




COMMONWEALTH of VIRGINIA
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MEMORANDUM

TO: **BRIAN MCCORMICK**
Regulatory and Manual Section Manager
Department of Medical Assistance Services

FROM: **ELIZABETH M. GUGGENHEIM** 
Assistant Attorney General

DATE: **May 16, 2014**

SUBJECT: **Proposed Regulations concerning Enhanced Ambulatory Patient Group
Out Patient Hospital Reimbursement Methodology (12 VAC 30-80-20,
36, and 40)**

I have reviewed the proposed regulations concerning Enhanced Ambulatory Patient Group Out Patient Hospital Reimbursement Methodology. Based on my review, DMAS has the authority to promulgate these regulations, subject to compliance with the provisions of Article 2 of the Administrative Process Act and has not exceeded that authority.

Virginia Code §§ 32.1-324 and 32.1-325 grant to the Board of Medical Assistance Services the authority to administer and amend the plan for Medical Assistance and authorizes the Director of DMAS to administer and amend the plan for Medical Assistance according to the Board's requirements. The authority for these proposed regulations derives from Item 307 XX of the 2013 *Acts of the Assembly* (Chapter 806).

If you have any questions or need additional information, please feel free to contact me at 786-2071.

cc: Kim F. Piner
Senior Assistant Attorney General