

State of Vermont
Department of Vermont Health Access
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Agency of Human Services

May 19, 2023

Charlene Dindo, Legislative Assistant
Legislative Committee on Administrative Rules
Vermont State House
115 State Street
Montpelier, VT 05633-5301

Re: 23-P05 (Inflation Adjustment for Private Non-Medical Institutions)

Dear Ms. Dindo:

Enclosed for filing, please find an annotated and clean copy of the rule entitled 23-P05, Inflation Adjustment for Private Non-Medical Institutions.

In response to comments from the Office of Legislative Counsel, the Department of Vermont Health Access requests that LCAR approve the rule with the following additional revisions:

- Amending “promulgated” to “adopted” in Section 1.2;
- Correcting formatting errors in Sections 6.7(d)(3) and 6.7(e);
- Correcting a typo in the definition of “Inflation Factor” in Section 13; and
- Repealing Section 14 in its entirety.

The Department is making these revisions to address concerns raised by the Office of Legislative Counsel regarding a minor usage, formatting, and typographical error, as well as a concern that the proposed Section 14(a) would be unduly complex and administratively unnecessary.

The Department appreciates the Office of Legislative Counsel’s thorough review of the emergency rule and the Office’s assistance in preparing these proposed revisions for your review and approval. The Office or the Committee may contact me at james.larock@vermont.gov or (802) 241-0251 with any questions they may have.

Sincerely,

/s/James LaRock

James LaRock
Staff Attorney

