

**STATE OF VERMONT
AGENCY OF HUMAN SERVICES**

OVHA

Office of Vermont Health Access

Bulletin NO: 09-05

FROM: Susan W. Besio, Ph.D., Director
Office of Vermont Health Access

DATE: 1/15/08

SUBJECT: Eliminating Adult Chiropractic Coverage in Medicaid and the Vermont Health Access Plan (VHAP)

CHANGES ADOPTED EFFECTIVE: February 1, 2009

INSTRUCTIONS

X Maintain Manual - See instructions below.

Proposed Regulation - Retain bulletin and attachments until you receive Manual Maintenance Bulletin

Information or Instructions - Retain until

MANUAL REFERENCE(S):

**M103.3 P.6
M640
4003**

This bulletin implements an emergency rule to eliminate services from a chiropractor for adults in Medicaid and VHAP (both Limited and Managed Care) effective February 1, 2009. This returns the rules to their status prior to July 1, 2008 when these services began to be covered. This includes returning the coverage from a chiropractor for children to only manipulation for subluxation as reflected in the existing rule at M640. These services are optional according to federal law, so their elimination for adults is allowable within the boundaries of federal law. This action is being taken because of the extreme fiscal crisis in the State, creating imminent peril to public health and welfare. Immediate elimination of this benefit has been agreed to by the Administration and the Joint Fiscal Committee of the Vermont legislature, and was approved by the Joint Fiscal Committee on December 19, 2008.

Specific Changes

Interpretive memos facing rules at M103.3 P.6, M640, and 4003, effective 7/1/08, are being removed. Any related procedural memos will also be removed.

Comment Opportunity

A public hearing is scheduled on January 23, 2009 at 11:00 AM at the Office of Vermont Health Access (OVHA) Conference Room, 312 Hurricane Lane, Williston, Vermont.

Written comments will be accepted until January 30, 2009 and should be addressed to Esther Perelman, Policy Director, Office of Vermont Health Access, 312 Hurricane Lane, Williston, VT. 05495.

To get more information about the Administrative Procedures Act and the Rules applicable to state rule making go to the website of the Office of the Vermont Secretary of State at: <http://vermont-archives.org/aparules/index.htm> or call Louise Corliss at 828-2863

For information on upcoming hearings before the Legislative Committee on Administrative rules go to the website of the Vermont Legislature at: <http://www.leg.state.vt.us/schedules/schedule2.cfm> or call 828-5760.

Vertical lines in the left margin indicate significant changes. Dotted lines at the left indicate changes to clarify, rearrange, correct references, etc., without changing content.

Manual Holders: Please maintain manuals assigned to you as follows.

Manual Maintenance

Medicaid Rules

<u>Remove</u>		<u>Insert</u>
Interpretive Memo facing M103.3 P.6	7/1/08	Nothing
Interpretive Memo facing M640	7/1/08	Nothing

VHAP Rules

<u>Remove</u>		<u>Insert</u>
Interpretive memo facing 4003	7/1/08	Nothing