFORMATION**

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**Date and Time**

September 9, 2022

9:00am – 10:00am

**Location**

<https://dhs.wi.zoomgov.com/j/16071266617>

Dial by your location

+1 669 254 5252 US (San Jose)

+1 646 828 7666 US (New York)

+1 669 216 1590 US (San Jose)

+1 551 285 1373 US

Meeting ID: 160 7126 6617

**ANALYSIS AND TEXT OF THE RULE**

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Analysis of the rule and the proposed rule text may be accessed at:

[https://docs.legis.wisconsin.gov/code/misc/chr/lc\\_ruletext/cr\\_22\\_043\\_rule\\_text\\_filed\\_with\\_lc\\_clearinghouse.pdf](https://docs.legis.wisconsin.gov/code/misc/chr/lc_ruletext/cr_22_043_rule_text_filed_with_lc_clearinghouse.pdf)

PLEASE NOTE: The most recent version of the proposed rule text may be obtained by accessing:

Active Rulemaking Projects: <https://www.dhs.wisconsin.gov/rules/active-rulemaking-projects.htm>

**ACCESSIBILITY**

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**English**

The Department of Health Services is an equal opportunity employer and service provider. If you need accommodations because of a disability or need an interpreter or translator, or if you need this material in another language or in an alternate format, you may request assistance to participate by contacting Bailey Dvorak at 608-267-5210. You must make your request at least 7 days before the activity.

**Spanish**

The Department of Health Services es una agencia que ofrece igualdad en las oportunidades de empleo y servicios. Si necesita algún tipo de acomodaciones debido a incapacidad o si necesita un interprete, traductor o esta información en su propio idioma o en un formato alterno, usted puede pedir asistencia para participar en los programas comunicándose con Bailey Dvorak al número 608-267-5210. Debe someter su petición por lo menos 7 días de antes de la actividad.

**Hmong**

The Department of Health Services yog ib tus tswv hauj lwm thiab yog ib qhov chaw pab cuam uas muab vaj huam sib luag rau sawv daws. Yog koj xav tau kev pab vim muaj mob xiam oob qhab los yog xav tau ib tus neeg pab txhais lus los yog txhais ntaub ntawv, los yog koj xav tau cov ntaub ntawv no ua lwm hom lus los yog lwm hom ntawv, koj yuav tau thov kev pab uas yog hu rau Bailey Dvorak ntawm 608-267-5210. Koj yuav tsum thov qhov kev pab yam tsawg kawg 7 hnuab ua ntej qhov hauj lwm ntawd.

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**FISCAL ESTIMATE-ECONOMIC IMPACT ANALYSIS**

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The fiscal estimate and economic impact analysis for the rule is available at:

[https://docs.legis.wisconsin.gov/code/misc/chr/lc\\_ruletext/cr\\_22\\_043\\_fiscal\\_estimate\\_and\\_economic\\_impact\\_analysis.pdf](https://docs.legis.wisconsin.gov/code/misc/chr/lc_ruletext/cr_22_043_fiscal_estimate_and_economic_impact_analysis.pdf)

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**PUBLIC COMMENTS AND DEADLINE FOR SUBMISSION**

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Comments may be provided at the hearing, or submitted to the Department until the end of business September 9, 2022 by:

1. Accessing the Department's Administrative Rules website:

Active Rulemaking Projects: <https://www.dhs.wisconsin.gov/rules/active-rulemaking-projects.htm>

2. Submitting a comment through the Wisconsin State Legislature's website:

<https://docs.legis.wisconsin.gov/feedback/agencyform?cite=cr/2022/43>

3. Mailing written comments to:

Bailey Dvorak  
Division of Medicaid Services  
P.O. Box 309  
Madison, WI 53701-0309

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**INITIAL REGULATORY FLEXIBILITY ANALYSIS**

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The proposed rule affects public and private substance use service providers by reducing some staffing and certification requirements, aligning related administrative rule and Medicaid policy requirements, increasing requirements related to opioid treatment services, reducing some administrative requirements, and may also increase other administrative or training requirements for specific programs. For more information about the anticipated effect on small businesses, see the fiscal estimate and economic impact Attachment A, available at the link above.

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**SMALL BUSINESS REGULATORY REVIEW COORDINATOR**

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Office of Legal Counsel  
1 West Wilson Street, Room 651  
Madison, WI 53703  
Email: [Jackson.Keuler@dhs.wisconsin.gov](mailto:Jackson.Keuler@dhs.wisconsin.gov)

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**AGENCY CONTACT PERSON**

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Bailey Dvorak  
Division of Medicaid Services  
Phone: 608-267-5210  
Email: [DHSDMSAdminRules@dhs.wisconsin.gov](mailto:DHSDMSAdminRules@dhs.wisconsin.gov)