

**Legislative Regulation
Review Committee**

2009-053

Department of Social Services

THERAPUTIC DIETS

**CONNECTICUT DEPARTMENT OF [INCOME MAINTENANCE] SOCIAL SERVICES
UNIFORM POLICY MANUAL**

Date	Transmittal: UP-	4525.60
Section:		Type:
Standards of Assistance		POLICY
Chapter:		Program:
Special Needs		AABD
Subject:		
Therapeutic Diets		

4525.60 A. Provisions

1. The cost of a therapeutic diet is recognized as a recurrent special need in the following situations:
 - a. When the nutritional status of the assistance unit requires modification of the normal diet; and
 - b. When modification of the normal diet is a necessary part of medical care; and
 - c. When modification of the diet increases the cost of the food budget.
2. Requests for inclusion of special dietary needs are not submitted to the Medical Review Team for review.
3. A physician is required to submit a statement [every six months] indicating:
 - a. why this special need is a necessary part of medical care; and
 - b. whether or not it represents an increased cost to the unit member[.]; and
 - c. the length of time for which the therapeutic diet may be needed.
4. Roomer and Boarder assistance units are not entitled to receive the therapeutic diet special need.
5. Assistance units receiving the following special needs are not entitled to receive the therapeutic diet special need:
 - a. Meals-on-Wheels;
 - b. Restaurant meals.

- [4525.60 A. 6. The length of time for which a therapeutic diet may be approved at one time is the shorter of:
- a. the period specified by the physician; or
 - b. six months.]

B. Standard of Assistance

The standard of assistance for a therapeutic diet is the Department's food standard for restaurant meals for permanent housing.

STATE OF CONNECTICUT
REGULATION
OF

IMPORTANT: Read instructions on bottom of Certification Page before completing this form. Failure to comply with instructions may cause disapproval of proposed Regulations.

NAME OF AGENCY

Department of Social Services

Concerning

SUBJECT MATTER OF REGULATION

Therapeutic Diets

SECTION _____

Statement of Purpose: The purpose of the regulation is to amend section 4525.60 of the UPM. The problem, issue or circumstance that the regulation proposes to address: The regulation proposes to change the length of the timeframe by which the review of a recipient's need for a therapeutic diet must be completed. The main provision of the regulation will require the review of an individual's need for a therapeutic diet be based upon a timeframe recommended by the individual's physician, and eliminates the current requirement that a review be done at least every six months.

CERTIFICATION

R-39 REV. 1/77

Be it known that the foregoing:

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Regulations Emergency Regulations

Are:
 Adopted Amended as hereinabove stated Repealed

By the aforesaid agency pursuant to:

Sections 17b-3 of the General Statutes.

Section _____ of the General Statutes, as amended by Public Act No. _____ of the _____ Public Acts.

Public Act No. _____ of the Public Acts.

After publication in the Connecticut Law Journal on May 19, 2009, of the notice of the proposal to:

Adopt Amend Repeal such regulations

(If applicable): And the holding of an advertised public hearing on _____ day of _____

WHEREFORE, the foregoing regulations are hereby:

Adopted Amended as hereinabove stated Repealed

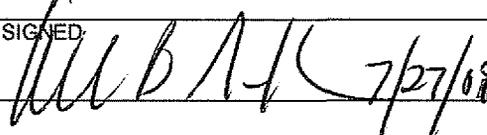
Effective:

When filed with the Secretary of the State.

(OR)

The _____ day of _____

In Witness Whereof:	Date	SIGNED (Head of Board, Agency or Commission)	OFFICIAL TITLE, DULY AUTHORIZED
	<u>6/24/09</u>		Commissioner

Approved by the Attorney General as to legal sufficiency in accordance with sec. 4-169, as amended C.G.S.	SIGNED	OFFICIAL TITLE, DULY AUTHORIZED
	 <u>7/27/09</u>	ATTORNEY GENERAL

- Approved
- Disapproved
- Disapproved in part, (Indicate Section Numbers disapproved only)
- Rejected without prejudice

By the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes.	Date	SIGNED (Clerk of the Legislative Regulation Review Committee)

Two certified copies received and filed, and one such copy forwarded to the Commission in Official Legal Publications in accordance with Section 4-172, as amended, of the General Statutes.

DATE	SIGNED (Secretary of the State.)	BY

INSTRUCTIONS

- One copy of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Attorney General for his determination of legal sufficiency. Section 4-169 of the General Statutes.
- Seventeen copies of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the standing Legislative Regulation Review Committee for its approval. Section 4-170 of the General Statutes.
- Each regulation must be in the form intended for publication and must include the appropriate regulation section number and section heading. Section 4-172 of the General Statutes.
- Indicate by "(NEW)" in heading if new regulation. Amended regulations must contain new language in capital letters and deleted language in brackets. Section 4-170 of the General Statutes.