

MARYLAND REGISTER

Proposed Action on Regulations

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| Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations | Date Filed with AELR Committee | TO BE COMPLETED BY DSD |
| | 07/14/2014 | Date Filed with Division of State Documents |
| | | Document Number |
| | | Date of Publication in MD Register |

1. Desired date of publication in Maryland Register: 8/22/2014

2. COMAR Codification

Title Subtitle Chapter Regulation

10 47 04 05

3. Name of Promulgating Authority

Department of Health and Mental Hygiene

4. Name of Regulations Coordinator Telephone Number
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6. Check applicable items:

New Regulations

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subtitle 47 ALCOHOL AND DRUG ABUSE ADMINISTRATION

10.47.04 Certification Requirements

Authority: Health-General Article, §8-401–8-405 and 19-308, Annotated Code of Maryland

Notice of Proposed Action

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The Secretary of Health and Mental Hygiene proposes to amend Regulation .05 under COMAR 10.47.04 Certification Requirements.

Statement of Purpose

The purpose of this action is to amend regulations to accept accreditation of an applicant for renewal of certification instead of conducting a site visit and issuing a written report.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact.

The Office of Health Care Quality may experience decreased administrative costs due to less time conducting site visits and creating written reports for treatment programs during the certification renewal process.

II. Types of Economic Impact.

| | Revenue (R+/R-) | |
|---|---------------------|----------------|
| | Expenditure (E+/E-) | Magnitude |
| <hr/> | | |
| A. On issuing agency: | (E-) | Indeterminable |
| B. On other State agencies: | NONE | |
| C. On local governments: | NONE | |
| <hr/> | | |
| | Benefit (+) | |
| | Cost (-) | Magnitude |
| <hr/> | | |
| D. On regulated industries or trade groups: | NONE | |
| E. On other industries or trade groups: | NONE | |

F. Direct and indirect effects on public: NONE

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

A. Office of Health Care Quality may save money as a result of employees spending less time conducting site visits and writing reports, but the amount of savings is indeterminable.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Michele Phinney, Director, Office of Regulation and Policy Coordination, Department of Health and Mental Hygiene, 201 West Preston Street, Room 512, Baltimore, MD 21201, or call 410-767-6499; TTY:800-735-2258, or email to dhmh.regs@maryland.gov, or fax to 410-767-6483. Comments will be accepted through September 22, 2014. A public hearing has not been scheduled.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 2015

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

E. If these regulations have no economic impact under Part A, indicate reason briefly:

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

The regulation amendment allows the Office of Health Care Quality to waive the site visit for treatment providers during a certification renewal process if they are accredited but accredited programs may still be subjected to site visits by the accreditation entity.

G. Small Business Worksheet:

Title 10
DEPARTMENT OF HEALTH AND MENTAL
HYGIENE

Subtitle 47 ALCOHOL AND DRUG ABUSE ADMINISTRATION

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Authority: Health-General Article, §8-401–8-405 and 19-308, Annotated Code of Maryland

10.47.04.05 (June 6, 2014)

.05 Application Process and Evaluation.

A.—D. (text unchanged)

E. In considering a renewal application, the Administration may accept accreditation of the program by an accreditation organization approved in accordance with Health-General Article, §19-2302, Annotated Code of Maryland, instead of the Office of Health Care Quality conducting a site visit and issuing a written report.

JOSHUA M. SHARFSTEIN, M.D.

Secretary of Health and Mental Hygiene