



# STATE OF CONNECTICUT

DEPARTMENT OF SOCIAL SERVICES

55 FARMINGTON AVENUE • HARTFORD, CONNECTICUT 06105

## DEPARTMENT OF SOCIAL SERVICES

### Notice of Intent to Adopt Regulations

#### **DSS Regulation 21-02 (PR2021-045) – Requirements for Payment of Chiropractic Services – Removing Coverage Exclusion for Initial Visit**

In accordance with section 4-168(a) of the Connecticut General Statutes, the Department of Social Services (DSS) gives notice that pursuant to the authority of sections 17b-3 and 17b-262 of the Connecticut General Statutes, the Department intends to amend the Regulations of Connecticut State Agencies to update the regulation concerning payment for chiropractic services to remove the exclusion of coverage for the initial visit. A description of the proposed regulation, a statement of the purposes for which it is proposed, and information concerning when, where, and how interested parties may present views on and obtain copies of the proposed regulation is provided below.

#### **1. Description of the Proposed Regulation**

The proposed regulation updates the chiropractic services regulation (section 17b-262-540 of the Regulations of Connecticut State Agencies) to remove the exclusion of coverage for the initial visit.

#### **2. Statement of Purpose**

The purpose of this regulation is to update the department's regulations regarding payment to chiropractors.

##### **(A) The problems, issues or circumstances that the regulation proposes to address:**

Pursuant to Section 331 of Public Act 21-2 of the June 2021 special session, DSS reinstated Medicaid coverage for chiropractic services effective October 1, 2021. The current DSS chiropractic services regulation, however, prohibits coverage for an initial chiropractor visit for exam and diagnosis. Based on stakeholder feedback in connection with the restoration of coverage and after additional review, DSS has determined that this coverage exclusion should be removed in order to facilitate the provision of the initial exam necessary for chiropractors to ensure proper diagnosis and treatment planning.

**(B) The main provisions of the regulation:** This regulation removes the prohibition on coverage for an initial chiropractic visit for exam and diagnosis.

**(C) The legal effects of the regulation, including all of the ways that the regulation would change existing regulations or other laws:** This regulation removes the coverage exclusion detailed above.

**3. Statutory Authority for the Proposed Regulation**

The statutory authority for the proposed regulation is sections 17b-3 and 17b-262 of the Connecticut General Statutes.

**4. Public Comment Period**

Public comments must be submitted during the time period from October 20, 2022 through November 21, 2022.

**5. Procedure for Submitting Public Comments**

Interested persons may send the Department written comments about this regulation during the public comment period listed in Item 4 above using one of the following methods:

- (A) Online at the Connecticut eRegulations System, <https://eregulations.ct.gov/eRegsPortal/>. Select “Open for Public Comment” then select this regulation or search for this regulation (PR2021-045) on the Connecticut eRegulations System. Then follow instructions for submitting comments;
- (B) Email: [joel.norwood@ct.gov](mailto:joel.norwood@ct.gov); or
- (C) U.S. Mail or Express Delivery Service to: Department of Social Services, Office of Legal Counsel, Regulations and Administrative Hearings, 55 Farmington Avenue, Hartford, Connecticut, 06105, Attention: Joel Norwood, Staff Attorney.

When submitting comments and other correspondence, please reference “DSS Regulation 21-02 (PR2021-045) – Requirements for Payment of Chiropractic Services – Removing Coverage Exclusion for Initial Visit”.

DSS will hold a public hearing on the proposed regulation if requested by fifteen persons, by a governmental subdivision or agency or by an association having not less than fifteen members, if notice of the request is received by the agency not later than fourteen days after the date of posting of this public notice by DSS on the eRegulations System.

**6. Procedure(s) for Obtaining Copies of the Proposed Regulations and Related Documents**

This regulation and related documents (including the fiscal note and small business impact statement) are posted to the Connecticut eRegulations System

<https://eregulations.ct.gov/eRegsPortal/>, select “Regulations in Progress”, then select Department of Social Services – “Requirements for Payment of Chiropractic Services – Removing Coverage Exclusion for Initial Visit” or search for this regulation (PR2021-045) on the Connecticut eRegulations System.

**7. Agency Contact for Questions**

For any procedural questions or to obtain a copy of the complete text of this regulation, fiscal note, and other related documents (in addition to the methods described in Item 6 above), please email: [joel.norwood@ct.gov](mailto:joel.norwood@ct.gov) or write to: Department of Social Services, Office of Legal Counsel, Regulations and Administrative Hearings, 55 Farmington Avenue, Hartford, Connecticut 06105, Attention: Joel Norwood, Staff Attorney.