

# The Connecticut General Assembly

## Legislative Commissioners' Office

Edwin J. Maley, Jr.  
*Commissioner*  
William A. Hamzy  
*Commissioner*

Larry G. J. Shapiro  
*Director*



Legislative Office Building  
Suite 5500  
Hartford, Connecticut  
06106-1591  
(860) 240-8410  
fax (860) 240-8414  
e-mail: lco@cga.ct.gov

## Memorandum

**To:** Legislative Regulation Review Committee  
**From:** Legislative Commissioners' Office  
**Committee Meeting Date:** August 28, 2012

<b>Regulation No:</b>	2012-34
<b>Agency:</b>	Department of Social Services
<b>Subject Matter:</b>	Independent Occupational Therapists
<b>Statutory Authority:</b> (copy attached)	17b-262

	Yes or No
Mandatory	N
Federal Requirement	N
Permissive	Y

### For the Committee's Information:

### Substantive Concerns:

### Technical Corrections:

1. On page 1, in section 17b-262-631(2), "an individual" should be deleted for consistency with the text of the existing regulation.

2. On page 2, in section 17b-262-631(4), "basis" should be added before the closing bracket for consistency with the text of the existing regulation.
3. On page 3, in section 17b-262-631(13), the underscore after "therapist" should be replaced with a comma for consistency with the text of the existing regulation.
4. On page 4, in section 17b-262-631(19), "has" should be "have" for proper grammar.
5. On page 4, in 17b-262-631(20), "(20) "Nursing facility"" should be "[(23)] (20) "Nursing facility" [or "NF"]" for proper form and consistency with the text of the existing regulation.
6. On page 4, in 17b-262-631(22), "meets" should be "meet" for proper grammar.
7. On page 4, in 17b-262-631(26), the opening bracket after "therapy" should be moved directly before "services" for proper form.
8. On page 5, in 17b-262-631(31), the first reference to "therapist" should be deleted, "enrolled with" should be underlined as new language and "[the department]" should be deleted for consistency with the text of the existing regulation.
9. On page 5, in section 17b-262-631(33), "chapter 399" should be "section 20-408" for greater specificity and clarity to aid the reader.
10. On page 5, in section 17b-262-631(34), the semi-colon should not be underlined for consistency with the text of the existing regulation.
11. On page 6, in section 17b-262-634, "conforms" should be underlined and "conform" should be bracketed for consistency with the text of the existing regulation.
12. On page 6, in section 17b-262-634(a)(2), "EPSDT" should be underlined as new language.
13. On page 6, in section 17b-262-634(b)(1), "[(2) physical] (1) Physical therapy" should be "[(2)] (1) Evaluation services for physical therapy" and "audiology evaluation services" should be "audiology [evaluation services]" for clarity.
14. On page 7, in section 17b-262-634(c)(2), the comma between "physical" and "therapy" should be deleted for consistency with the text of the existing regulation.
15. On page 8, in section 17b-262-636(a)(2)(C), the colon should be replaced by a semi-colon for consistency with the text of the existing regulation.
16. On page 8, in section 17b-262-636(b)(3), "and" should be bracketed for proper form.

**Recommendation:**

<input checked="" type="checkbox"/>	Approval in whole
<input checked="" type="checkbox"/>	with technical corrections
<input checked="" type="checkbox"/>	with deletions
<input type="checkbox"/>	with substitute pages
<input type="checkbox"/>	Disapproval in whole or in part
<input type="checkbox"/>	Rejection without prejudice

**Reviewed by:** Amy LaChance / Shannon McCarthy

**Date:** August 15, 2012

**Sec. 17b-262. (Formerly Sec. 17-134d). Regulations. Admissions to nursing home facilities.** The Commissioner of Social Services may make such regulations as are necessary to administer the medical assistance program. Such regulations shall include provisions requiring the Department of Social Services (1) to monitor admissions to nursing home facilities, as defined in section 19a-521, and (2) to prohibit the admission by such facilities of persons with primary psychiatric diagnoses if such admission would jeopardize federal reimbursements.