TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control No: <u>560</u> . Department or Agenc	y: <i>P</i>	<u> Mabama M</u>	<u>ledicaid A</u>	gency		•
Rule No: <u>560-X-4609.</u>						
Rule Title: <u>Inspection of Care/Utilization</u>	Reviev	<u>v.</u>				
New Rule;Amend;	<u>X</u> I	Repeal; _	A	Adoption b	y Refer	ence
Would the absence of the proposed rule signealth, welfare, or safety?	nificar	ntly harm	or endang	er the publ	ic	no
Is there a reasonable relationship between to of the public health, safety, or welfare?	he stat	e's police	power and	the protec	etion	yes
Is there another, less restrictive method of a protect the public?	egulat	ion availal	ole that co	uld adequa	ately	no
Does the proposed rule have the effect of d of any goods or services involved and, if so	irectly o, to w	or indirect hat degree	tly increas	ing the co	sts	no
Is the increase in cost, if any, more harmful result from the absence of the proposed rul	to the e?	public tha	n the harr	n that migl	ht	no
Are all facets of the rulemaking process desthey have, as their primary effect, the protection of the rulemaking process destroy have as their primary effect, the protection of the rulemaking process destroy have a substitute	igned	solely for f the publi	the purpo: c? ******	se of, and s	SO *****	<u>yes</u>
Does the proposed rule have any economic	impact	:?	no			and the state of t
If the proposed rule has an economic impact note prepared in accordance with subsection ************************************	1 (t) at	Section 1	1 22 22 6	1 - J C - A 1	1 .	1075
I certify that the attached proposed rule has Chapter 22, Title 41, Code of Alabama 1975 the Administrative Procedure Division of the	and ti	nat it confe	orms to al	l annlicahl	h the re e filing	quirements of requirements of
Signature of certifying officer: Stepho	luic	Ling	lay			
Date: 9-20-13 ************************************	ملد ملد علد علد عا	e ske ole ske ske sk. t. 1				
FOR APD USE ONLY	· ጥ ጥ ጥ ች ች	· ~ ~ ~ ~ * * * *	******	******	*****	****
PUBLISHED IN VOLUME		ISS	UE NO			
EDITED AND APPROVED BY				AENT NO		

ALABAMA MEDICAID AGENCY

NOTICE OF INTENDED ACTION

RULE NO. & TITLE: 560-X-46-.09 Inspection of Care/Utilization Review

INTENDED ACTION: Repeal 560-X-46-.09

<u>SUBSTANCE OF PROPOSED ACTION</u>: The above referenced rule is being repealed to remove this section since 42 CFR Section 456.600 applies to Intermediate Care Facilities (ICF's) and Institutions of Mental Disease (IMD's) not swing bed providers. 42 CFR Section 456.300 is no longer a valid section in the CFR.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or oral comments may be submitted to the Alabama Medicaid Agency, 501 Dexter Avenue, Post Office Box 5624, Montgomery, Alabama 36103-5624. Agency business hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: Written/Oral comments concerning this change must be received by the Alabama Medicaid Agency no later than November 5, 2013.

<u>CONTACT PERSON AT AGENCY:</u> Stephanie Lindsay, Administrative Secretary, Alabama Medicaid Agency, 501 Dexter Avenue, Post Office Box 5624, Montgomery, Alabama 36103-5624.

Stephanie McGee Azar Acting Commissioner Rule No. 560-X-46-.09. Inspection of Care/Utilization Review - RESERVED (1) The Utilization Control Unit at Medicaid will perform inspection of care and utilization review in accordance with 42 CFR Section 456.600 and established Agency policies and procedures.

(2) Utilization Committee requirements as outlined in 42 CFR Section 456.300 must also be met.

Authority: Title XIX, Social Security Act; State Plan, Attachment 4.19-D; 42 CFR Section Section 456.300 and 456.600. Emergency rule effective March 30, 1989. Permanent rule effective July 13, 1989.