

Final Proposed Filing - Coversheet

Instructions:

In accordance with Title 3 Chapter 25 of the Vermont Statutes Annotated and the “Rule on Rulemaking” adopted by the Office of the Secretary of State, this filing will be considered complete upon filing and acceptance of these forms with the Office of the Secretary of State, and the Legislative Committee on Administrative Rules.

All forms shall be submitted at the Office of the Secretary of State, no later than 3:30 pm on the last scheduled day of the work week.

The data provided in text areas of these forms will be used to generate a notice of rulemaking in the portal of “Proposed Rule Postings” online, and the newspapers of record if the rule is marked for publication. Publication of notices will be charged back to the promulgating agency.

PLEASE REMOVE ANY COVERSHEET OR FORM NOT REQUIRED WITH THE CURRENT FILING BEFORE DELIVERY!

Certification Statement: As the adopting Authority of this rule (see 3 V.S.A. § 801 (b) (11) for a definition), I approve the contents of this filing entitled:

Refugee Medical Assistance Rule Update

/s/ Kristin L. McClure

(signature)

6/12/2026

(date)

Printed Name and Title:

Kristin McClure, Deputy Secretary of Human Services

RECEIVED BY: _____

- Coversheet
- Adopting Page
- Economic Impact Analysis
- Environmental Impact Analysis
- Strategy for Maximizing Public Input
- Scientific Information Statement (if applicable)
- Incorporated by Reference Statement (if applicable)
- Clean text of the rule (Amended text without annotation)
- Annotated text (Clearly marking changes from previous rule)
- ICAR Minutes
- Copy of Comments
- Responsiveness Summary

280 State Drive - Center Building
Waterbury, VT 05671-1000



OFFICE OF THE SECRETARY
TEL: (802) 241-0440
FAX: (802) 241-0450

JENNEY SAMUELSON
SECRETARY

TODD W. DALOZ
DEPUTY SECRETARY

STATE OF VERMONT
AGENCY OF HUMAN SERVICES

MEMORANDUM

TO: Sarah Copeland Hanzas, Secretary of State

FROM: Jenney Samuelson, Secretary, Agency of Human Services

DATE: January 7, 2026

SUBJECT: Signatory Authority for Purposes of Authorizing Administrative Rules

I hereby designate Kristin McClure, Interim Deputy Secretary, Agency of Human Services as signatory to fulfill the duties of the Secretary of the Agency of Human Services as the adopting authority for administrative rules as required by Vermont's Administrative Procedures Act, 3. V.S.A § 801 et seq.

CC: KristinMcClure@vermont.gov

1. TITLE OF RULE FILING:

Refugee Medical Assistance Rule Update

2. PROPOSED NUMBER ASSIGNED BY THE SECRETARY OF STATE

24P004

3. ADOPTING AGENCY:

Agency of Human Services

4. PRIMARY CONTACT PERSON:

(A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE).

Name: Tracy Dolan

Agency: Agency of Human Services

Mailing Address: 280 State Drive, Center Building

Telephone: 802-233-1117 Fax: 802-241-0450

E-Mail: Tracy.Dolan@vermont.gov

Web URL *(WHERE THE RULE WILL BE POSTED)*:

<http://humanservices.vermont.gov/on-line-rules>

5. SECONDARY CONTACT PERSON:

(A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON).

Name: Gabriel Epstein

Agency: Agency of Human Services

Mailing Address: 280 State Drive, Center Building

Telephone: 802-585-5925 Fax: 802-241-0450

E-Mail: gabriel.epstein@vermont.gov

6. RECORDS EXEMPTION INCLUDED WITHIN RULE:

(DOES THE RULE CONTAIN ANY PROVISION DESIGNATING INFORMATION AS CONFIDENTIAL; LIMITING ITS PUBLIC RELEASE; OR OTHERWISE, EXEMPTING IT FROM INSPECTION AND COPYING?) No

IF YES, CITE THE STATUTORY AUTHORITY FOR THE EXEMPTION:

Not applicable

PLEASE SUMMARIZE THE REASON FOR THE EXEMPTION:

Not applicable

7. LEGAL AUTHORITY / ENABLING LEGISLATION:

(THE SPECIFIC STATUTORY OR LEGAL CITATION FROM SESSION LAW INDICATING WHO THE ADOPTING ENTITY IS AND THUS WHO THE SIGNATORY SHOULD BE. THIS SHOULD BE A SPECIFIC CITATION NOT A CHAPTER CITATION).

3 V.S.A. 801(b) (11)

8. EXPLANATION OF HOW THE RULE IS WITHIN THE AUTHORITY OF THE AGENCY:

This rulemaking amends an existing rule on Refugee Medical Assistance (RMA) in the State of Vermont. The Secretary's authority to adopt rules as identified above includes, by necessity, authority to amend those rules to ensure continued alignment with federal and state law. RMA is a program authorized under the Immigration & Nationality Act and is entirely federally funded; state statute is silent on program-specific authority for rulemaking. In Vermont, eligibility for the RMA program is administered by the Department of Vermont Health Access (DVHA), financial payments for the Medicaid-like health benefit are made by the Department for Children and Families Economic Services Division, and it is funded under the Refugee Office budget at the Agency of Human Services' (AHS) Central Office.

9. THE FILING HAS NOT CHANGED SINCE THE FILING OF THE PROPOSED RULE.

10. THE AGENCY HAS NOT INCLUDED WITH THIS FILING A LETTER EXPLAINING IN DETAIL WHAT CHANGES WERE MADE, CITING CHAPTER AND SECTION WHERE APPLICABLE.

11. SUBSTANTIAL ARGUMENTS AND CONSIDERATIONS WERE NOT RAISED FOR OR AGAINST THE ORIGINAL PROPOSAL.

12. THE AGENCY HAS NOT INCLUDED COPIES OF ALL WRITTEN SUBMISSIONS AND SYNOPSES OF ORAL COMMENTS RECEIVED.

13. THE AGENCY HAS NOT INCLUDED A LETTER EXPLAINING IN DETAIL THE REASONS FOR THE AGENCY'S DECISION TO REJECT OR ADOPT THEM.

14. CONCISE SUMMARY (150 WORDS OR LESS):

This proposed rulemaking amends the Refugee Medical Assistance rule which was last amended effective November 1, 2019. This proposed rule establishes criteria and process used to determine eligibility and provide coverage under the Refugee Medical Assistance program. Updates to this rule are strictly formal, adopting the federal APA outline standard, as required for implementation within the Agency's upcoming

eligibility and enrollment technology system. There are no substantive changes to this rule.

15. EXPLANATION OF WHY THE RULE IS NECESSARY:

This amendment aligns RMA with federal and state guidance and law, corrects outdated information, improves clarity, makes technical corrections, and formats the rule according to the federal APA outline standard.

16. EXPLANATION OF HOW THE RULE IS NOT ARBITRARY:

This rule is required to implement state and federal guidance and laws. Additionally, this rule is within the authority of the Secretary, is within the expertise of AHS, and is based on relevant factors including consideration of how the rule affects the people and entities listed below.

17. LIST OF PEOPLE, ENTERPRISES AND GOVERNMENT ENTITIES AFFECTED BY THIS RULE:

Refugees;

U.S. Committee for Refugees and Immigrants local field office;

Eligibility and enrollment assisters, including agents and brokers;

health care providers;

Advocacy and community-based organizations that represent or serve refugees, including the Refugee & Immigrant Service Provider Network; and

Agency of Human Services including its departments.

18. BRIEF SUMMARY OF ECONOMIC IMPACT (150 WORDS OR LESS):

There are no additional costs associated with this rule because the amendments largely reflect existing practice and coverage policies for Refugee Medical Assistance in Vermont.

19. A HEARING WAS HELD.

20. HEARING INFORMATION

(THE FIRST HEARING SHALL BE NO SOONER THAN 30 DAYS FOLLOWING THE POSTING OF NOTICES ONLINE).

IF THIS FORM IS INSUFFICIENT TO LIST THE INFORMATION FOR EACH HEARING, PLEASE ATTACH A SEPARATE SHEET TO COMPLETE THE HEARING INFORMATION.

Date: 4/3/2026

Time: 09:00 AM

Street Address: 280 State Drive Bldg. A

Waterbury, VT

Zip Code: 05671

URL for Virtual:

<https://teams.microsoft.com/meet/2817044939209?p=19hARI6hD5dpHtGPbN>

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

21. DEADLINE FOR COMMENT (NO EARLIER THAN 7 DAYS FOLLOWING LAST HEARING):

4/10/2026

KEYWORDS (PLEASE PROVIDE AT LEAST 3 KEYWORDS OR PHRASES TO AID IN THE SEARCHABILITY OF THE RULE NOTICE ONLINE).

Refugee

Medical Assistance

Health Benefit

Refugee Resettlement

RMA

Adopting Page

Instructions:

This form must accompany each filing made during the rulemaking process:

Note: To satisfy the requirement for an annotated text, an agency must submit the entire rule in annotated form with proposed and final proposed filings. Filing an annotated paragraph or page of a larger rule is not sufficient. Annotation must clearly show the changes to the rule.

When possible, the agency shall file the annotated text, using the appropriate page or pages from the Code of Vermont Rules as a basis for the annotated version. New rules need not be accompanied by an annotated text.

1. TITLE OF RULE FILING:

Refugee Medical Assistance Rule Update

2. ADOPTING AGENCY:

Agency of Human Services

3. TYPE OF FILING (*PLEASE CHOOSE THE TYPE OF FILING FROM THE DROPDOWN MENU BASED ON THE DEFINITIONS PROVIDED BELOW*):

- **AMENDMENT** - Any change to an already existing rule, even if it is a complete rewrite of the rule, it is considered an amendment if the rule is replaced with other text.
- **NEW RULE** - A rule that did not previously exist even under a different name.
- **REPEAL** - The removal of a rule in its entirety, without replacing it with other text.

This filing is **AN AMENDMENT OF AN EXISTING RULE** .

4. LAST ADOPTED (*PLEASE PROVIDE THE SOS LOG#, TITLE AND EFFECTIVE DATE OF THE LAST ADOPTION FOR THE EXISTING RULE*):

Refugee Medical Assistance. November 1, 2019 Secretary of State Rule Log #19-054

Interagency Committee on Administrative Rules (ICAR) Minutes

Date/Time: February 9, 2026, 2:00 PM

Location: Virtually via Microsoft Teams

Members Present: Chair Nick Kramer (note, Chair Kramer was in attendance for the ANR rule only), Diane Sherman, Jared Adler, John Kessler, Patrick Murphy, and Jennifer Mojo

Members Absent: Nicole Dubuque

Minutes By: Chrissy Gilhuly

- ▶ 2:00 p.m. meeting called to order.
- ▶ Review and approval of minutes from the January 29, 2026 [meeting](#).
- ▶ No additions/deletions to agenda. Agenda approved as drafted.
- ▶ No public comments made.
- ▶ Presentation of Proposed Rules with recommended changes on pages to follow.
 - 1) Agency of Agriculture, Food and Markets (AAFM) – Quarantine #3; Regulated Introduced Plant Species.
 - a. This amendment modernizes the existing Noxious Weed Quarantine by establishing a clearer, science-based, and more flexible process for identifying and regulating introduced plant species of concern in Vermont.
 - b. The amended rule removes the previous static list and replaces it with a responsive, flexible and meaningful framework grounded in Pest Risk Assessment (PRA) criteria and review by an advisory group of subject-matter and industry experts.
 - c. The amendment clarifies prohibited activities, updates definitions, adds best management practices (BMPs) and permitting pathways and strengthens consistency with federal regulations by incorporating federally regulated plant species under 7 CFR § 360.200.
 - d. The revised structure improves transparency, regulatory clarity, and enforceability, while supporting prevention-focused management that aligns with Vermont’s ecological, agricultural, and forestry needs.
 - 2) Agency of Human Services (AHS) – Refugee Medical Assistance Rule Update

Vermont Agency of Administration

- a. This proposed rulemaking amends the Refugee Medical Assistance rule which was last amended effective November 1, 2019. This proposed rule establishes criteria for eligibility and coverage under the Refugee Medical Assistance program.
- 3) Agency of Natural Resources (ANR) – Proposed Amendments to the Vermont CO2 Trading Program Rule.
 - a. The proposed rule amends the Vermont CO2 Budget Trading Program Rule which implements RGGI in Vermont. The amendments reflect revisions agreed to by the RGGI states (CT, DE, ME, MD, MA, NH, NJ, NY, RI, and VT) to the RGGI Model Rule made during the most recent program review.
 - 4) Agency of Administration, Department of Taxes, Current Use Advisory Board – Rules for Implementing Use Value Appraisal of Agricultural and Forest Land in Vermont
 - a. This rule updates and reorganizes the administrative rules governing the Use Value Appraisal (Current Use) Program for agricultural, forest, and conservation lands. The revisions align the rules with statutory changes enacted since 1985, improve clarity and consistency, and incorporate current standards and practices.
- ▶ Next scheduled meeting is March 9, 2026, at 2:00 p.m.
 - ▶ 3:26 p.m. meeting adjourned.

To receive this information in an alternative format or for other accessibility requests, please contact:

Agency of Administration
ADM.Secretary@vermont.gov, 802-828-3322

Vermont Agency of Administration

Proposed Rule: Agency of Human Services (AHS) – Refugee Medical Assistance Rule Update

Presented By: Gabriel Epstein, Staff Attorney and Samara Anderson

Motion made to accept the rule by Jennifer Mojo, seconded by John Kessler, and passed unanimously with the following recommendations:

- 1) **Cover Sheet**
 - a. First page: Add printed name and title under Kristin McClure
 - b. #7: DVHA, spell out acronym
 - c. #8: Expand your concise summary; explain rule and say what is changing. Consistency in answers.
 - d. #12: Make sure answers align
- 2) **Economic Impact**
 - a. #3: Repeat information and clarify no impact
 - b. #8: PRA, spell out acronym
- 3) **Public Input Maximization Plan**
 - a. #4: Clarify who will be informed that the rule is active for public comment – parity between #3 and #4. Share process.

Economic Impact Analysis

Instructions:

In completing the economic impact analysis, an agency analyzes and evaluates the anticipated costs and benefits to be expected from adoption of the rule; estimates the costs and benefits for each category of people enterprises and government entities affected by the rule; compares alternatives to adopting the rule; and explains their analysis concluding that rulemaking is the most appropriate method of achieving the regulatory purpose. If no impacts are anticipated, please specify “No impact anticipated” in the field.

Rules affecting or regulating schools or school districts must include cost implications to local school districts and taxpayers in the impact statement, a clear statement of associated costs, and consideration of alternatives to the rule to reduce or ameliorate costs to local school districts while still achieving the objectives of the rule (see 3 V.S.A. § 832b for details).

Rules affecting small businesses (excluding impacts incidental to the purchase and payment of goods and services by the State or an agency thereof), must include ways that a business can reduce the cost or burden of compliance or an explanation of why the agency determines that such evaluation isn’t appropriate, and an evaluation of creative, innovative or flexible methods of compliance that would not significantly impair the effectiveness of the rule or increase the risk to the health, safety, or welfare of the public or those affected by the rule.

1. TITLE OF RULE FILING:

Refugee Medical Assistance Rule Update

2. ADOPTING AGENCY:

Agency of Human Services

3. CATEGORY OF AFFECTED PARTIES:

LIST CATEGORIES OF PEOPLE, ENTERPRISES, AND GOVERNMENTAL ENTITIES POTENTIALLY AFFECTED BY THE ADOPTION OF THIS RULE AND THE ESTIMATED COSTS AND BENEFITS ANTICIPATED:

Refugees;

U.S. Committee for Refugees and Immigrants local field office;

Eligibility and enrollment assisters, including agents and brokers;

health care providers;

Advocacy and community-based organizations that represent or serve refugees, including the Refugee & Immigrant Service Provider Network; and

Agency of Human Services including its departments.

Because these changes are formal and structural and not substantive, there will be no change in costs for any parties affected by this change.

4. IMPACT ON SCHOOLS:

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON PUBLIC EDUCATION, PUBLIC SCHOOLS, LOCAL SCHOOL DISTRICTS AND/OR TAXPAYERS CLEARLY STATING ANY ASSOCIATED COSTS:

No impact

5. ALTERNATIVES: CONSIDERATION OF ALTERNATIVES TO THE RULE TO REDUCE OR AMELIORATE COSTS TO LOCAL SCHOOL DISTRICTS WHILE STILL ACHIEVING THE OBJECTIVE OF THE RULE.

n/a

6. IMPACT ON SMALL BUSINESSES:

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON SMALL BUSINESSES (EXCLUDING IMPACTS INCIDENTAL TO THE PURCHASE AND PAYMENT OF GOODS AND SERVICES BY THE STATE OR AN AGENCY THEREOF):

No impact

7. SMALL BUSINESS COMPLIANCE: EXPLAIN WAYS A BUSINESS CAN REDUCE THE COST/BURDEN OF COMPLIANCE OR AN EXPLANATION OF WHY THE AGENCY DETERMINES THAT SUCH EVALUATION ISN'T APPROPRIATE.

Not applicable

8. COMPARISON:

COMPARE THE IMPACT OF THE RULE WITH THE ECONOMIC IMPACT OF OTHER ALTERNATIVES TO THE RULE, INCLUDING NO RULE ON THE SUBJECT OR A RULE HAVING SEPARATE REQUIREMENTS FOR SMALL BUSINESS:

Not applicable

9. SUFFICIENCY: DESCRIBE HOW THE ANALYSIS WAS CONDUCTED, IDENTIFYING RELEVANT INTERNAL AND/OR EXTERNAL SOURCES OF INFORMATION USED.

AHS has analyzed and evaluated the anticipated costs to be expected from the adoption of this rule. There are no additional costs associated with this rule because

it reflects existing practice and coverage policies for Refugee Medical Assistance in Vermont. There are no alternatives to the adoption of the rule; it is necessary to ensure continued alignment with federal and state guidance and law for covered services and benefits within Vermont's Refugee Medical Assistance program.

Environmental Impact Analysis

Instructions:

In completing the environmental impact analysis, an agency analyzes and evaluates the anticipated environmental impacts (positive or negative) to be expected from adoption of the rule; compares alternatives to adopting the rule; explains the sufficiency of the environmental impact analysis. If no impacts are anticipated, please specify “No impact anticipated” in the field.

Examples of Environmental Impacts include but are not limited to:

- Impacts on the emission of greenhouse gases
- Impacts on the discharge of pollutants to water
- Impacts on the arability of land
- Impacts on the climate
- Impacts on the flow of water
- Impacts on recreation
- Or other environmental impacts

1. TITLE OF RULE FILING:

Refugee Medical Assistance Rule Update

2. ADOPTING AGENCY:

Agency of Human Services

3. GREENHOUSE GAS: *EXPLAIN HOW THE RULE IMPACTS THE EMISSION OF GREENHOUSE GASES (E.G. TRANSPORTATION OF PEOPLE OR GOODS; BUILDING INFRASTRUCTURE; LAND USE AND DEVELOPMENT, WASTE GENERATION, ETC.):*
No impact

4. WATER: *EXPLAIN HOW THE RULE IMPACTS WATER (E.G. DISCHARGE / ELIMINATION OF POLLUTION INTO VERMONT WATERS, THE FLOW OF WATER IN THE STATE, WATER QUALITY ETC.):*
No impact

5. LAND: *EXPLAIN HOW THE RULE IMPACTS LAND (E.G. IMPACTS ON FORESTRY, AGRICULTURE ETC.):*
No impact

6. RECREATION: *EXPLAIN HOW THE RULE IMPACTS RECREATION IN THE STATE:*
No impact

7. **CLIMATE:** *EXPLAIN HOW THE RULE IMPACTS THE CLIMATE IN THE STATE:*
No impact
8. **OTHER:** *EXPLAIN HOW THE RULE IMPACT OTHER ASPECTS OF VERMONT'S ENVIRONMENT:*
No impact
9. **SUFFICIENCY:** *DESCRIBE HOW THE ANALYSIS WAS CONDUCTED, IDENTIFYING RELEVANT INTERNAL AND/OR EXTERNAL SOURCES OF INFORMATION USED.*
This rule has no impact on the environment.

Public Input Maximization Plan

Instructions:

Agencies are encouraged to hold hearings as part of their strategy to maximize the involvement of the public in the development of rules. Please complete the form below by describing the agency's strategy for maximizing public input (what it did do, or will do to maximize the involvement of the public).

This form must accompany each filing made during the rulemaking process:

1. TITLE OF RULE FILING:

Refugee Medical Assistance Rule Update

2. ADOPTING AGENCY:

Agency of Human Services

3. PLEASE DESCRIBE THE AGENCY'S STRATEGY TO MAXIMIZE PUBLIC INVOLVEMENT IN THE DEVELOPMENT OF THE PROPOSED RULE, LISTING THE STEPS THAT HAVE BEEN OR WILL BE TAKEN TO COMPLY WITH THAT STRATEGY:

This proposed rule will be shared with the Refugee and Immigrant Service Providers Network (RISPNet) which is comprised of refugee resettlement agencies, refugee service providers, schools, legislators, municipal representatives, social service agencies, healthcare agencies, legal providers (including Legal Aid) and others connected to providing services to refugees and immigrants in Vermont. The rule was also sent directly to the United States Committee for Refugees and Immigrants (USCRI), Ethiopian Council on Community Development (ECCDC), the Association of Africans Living in Vermont (AALV), Vermont Afghan Alliance (VAA) and Legal Aid.

4. BEYOND GENERAL ADVERTISEMENTS, PLEASE LIST THE PEOPLE AND ORGANIZATIONS THAT HAVE BEEN OR WILL BE INVOLVED IN THE DEVELOPMENT OF THE PROPOSED RULE:

This proposed rule will be shared with the Refugee and Immigrant Service Providers Network (RISPNet) which is comprised of refugee resettlement agencies, refugee

Public Input

service providers, schools, legislators, municipal representatives, social service agencies, healthcare agencies, legal providers (including Legal Aid) and others connected to providing services to refugees and immigrants in Vermont. The rule was also sent directly to the United States Committee for Refugees and Immigrants (USCRI), Ethiopian Council on Community Development (ECDC), the Association of Africans Living in Vermont (AALV), Vermont Afghan Alliance (VAA) and Legal Aid.

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Refugee Medical Assistance Rules

5100 Refugee Medical Assistance ~~(11/01/2019)~~

- a. The purpose of Refugee Medical Assistance (RMA) is to help in the effective resettlement of refugees by providing health coverage to refugees who are not eligible for Medicaid/Dr. Dynasaur.
- b. ~~Refugee Medical Assistance~~ (RMA) is authorized by the Refugee Act of 1980 and the accompanying regulations in 45 CFR Part 400, and Title IV, Chapter 2 of the Immigration and Nationality Act (8 U. S. C. §1522(e)).

Refugee Medical Assistance Rules

5101 Definitions

- a. “Applicant” means an individual applying for RMA benefits.
- b. “Asylee” means an individual who has been granted asylum under section 208 of the Immigration and Nationality Act.
- ~~1.~~ It does not include “applicant for asylum,” ~~which~~ who is someone who has applied for but not been granted asylee status.
- 1.
- a.—c. “Refugee” means an individual who meets the definitions of a refugee under section 101(a) (42) of the Immigration and Nationality Act, and all eligible Office of Refugee Resettlement (ORR) populations.
1. For purposes of this rule, the term “refugee” includes “asylee” as defined above unless specifically designated otherwise and any other eligible category that meets immigration status and identification requirements in 45 CFR, Part 400, Subpart D.
-

5110 Eligibility Requirements (11/01/2019)

a. Any applicant (rule 5101) refugee or asylee may apply for medical assistance through the state or its designated agency at any time, and eligibility must be determined no more than 45 days from the date of application.

a.

~~b.a. "Refugee" means an individual who meets the definitions of a refugee under section 101(a) (42) of the Immigration and Nationality Act.~~

~~e.a. "Asylee" means an individual who has been granted asylum under section 208 of the Immigration and Nationality Act. It does not include "applicant for asylum," which is someone who has applied for but not been granted asylee status.~~

d. Asylees are eligible for all refugee assistance and services beginning on the date they are granted asylum.

~~e.a. For purposes of this rule, the term "refugee" includes "asylee" as defined above unless specifically designated otherwise and any other eligible category that meets immigration status and identification requirements in 45 CFR, Part 400, Subpart D.~~

b. An refugee applicant (rule 5101) must provide documentation of refugee, or asylee, or other eligible status as defined in federal rules before the Vermont Agency of Human Services (AHS) may grant medical assistance.

f.1. It is the responsibility of AHS to document proof of status of the refugee or asylee and keep a copy of supporting documentation on file.

c. AHS will promptly notify the initial local resettlement agency (or local affiliate) which provided the initial resettlement of a refugee whenever the refugee applies for medical assistance.

~~g.~~ d. Any refugee applicant who has not been referred by the local resettlement agency will be counseled advised by AHS to contact the local resettlement agency to access other kinds of assistance. benefit from other kinds of assistance.

Refugee Medical Assistance Rules

5120 Determining Eligibility (11/01/2019)

- a. ~~The Vermont Agency of Human Services (AHS) determines eligibility for medical assistance and administers Medicaid and Refugee Medical Assistance (RMA) benefits.~~
- b. ~~Refugees Applicants may be eligible for RMA if they:~~
1. ~~Are who are~~ not eligible for Medicaid; and
 - (a)2. ~~Meet may be eligible for RMA if they meet~~ the RMA financial and non-financial requirements ~~of RMA~~.
- c. ~~When an refugee applicant applies for medical assistance, AHS must first determine Medicaid eligibility using regulations governing all other Medicaid applicants. for each individual member of the refugee assistance group under Medicaid, using regulations, including those for the medically needy, governing all other Medicaid applicants, and if an individual is eligible, approve Medicaid for that individual.~~
1. If AHS determines that an refugee applicant is not eligible for Medicaid, it must then determine if the individual is eligible for RMA.
- (b)d. Eligibility for RMA ~~services~~ begins on the first day of the month of application.
- e. ~~The period of time in which an applicant is eligible to receive RMA benefits is:~~
1. ~~For refugees (rule 5101), the eligibility period begins on the first day of the month of a refugee's initial date of entry; or~~
 2. ~~For asylees (rule 5101), the eligibility period begins on the first day of the month in which they were granted asylum in accordance.~~
- f. ~~The current RMA eligibility period RMA eligibility period is determined is determined~~ annually by the director of the federal Office of Refugee Resettlement in accordance with 45 CFR §400.211 ~~and begins on the first day of the month of a refugee's initial date of entry.~~
- (e) ~~For asylees, the eligibility period begins on the first day of the month in which they were granted asylum.~~
- (d)g. A refugee who loses Medicaid eligibility because of increased earnings from employment must be transferred to RMA without any further eligibility determination if there is time remaining in the RMA eligibility period.
- (e)h. ~~Individuals A refugee~~ enrolled in RMA receives the same services and coverage as beneficiaries of Medicaid.
- i. A refugee will continue to receive RMA until the end of his or her their RMA eligibility period.
1. Changes in RMA eligibility ~~for benefits~~ require 11 calendar days² advance notice to the beneficiary.

(f)2. At the end of the RMA eligibility period, AHS must determine if the refugee is eligible for Medicaid or other health benefit programs and, if eligible, ~~provide~~ enroll the individual in Medicaid to that individual.

(g)j. When AHS notifies an applicant or enrollee that medical assistance has been granted, denied, or terminated, the notice must specify which the applicable program(s) it applies to, clearly distinguishing between Medicaid/Dr. Dynasaur and RMA.

Refugee Medical Assistance Rules

5121 ~~Non-Financial~~ General Eligibility (11/01/2019)

a. Applicants for RMA must meet each of the following criteria:

(a)

1. Be ineligible for Medicaid under the State's Medicaid State Plan;⁽¹⁾

(1)

2. ~~Have been eligible for~~ Be RMA for fewer months than within the RMA eligibility period;⁽²⁾

(2)

3. Provide the name of the local resettlement agency, if applicable, that resettled ~~them~~ the refugee;⁽³⁾

(3)

4. Meet the RMA financial eligibility standards delineated below in rule 5122;⁽⁴⁾

(4)

~~(5)~~ 5. Meet immigration or asylee-refugee identification status ~~and identification requirements~~ specified at 45 CFR, Part 400, Subpart D, or be dependent children of and part of the same assistance group as applicants meeting these requirements;⁽⁵⁾ and

~~(6)~~ 6. Not be full-time students in institutions of higher learning unless approved by the Sstate as part of an employability plan specified at 45 CFR, Part 400, Subpart F, or part of a plan for an unaccompanied minor, under 45 CFR 400.100 (a)(5).

~~(b)~~ b. All beneficiaries of refugee cash assistance, who are not eligible for Medicaid/Dr. Dynasaur, are automatically eligible for RMA, but there is no requirement for a refugee to apply for or receive refugee cash assistance in order to be found eligible for RMA.

Refugee Medical Assistance Rules

5122 Financial Eligibility ~~(11/01/2019)~~

a. The financial eligibility income limit for RMA is 200% of the Federal Poverty Level (FPL).

b. ~~The Agency of Human Services (AHS)~~ calculates financial eligibility for RMA according to the same standards and procedures for determining financial eligibility for Medicaid (including those for the medically needy) subject to the additional criteria ~~below in this subsection:~~

(a)

1. Modified Adjusted Gross Income (MAGI) methodology is used unless the refugee is 65 years of age or older, blind, or disabled; and-

(1)

2. For refugees 65 years of age or older, blind, or disabled, ~~Medicaid for the Aged, Blind, and Disabled (MABD)~~ non-MAGI methodology is used to calculate financial eligibility for RMA;

(2) _____

(3) ~~Once the financial calculation has been completed, the financial limit for RMA is 200% of the Federal Poverty Level (FPL).~~

c. In determining financial eligibility for the RMA eligibility period, only the income and resources the applicant has on the date of application may be considered.

1. The following are disregarded for all applicants as income and resources:

(b)

i. Any cash assistance payments; and

(1)

(2) ii. Any in-kind services, ~~-including food, clothing or and~~ shelter provided by a sponsor or local resettlement agency.

d. An applicant for RMA with income or resources greater than allowed by the financial eligibility standards must be permitted to spend down ~~medical expenses to 200% FPL~~ in accordance with Medicaid rules.

1. The income spenddown is calculated to 200% of the Federal Poverty Level (FPL).

(e) 2. The resource spenddown is calculated against the Medicaid limit.

e. Any increase in earnings from employment while a refugee is receiving RMA does not affect the refugee's continued medical assistance eligibility.

~~(e)~~

5123 Coverage for Refugees with Employer-Sponsored Health Insurance

~~(e)~~a. When a refugee is covered by employer-sponsored health insurance, any payment of RMA for that individual must be reduced by the amount of the third-party payment.

Refugee Medical Assistance Rules

5130 Limited English Proficiency ~~(11/01/2019)~~

- a. The Agency of Human Services (AHS) provides language assistance services, including translated documents and oral interpretation, free of charge and in a timely manner, when such services are necessary to provide meaningful access to individuals with limited English proficiency.
- b. Vital documents such as notices of assistance granted, denied, or terminated, and decisions and appeal process will be communicated in writing, and will include taglines indicating the availability of language services in the top 15 languages spoken by individuals with limited English proficiency in Vermont.

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Refugee Medical Assistance Rules

5100 Refugee Medical Assistance

- a. The purpose of Refugee Medical Assistance (RMA) is to help in the effective resettlement of refugees by providing health coverage to refugees who are not eligible for Medicaid/Dr. Dynasaur.
- b. RMA is authorized by the Refugee Act of 1980 and the accompanying regulations in 45 CFR Part 400, and Title IV, Chapter 2 of the Immigration and Nationality Act (8 U. S. C. §1522(e)).

Refugee Medical Assistance Rules

5101 Definitions

- a. "Applicant" means an individual applying for RMA benefits.
- b. "Asylee" means an individual who has been granted asylum under section 208 of the Immigration and Nationality Act.
 1. It does not include "applicant for asylum," who is someone who has applied for but not been granted asylee status.
- c. "Refugee" means an individual who meets the definitions of a refugee under section 101(a) (42) of the Immigration and Nationality Act, and all eligible Office of Refugee Resettlement (ORR) populations.
 1. For purposes of this rule, the term "refugee" includes "asylee" as defined above unless specifically designated otherwise and any other eligible category that meets immigration status and identification requirements in 45 CFR, Part 400, Subpart D.

5110 Eligibility Requirements

- a. Any applicant (rule 5101) may apply for medical assistance through the state or its designated agency at any time, and eligibility must be determined no more than 45 days from the date of application.
- b. An applicant (rule 5101) must provide documentation of refugee, asylee, or other eligible status before the Vermont Agency of Human Services (AHS) may grant medical assistance.
 1. It is the responsibility of AHS to document proof of status of the refugee or asylee and keep a copy of supporting documentation on file.
- c. AHS will promptly notify the initial resettlement agency (or local affiliate) whenever the refugee applies for medical assistance.
- d. Any applicant who has not been referred by the local resettlement agency will be advised by AHS to contact the local resettlement agency to access other kinds of assistance.

Refugee Medical Assistance Rules

5120 Determining Eligibility

- a. AHS determines eligibility for RMA.
- b. Applicants may be eligible for RMA if they:
 1. Are not eligible for Medicaid; and
 2. Meet the RMA financial and non-financial requirements.
- c. When an applicant applies for medical assistance, AHS must first determine Medicaid eligibility using regulations governing all other Medicaid applicants.
 1. If AHS determines that an applicant is not eligible for Medicaid, it must then determine if the individual is eligible for RMA.
- d. Eligibility for RMA begins on the first day of the month of application.
- e. The period of time in which an applicant is eligible to receive RMA benefits is:
 1. For refugees (rule 5101), the eligibility period begins on the first day of the month of a refugee's initial date of entry; or
 2. For asylees (rule 5101), the eligibility period begins on the first day of the month in which they were granted asylum in accordance.
- f. The current RMA eligibility period is determined annually by the director of the federal Office of Refugee Resettlement in accordance with 45 CFR §400.211.
- g. A refugee who loses Medicaid eligibility because of increased earnings from employment must be transferred to RMA without any further eligibility determination if there is time remaining in the RMA eligibility period.
- h. A refugee enrolled in RMA receives the same services and coverage as beneficiaries of Medicaid.
- i. A refugee will continue to receive RMA until the end of their RMA eligibility period.
 1. Changes in RMA eligibility require 11 calendar days advance notice to the beneficiary.
 2. At the end of the RMA eligibility period, AHS must determine if the refugee is eligible for Medicaid or other health benefit programs and, if eligible, enroll the individual in Medicaid.
- j. When AHS notifies an applicant or enrollee that medical assistance has been granted, denied, or terminated, the notice must specify the applicable program(s).

Refugee Medical Assistance Rules

5121 General Eligibility

- a. Applicants for RMA must meet each of the following criteria:
1. Be ineligible for Medicaid under the State's Medicaid State Plan;
 2. Be within the RMA eligibility period;
 3. Provide the name of the local resettlement agency, if applicable, that resettled the refugee;
 4. Meet the RMA financial eligibility standards delineated in rule 5122;
 5. Meet immigration or refugee identification status specified at 45 CFR, Part 400, Subpart D, or be dependent children of and part of the same assistance group as applicants meeting these requirements; and
 6. Not be full-time students in institutions of higher learning unless approved by the State as part of an employability plan specified at 45 CFR, Part 400, Subpart F, or part of a plan for an unaccompanied minor, under 45 CFR 400.100 (a)(5).
- b. All beneficiaries of refugee cash assistance, who are not eligible for Medicaid/Dr. Dynasaur, are automatically eligible for RMA, but there is no requirement for a refugee to apply for or receive refugee cash assistance in order to be found eligible for RMA.

Refugee Medical Assistance Rules

5122 Financial Eligibility

- a. The financial eligibility income limit for RMA is 200% of the Federal Poverty Level (FPL).
- b. AHS calculates financial eligibility for RMA according to the same standards and procedures for determining financial eligibility for Medicaid (including those for the medically needy) subject to the additional criteria below:
 1. Modified Adjusted Gross Income (MAGI) methodology is used unless the refugee is 65 years of age or older, blind, or disabled; and
 2. For refugees 65 years of age or older, blind, or disabled, non-MAGI methodology is used to calculate financial eligibility for RMA;
- c. In determining financial eligibility for the RMA eligibility period, only the income and resources the applicant has on the date of application may be considered.
 1. The following are disregarded for all applicants as income and resources:
 - i. Any cash assistance payments; and
 - ii. Any in-kind services, including food, clothing or shelter provided by a sponsor or local resettlement agency.
- d. An applicant for RMA with income or resources greater than allowed by the financial eligibility standards must be permitted to spend down in accordance with Medicaid rules.
 1. The income spenddown is calculated to 200% of the Federal Poverty Level (FPL).
 2. The resource spenddown is calculated against the Medicaid limit.
- e. Any increase in earnings from employment while a refugee is receiving RMA does not affect the refugee's continued medical assistance eligibility.

5123 Coverage for Refugees with Employer-Sponsored Health Insurance

- a. When a refugee is covered by employer-sponsored health insurance, any payment of RMA for that individual must be reduced by the amount of the third-party payment.

Refugee Medical Assistance Rules

5130 Limited English Proficiency

- a. The Agency of Human Services (AHS) provides language assistance services, including translated documents and oral interpretation, free of charge and in a timely manner, when such services are necessary to provide meaningful access to individuals with limited English proficiency.
- b. Vital documents such as notices of assistance granted, denied, or terminated, and decisions and appeal process will be communicated in writing, and will include taglines indicating the availability of language services in the top 15 languages spoken by individuals with limited English proficiency in Vermont.

The Vermont Statutes Online

The Statutes below include the actions of the 2025 session of the General Assembly.

NOTE: The Vermont Statutes Online is an unofficial copy of the Vermont Statutes Annotated that is provided as a convenience.

Title 3 : Executive

Chapter 025 : Administrative Procedure

Subchapter 001 : GENERAL PROVISIONS

(Cite as: 3 V.S.A. § 801)

§ 801. Short title and definitions

(a) This chapter may be cited as the “Vermont Administrative Procedure Act.”

(b) As used in this chapter:

(1) “Agency” means a State board, commission, department, agency, or other entity or officer of State government, other than the Legislature, the courts, the Commander in Chief, and the Military Department, authorized by law to make rules or to determine contested cases.

(2) “Contested case” means a proceeding, including but not restricted to rate-making and licensing, in which the legal rights, duties, or privileges of a party are required by law to be determined by an agency after an opportunity for hearing.

(3) “License” includes the whole or part of any agency permit, certificate, approval, registration, charter, or similar form of permission required by law.

(4) “Licensing” includes the agency process respecting the grant, denial, renewal, revocation, suspension, annulment, withdrawal, or amendment of a license.

(5) “Party” means each person or agency named or admitted as a party, or properly seeking and entitled as of right to be admitted as a party.

(6) “Person” means any individual, partnership, corporation, association, governmental subdivision, or public or private organization of any character other than an agency.

(7) “Practice” means a substantive or procedural requirement of an agency, affecting one or more persons who are not employees of the agency, that is used by the agency in the discharge of its powers and duties. The term includes all such requirements, regardless of whether they are stated in writing.

(8) “Procedure” means a practice that has been adopted in writing, either at the election of the agency or as the result of a request under subsection 831(b) of this

title. The term includes any practice of any agency that has been adopted in writing, whether or not labeled as a procedure, except for each of the following:

(A) a rule adopted under sections 836-844 of this title;

(B) a written document issued in a contested case that imposes substantive or procedural requirements on the parties to the case;

(C) a statement that concerns only:

(i) the internal management of an agency and does not affect private rights or procedures available to the public;

(ii) the internal management of facilities that are secured for the safety of the public and the individuals residing within them; or

(iii) guidance regarding the safety or security of the staff of an agency or its designated service providers or of individuals being provided services by the agency or such a provider;

(D) an intergovernmental or interagency memorandum, directive, or communication that does not affect private rights or procedures available to the public;

(E) an opinion of the Attorney General; or

(F) a statement that establishes criteria or guidelines to be used by the staff of an agency in performing audits, investigations, or inspections, in settling commercial disputes or negotiating commercial arrangements, or in the defense, prosecution, or settlement of cases, if disclosure of the criteria or guidelines would compromise an investigation or the health and safety of an employee or member of the public, enable law violators to avoid detection, facilitate disregard of requirements imposed by law, or give a clearly improper advantage to persons that are in an adverse position to the State.

(9) "Rule" means each agency statement of general applicability that implements, interprets, or prescribes law or policy and that has been adopted in the manner provided by sections 836-844 of this title.

(10) "Incorporation by reference" means the use of language in the text of a regulation that expressly refers to a document other than the regulation itself.

(11) "Adopting authority" means, for agencies that are attached to the Agencies of Administration, of Commerce and Community Development, of Natural Resources, of Human Services, and of Transportation, or any of their components, the secretaries of those agencies; for agencies attached to other departments or any of their components, the commissioners of those departments; and for other agencies, the chief officer of the agency. However, for the procedural rules of boards with quasi-judicial powers, for the Transportation Board, for the Vermont Veterans' Memorial Cemetery Advisory Board, and for the Fish and Wildlife Board, the chair or executive secretary of the board shall be the adopting authority. The Secretary of State shall be the adopting authority for the Office of Professional Regulation.

(12) “Small business” means a business employing no more than 20 full-time employees.

(13)(A) “Arbitrary,” when applied to an agency rule or action, means that one or more of the following apply:

(i) There is no factual basis for the decision made by the agency.

(ii) The decision made by the agency is not rationally connected to the factual basis asserted for the decision.

(iii) The decision made by the agency would not make sense to a reasonable person.

(B) The General Assembly intends that this definition be applied in accordance with the Vermont Supreme Court’s application of “arbitrary” in *Beyers v. Water Resources Board*, 2006 VT 65, and *In re Town of Sherburne*, 154 Vt. 596 (1990).

(14) “Guidance document” means a written record that has not been adopted in accordance with sections 836-844 of this title and that is issued by an agency to assist the public by providing an agency’s current approach to or interpretation of law or describing how and when an agency will exercise discretionary functions. The term does not include the documents described in subdivisions (8)(A) through (F) of this section.

(15) “Index” means a searchable list of entries that contains subjects and titles with page numbers, hyperlinks, or other connections that link each entry to the text or document to which it refers. (Added 1967, No. 360 (Adj. Sess.), § 1, eff. July 1, 1969; amended 1981, No. 82, § 1; 1983, No. 158 (Adj. Sess.), eff. April 13, 1984; 1985, No. 56, § 1; 1985, No. 269 (Adj. Sess.), § 4; 1987, No. 76, § 18; 1989, No. 69, § 2, eff. May 27, 1989; 1989, No. 250 (Adj. Sess.), § 88; 2001, No. 149 (Adj. Sess.), § 46, eff. June 27, 2002; 2017, No. 113 (Adj. Sess.), § 3; 2017, No. 156 (Adj. Sess.), § 2.)



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Deadline For Public Comment

Deadline: Apr 10, 2026

The deadline for public comment has expired. Contact the agency or primary contact person listed below for assistance.

Rule Details

Rule Number:	26P004
Title:	Refugee Medical Assistance Rule Update.
Type:	Standard
Status:	Proposed
Agency:	Agency of Human Services
Legal Authority:	3 V.S.A. § 801(b)(11)
Summary:	<p>This proposed rulemaking amends the Refugee Medical Assistance rule which was last amended effective November 1, 2019. This proposed rule establishes criteria and process used to determine eligibility and provide coverage under the Refugee Medical Assistance program. Updates to this rule are strictly formal, adopting the federal APA outline standard, as required for implementation within the Agency's upcoming eligibility and enrollment technology system. There are no substantive changes to this rule.</p>
Persons Affected:	<p>Refugees; U.S. Committee for Refugees and Immigrants local field office; Eligibility and enrollment assisters, including agents and brokers; health care providers; Advocacy and community-based organizations that represent or serve refugees, including the Refugee & Immigrant Service Provider Network; and Agency of Human Services including its departments.</p>

Economic Impact: There are no additional costs associated with this rule because the amendments largely reflect existing practice and coverage policies for Refugee Medical Assistance in Vermont.

Posting date: Mar 04,2026

Hearing Information

Information for Hearing # 1

Hearing date: 04-03-2026 09:00 AM [ADD TO YOUR CALENDAR](#)

Location: Waterbury State Office Complex, Building A

Address: 280 State Drive

City: Waterbury

State: VT

Zip: 05671

Hearing Notes: Also virtually via MS Teams at: <https://teams.microsoft.com/meet/2817044939209?p19hARI6hD5dpHtGPbN>

Information for Hearing # 2

Hearing date: 04-03-2026 09:00 AM [ADD TO YOUR CALENDAR](#)

Location: Virtually via MS Teams

Address: <https://teams.microsoft.com/meet/2817044939209?p19hARI6hD5dpHtGPbN>

City: n/a

State: VT

Zip: n/a

Hearing Notes: Virtually via MS Teams at: <https://teams.microsoft.com/meet/2817044939209?p19hARI6hD5dpHtGPbN>

Contact Information

Information for Primary Contact

PRIMARY CONTACT PERSON - A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE.

Level: Primary

Name: Tracy Dolan

Agency: Agency of Human Services

Address: 280 State Drive, Center Building

City: Waterbury

State: VT

Zip: 05676

Telephone: 802-233-1117

Fax: 802-241-0450

Email: Tracy.Dolan@vermont.gov

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Website Address: <https://humanservices.vermont.gov/rules-policies/health-care-rules>

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Information for Secondary Contact

SECONDARY CONTACT PERSON - A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON.

Level: Secondary
Name: Gabriel Epstein
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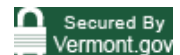
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Refugee Resettlement
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Vermont Lawyer (hunter.press.vermont@gmail.com)	Attn: Will Hunter
VT Digger (legals@vtdigger.org)	Attn: Legals

FROM: APA Coordinator, VSARA

Date of Fax: June 18, 2026

RE: The "Proposed State Rules " ad copy to run on

March 12, 2026

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If you have questions, or if the printing schedule of your paper is disrupted by holiday etc. please contact VSARA at 802-828-3700, or E-Mail sos.statutoryfilings@vermont.gov, Thanks.

PROPOSED STATE RULES

By law, public notice of proposed rules must be given by publication in newspapers of record. The purpose of these notices is to give the public a chance to respond to the proposals. The public notices for administrative rules are now also available online at <https://secure.vermont.gov/SOS/rules/>. The law requires an agency to hold a public hearing on a proposed rule, if requested to do so in writing by 25 persons or an association having at least 25 members.

To make special arrangements for individuals with disabilities or special needs please call or write the contact person listed below as soon as possible.

To obtain further information concerning any scheduled hearing(s), obtain copies of proposed rule(s) or submit comments regarding proposed rule(s), please call or write the contact person listed below. You may also submit comments in writing to the Legislative Committee on Administrative Rules, State House, Montpelier, Vermont 05602 (802-828-2231).

Refugee Medical Assistance Rule Update.

Vermont Proposed Rule: 26P004

AGENCY: Agency of Human Services

CONCISE SUMMARY: This proposed rulemaking amends the Refugee Medical Assistance rule which was last amended effective November 1, 2019. This proposed rule establishes criteria and process used to determine eligibility and provide coverage under the Refugee Medical Assistance program. Updates to this rule are strictly formal, adopting the federal APA outline standard, as required for implementation within the Agency's upcoming eligibility and enrollment technology system. There are no substantive changes to this rule.

FOR FURTHER INFORMATION, CONTACT: Tracy Dolan, Agency of Human Services, 280 State Drive, Center Building Waterbury VT 05676 Tel: 802-233-1117 Fax: 802-241-0450 E-Mail: Tracy.Dolan@vermont.gov URL: <https://humanservices.vermont.gov/rules-policies/health-care-rules>.

FOR COPIES: Gabriel Epstein, Agency of Human Services, 280 State Drive, Center Building, Waterbury VT 05676 Tel: 802-585-5925 Fax: 802-241-0450 E-Mail: gabriel.epstein@vermont.gov.

Third Party Liability.

Vermont Proposed Rule: 26P005

AGENCY: Agency of Human Services

CONCISE SUMMARY: This rule, Medicaid Covered Services Rule 7108 Third Party Liability, is being amended to remove the estate recovery language and adopt that language into a new rule. Estate recovery is a federal requirement for states to recover certain Medicaid benefits paid on behalf of a Medicaid enrollee from the individual's estate. This rule is not being amended other than to remove the estate recovery section.

FOR FURTHER INFORMATION, CONTACT: Beth Quill, Agency of Human Services (AHS), Department of Vermont Health Access (DVHA) 280 State Drive, Waterbury, VT 05671-1000 Tel: 802-585-5415 Fax: 802-241-0260 E-Mail: Beth.Quill@vermont.gov URL: <https://humanservices.vermont.gov/rules-policies/health-care-rules/health-care-administrative-rules-hcar>.

FOR COPIES: Susan Coburn, Agency of Human Services, 280 State Drive, Waterbury, VT, 05671-1000 Tel: 802-578-9412 Fax: 802-241-0450 E-Mail: Susan.Coburn@vermont.gov.

Estate Recovery.

Vermont Proposed Rule: 26P006

AGENCY: Agency of Human Services

CONCISE SUMMARY: This new rule, "Estate Recovery," outlines the Medicaid Estate Recovery Procedure. Estate recovery is a federal requirement for states to recover certain Medicaid benefits paid on behalf of a Medicaid enrollee from the individual's estate. The rule needs to be updated to be added to the Health Care Administrative Rules (HCAR). The rule amends the estate recovery provisions from Medicaid Covered Services Rule 7108 "Third Party Liability". The amendments in this new rule include adding a definitions section for clarity and increasing the undue hardship estate value threshold.

FOR FURTHER INFORMATION, CONTACT: Beth Quill, Agency of Human Services (AHS), Department of Vermont Health Access (DVHA) 280 State Drive, Waterbury, VT 05671-1000 Tel: 802-585-5415 Fax: 802-241-0260 E-Mail: Beth.Quill@vermont.gov URL: <https://humanservices.vermont.gov/rules-policies/health-care-rules/health-care-administrative-rules-hcar>.

FOR COPIES: Susan Coburn, Agency of Human Services, 280 State Drive, Waterbury, VT, 05671-1000 Tel: 802-578-9412 Fax: 802-241-0450 E-Mail: Susan.Coburn@vermont.gov.
