



INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) MINUTES

Meeting Date/Location: June 18, 2018, Pavilion Building, 5th floor conference room, 109 State Street, Montpelier, VT 05609

Members Present: Dirk Anderson, Diane Bothfeld, Jennifer Mojo, John Kessler, and Steve Knudson as Acting Chair

Members Absent: Chair Brad Ferland, Ashley Berliner, Matt Langham and Clare O'Shaughnessy

Minutes By: Melissa Mazza-Paquette

- 2:00 p.m. meeting called to order, welcome and introductions.
- Review and approval of minutes from the May 14, 2018 meeting.
- No additions/deletions to agenda.
 - Motion made to accept the agenda as drafted by Diane Bothfeld, seconded by John Kessler, and passed unanimously.
- No public comments made.
- Presentation of Proposed Rules on pages 2-9 to follow.
 1. Health Care Administrative Rules Definitions, Agency of Human Services, page 2
 2. Home Health Agency Services, Agency of Human Services, page 3
 3. Durable Medicaid Equipment, Agency of Human Services, page 4
 4. Wheelchairs, Mobility Devices, and Seating Systems, Agency of Human Services, page 5
 5. Telemonitoring Repeal, Agency of Human Services, page 6
 6. Telehealth, Agency of Human Services, page 7
 7. Organization and Rules of Procedure, Department of Taxes, page 8
 8. Vermont Sales and Use Tax Regulations, Department of Taxes, page 9
- Next scheduled meeting is July 9, 2018 at 2:00 p.m.
- 2:55 p.m. meeting adjourned

**Proposed Rule: Health Care Administrative Rules Definitions, Agency of Human Services
Presented by: Susan Colburn**

Motion made to accept the rule by Dirk Anderson, seconded by John Kessler, and passed unanimously with the following recommendations.

1. Proposed Rule Coversheet, page 4, #14: Add 'Durable medical equipment (DME)'.
2. Incorporation by Reference Statement, page 2, #4: Include a phone number(s) if available.

Proposed Rule: Home Health Agency Services, Agency of Human Services
Presented by: Susan Colburn

Motion made to accept the rule as presented by Diane Bothfeld, seconded by John Kessler, and passed unanimously with no recommendations presented.

Proposed Rule: Durable Medicaid Equipment, Agency of Human Services
Presented by: Susan Colburn

Motion made to accept the rule as presented by John Kessler, seconded by Jennifer Mojo, and passed unanimously with no recommendations presented.

**Proposed Rule: Wheelchairs, Mobility Devices, and Seating Systems, Agency of Human Services
Presented by: Susan Colburn**

Motion made to accept the rule as presented by Diane Bothfeld, seconded by Dirk Anderson, and passed unanimously with no recommendations presented.

Proposed Rule: Telemonitoring Repeal, Agency of Human Services
Presented by: Susan Colburn

Motion made to accept the rule to repeal as presented by Diane Bothfeld, seconded by John Kessler, and passed unanimously with no recommendations presented.

Proposed Rule: Telehealth, Agency of Human Services
Presented by: Susan Colburn

Motion made to accept the rule by Dirk Anderson, seconded by Diane Bothfeld, and passed unanimously with the following recommendation.

1. Economic Impact Statement, page 2, #3: Change the language to reflect that this is a new rule and not an amendment as currently stated.

Proposed Rule: Organization and Rules of Procedure, Department of Taxes
Presented by: Will Baker and Douglas Farnham

Motion made to accept the rule by Diane Bothfeld, seconded by John Kessler, and passed unanimously with the following recommendations.

1. Proposed Rule Coversheet, page 3, #6: Change the word 'holding' to 'hold'.
2. Proposed Rule Coversheet, pages 3-4, #11, 12 and 13: Suggestion to hold at least one hearing.
3. Proposed Rule Coversheet, page 4, #14: Add 'online filing'.
4. Economic Impact Statement, page 2, #3: Change the word 'procedures' to 'provides'.
5. Economic Impact Statement, pages 2-3, #4 and 7: Please answer the questions as appropriate (i.e. 'None', 'No Impact' ...).
6. Economic Impact Statement, page 2, #5: Expand upon the slight reduction in costs by filing online (i.e. free service, no stamps required, paper reduction, etc.).
7. Public Input Statement, #3: Include outside meeting (such as the Vermont Bar Association, etc.).
8. Public Input Statement, #4: Include reach out to trade groups.
9. Scientific Information Statement: Not required to file if not applicable.
10. Incorporation by Reference Statement: Not required to file if not applicable.
11. Annotated Text, Rule 1 (b): If appropriate, clarify who can register to access the system.
12. Annotated Text, Rule 1 (d), 2nd sentence: Change the word 'it' to 'the Department', so it reads "From time to time the Department issues technical...".
13. Annotated Text, Rule 6 (a): If applicable, define if there is any acknowledgement of receipt confirmation.

Proposed Rule: Vermont Sales and Use Tax Regulations, Department of Taxes
Presented by: Will Baker and Douglas Farnham

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

1. Proposed Rule Coversheet, pages 3-4, #11, 12 and 13: Suggestion to hold at least one hearing.
2. Economic Impact Statement, pages 2-3, #4 and 7: Please answer the questions as appropriate (i.e. 'None', 'No Impact' ...).
3. Public Input Statement, #3: Include the reach out that occurred.
4. Public Input Statement, #4: Include the Vermont Bar Associations, tax preparers, and accountant associations.
5. Scientific Information Statement: Not required to file if not applicable.
6. Incorporation by Reference Statement: Not required to file if not applicable.
7. Annotated Text, page 22, Reg. §1.9711, 3rd line: Add a space between the words 'used' and 'in'.
8. Annotated Text, pages 41 and 43 (and any other pages if necessary): Change the spelling of 'predominately' to 'predominantly'.
9. Annotated Text, page 51 B, 3rd line of underlined text: Change the word 'receive' to 'received'.
10. Annotated Text, page 51 B3, 1st line of underlined text: Change the word 'state' to 'stated'.
11. Annotated Text, page 65 F: Determine whether the 'Local Option Sales Tax' should be capitalized or not and be consistent throughout.