



# STATE OF CONNECTICUT

DEPARTMENT OF SOCIAL SERVICES  
OFFICE OF THE COMMISSIONER

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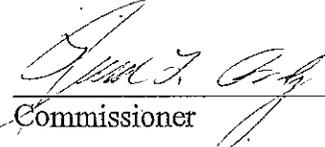
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RODERICK L. BREMBY  
Commissioner

I, Roderick L. Bremby, Commissioner of the Department of Social Services, an Agency of the State of Connecticut, hereby certify that:

- 1) On November 29, 2013, the Agency gave notice on the department's website and the Secretary of State's website of its intention to adopt regulations concerning payment to federally qualified health centers for services provided to clients who are eligible to receive such services under Medicaid.
- 2) Prior to publication of the notice of intent, the Agency prepared a fiscal note, including an estimate of the cost of the revenue impact on the State or any municipality of the State. A true copy of the fiscal note is attached.
- 3) All interested persons were given until December 29, 2013, to submit data, views or arguments concerning the proposed regulation and to inspect the fiscal note referred to in (3).
- 4) A public hearing was held on December 19, 2013. A copy of the department's responses to public comment is attached.
- 5) On July 2, 2014, the Agency gave notice by e-mail to each joint standing committee of the general assembly having cognizance of the subject matter of the proposed regulation.
- 6) On July 11, 2014, the Agency's Notice of Decision to Take Action on a Proposed Regulation was published on the Secretary of State's website.

11/2/2014  
Date

  
Commissioner

## NOTICE OF DECISION TO TAKE ACTION ON PROPOSED REGULATION

In accordance with section 4-168(d) of the Connecticut General Statutes, the Department of Social Services ("DSS") hereby provides notice that it will proceed with adopting DSS regulation #12-24.

DSS is proceeding with the adoption of this regulation because the existing regulations are outdated and inconsistent with the federal requirements for payments to federally qualified health centers under 42 USC § 1396a (bb). The proposed regulations: add new definitions as necessary; specify services that are covered and not covered; specify services that are billable as an encounter as well as services that are not billable but included in the encounter rate; describe the process by which an FQHC may request an adjustment of its encounter rate based upon a change in scope of services; clarify prior authorization requirements; describe billing requirements and the methodology for calculating the encounter rate; and outline documentation and audit requirements.

DSS received comments on the proposed regulation and has provided responses to those comments. Copies of the revised regulation and the response to comments are attached to this notice. As required by section 4-168(d) of the Connecticut General Statutes, the responses to comments contain the principal considerations that DSS received for opposing certain aspects of the proposed regulation and DSS's reason for either agreeing with or rejecting the considerations, indicating its intended action.

Copies of the revised regulation and the response to comments are also available for copying and inspection pursuant to the Freedom of Information Act (Conn. Gen. Stat. §§ 1-200, et seq.) upon request to:

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