

**Maryland General Assembly
Department of Legislative Services**

**Proposed Regulation
Department of Health and Mental Hygiene
(DLS Control No. 14-168)**

Overview and Legal and Fiscal Impact

The regulation clarifies requirements for health home providers regarding access to real-time pharmacy data.

The regulation presents no legal issue of concern.

There is no fiscal impact on State or local agencies.

Regulation of COMAR Affected

Department of Health and Mental Hygiene:

Medical Care Programs: Health Homes: COMAR 10.09.33.04

Legal Analysis

Background

CRISP (Chesapeake Regional Information System for our Patients) is Maryland's statewide health information exchange and regional extension center.

Summary of Regulation

The regulation provides that in order to be eligible as a health home, a provider shall, at the time of enrollment as a health home, be registered or be able to provide documentation of starting the process of registration with CRISP or the State's administrative services organization in order to receive access to real-time pharmacy data for participants.

Legal Issue

The regulation presents no legal issue of concern.

Statutory Authority and Legislative Intent

The Department of Health and Mental Hygiene cites § 2-104(b) of the Health – General Article as legal authority for the regulation. Section 2-104(b) authorizes the Secretary of Health and Mental Hygiene to adopt regulations to carry out the provisions of law that are within the jurisdiction of the Secretary.

This authority is correct and complete. The regulation complies with the legislative intent of the law.

Fiscal Analysis

There is no fiscal impact on State or local agencies.

Agency Estimate of Projected Fiscal Impact

The department advises that the regulation clarifies requirements for health home providers serving the Medicaid program regarding access to real-time pharmacy data and has no fiscal impact. The Department of Legislative Services concurs.

Impact on Budget

There is no impact on the State operating or capital budget.

Agency Estimate of Projected Small Business Impact

The department advises that the regulation has minimal or no economic impact on small businesses in the State. The Department of Legislative Services concurs.

Contact Information

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