

NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rule-making information that does not fit into any other category of notice; and other types of information required by statute to be published in the *Register*. Because of the variety of material that is contained in a Notice of Public Information, the Office of the Secretary of State has not established a specific format for these notices.

NOTICE OF PUBLIC INFORMATION

ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM

[M11-217]

- 1. Name of the agency:** Arizona Health Care Cost Containment System (AHCCCS)
- 2. The Subject of this notice:** School Based Health Services
- 3. The public information relating to the subject:**

Effective for dates of service on and after July 1, 2011 AHCCCS is proposing to modify the payment method for School-Based Health Services as follows:

AHCCCS will be implementing a Cost Settlement and Reconciliation reimbursement methodology for all direct School-Based Health Services reimbursed under the Direct Service Claiming program.

The proposed changes are expected to ensure reimbursement does not exceed the costs incurred by Local Education Agencies (LEAs) for the provision of school-based health services. The cost reimbursement methodology will be based on a LEA's specific costs incurred for the provision of direct medical services as reported in the Centers for Medicare and Medicaid Services (CMS) approved Medicaid cost report. The Medicaid cost reports will be required to be filed by LEAs on an annual basis.

With the proposed changes in reimbursement methodology, the incremental expenditures are estimated to be \$5,003,324 in total funds and \$1,708,635 in state funds for State Fiscal Year 2012. This change is also contingent on approval of available federal financial participation by the Centers for Medicare and Medicaid Services.

NOTICE IS HEREBY GIVEN THIS 17th DAY OF JUNE, 2011, date of publication in the *Arizona Administrative Register*.
- 4. A list of previous notices published in the *Arizona Administrative Register* relating to the notice of public information:**

None
- 5. The name, address, and telephone number of agency personnel to whom questions and comment on the subject may be addressed:**

Please direct any written comments, which must be received no later than 5:00 p.m. on June 30, 2011, to:

Mariaelena Ugarte, Senior Rule Writer
Arizona Health Care Cost Containment System
701 E. Jefferson St., MD 6200
Phoenix, AZ 85034
E-mail: AHCCCSrules@azahcccs.gov

Comments submitted will be available for review by the public at:
<http://www.azahcccs.gov/reporting/state/comments.aspx>.

Information related to School Based Health Services can be found at:
<http://www.azahcccs.gov/shared/Downloads/MedicalPolicyManual/Chap700.pdf>.

NOTICE OF PUBLIC INFORMATION

LAWS 2010, CH. 287

**Revisions to the Rulemaking Process in the Administrative Procedures Act
Extension of the Rulemaking Moratorium Through Fiscal Year 2011**

[M10-191]

1. Reason for the Notice of Public Information:

Laws 2010, Ch. 287 revised the Administrative Procedure Act and extended the moratorium on rulemaking through fiscal year 2011

2. Effective date of Laws 2010, Ch. 287:

July 29, 2010

3. Summary of Laws 2010, Ch. 287:

Revises the rulemaking process by expanding the use of summary rulemaking, authorizing a general permit and expanding the role of the governor's Office of Strategic Planning and Budgeting.

Requires the rule's benefits to outweigh its probable costs and the agency to demonstrate it selected the least burdensome and costly alternative. (Strikes the requirement for this to be by clear and convincing evidence).

Expands the requirements for the Economic, Small Business and Consumer Impact Statement.

For the agency's five-year review, requires a determination that the rule imposes the least burden and cost to the regulated community.

During an appeal of an agency rule, outlines an additional reason for filing an objection.

Extends the rulemaking moratorium on rulemaking through fiscal year 2011

(Excerpted from Arizona House of Representatives House Majority Research Memorandum of April 28, 2010. Available online at www.azleg.gov.)

4. Contact for rulemaking moratorium questions:

Communications regarding exceptions to the moratorium, or questions regarding the moratorium generally, should be addressed to Richard Bark, Deputy Chief of Staff, Policy, at rbark@az.gov.

5. Location of full text of Laws 2010, Ch. 287:

The entire text of Laws 2010, Ch. 287 is available online at www.azsos.gov under Legislative Filings.