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*Kristin L. Clouser, Secretary*

## INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) AGENDA Monday, November 13, 2023, 2:00 p.m.

To attend virtually via Microsoft Teams, please [click here to join the meeting](#) for full meeting audio and visual. If you require a call-in option to participate (e.g., computer does not have a microphone), dial 802-828-7667 and enter Phone Conference ID: 106 522 523#.

Physical meeting location suspended until July 1, 2024 due to [Open Meeting Law temporary provisions](#).

- Welcome
- Review and approval of the [minutes](#) from the October 9, 2023 meeting
- Note any additions or deletions from the agenda
- Note the following emergency rules were supported by ICAR Chair:
  - On 10/23/23: Emergency Housing Transition Benefit, by the Agency of Human Services, Department for Children and Families
    - This emergency rule is necessary to continue providing emergency housing assistance in accordance with Act 81.
    - Act 81 established an emergency housing transition benefit that provides continued housing in a hotel or motel for households that were housed through the pandemic-era General Assistance Emergency Housing Program as of June 30, 2023. Under Act 81, the transition benefit ends April 1, 2024. This emergency rule maintains the eligibility criteria initially established in 23-E05, with the following changes: 1) language clarifying that a household must accept and maintain a hotel or motel housing placement for the duration of the eligibility reassessment period to maintain eligibility for the transition benefit; 2) not including “upon expiration of the eligibility reassessment period” from rule 2652.5(D)(i) to align with the requirement in Act 81 that eligibility terminate upon noncompliance with the criteria established in the Act; 3) new definition of misconduct; 4) language addressing hospital-level care and short-term alternative housing placements; and 5) language addressing notice and appeal rights.
  - On 10/23/23: Expansion of Eligibility Criteria for Temporary Housing Assistance, by the Agency of Human Services, Department for Children and Families
    - This emergency rule is necessary to continue providing temporary housing assistance to families with children under 18 years of age and calculating the income contribution based on average or current daily motel rate.
    - Temporary housing assistance under the General Assistance program provides up to 84 or 28 days of housing in a hotel or motel. Households that are without housing due to a catastrophic situation may be eligible for up to 84 days. Households that are ineligible under catastrophic criteria may be eligible for up to 28 days if the household has a



member belonging to a vulnerable population. This rule maintains categorical eligibility for 28 days of housing for families with children under 18 years of age or who are 18 or 19 years of age and attending school, as initially established in 23-E05. This rule also maintains the update to the basic needs standard chart in rule 2652.4 and the methodology for calculating the 30 percent income contribution in rule 2652.4, as initially established in 23-E05. This rule adds language addressing lodging licensing violations. Criteria related to the Act 81 transition benefit are not included in this rule and will be included in a separate emergency rule.

- Public comment
- Presentation of the following proposed rules:
  - 1) Rules Governing Medications for Opioid Use Disorder, Department of Health
    - a) This rule establishes the requirements for providers treating patients with opioid use disorder (OUD). On December 29, 2022, Congress eliminated the federal requirement for healthcare providers who dispense medication for opioid use disorder to obtain an "X Waiver" prior to dispensing buprenorphine and ended the program that issued those waivers. However, the legislation does not impact current state regulations; the current (non-emergency) Vermont MOUD regulations still require providers to obtain this X Waiver (which is no longer obtainable) in order to dispense buprenorphine to treat substance use disorder. This rule eliminates the X Waiver requirements. Doing so will ensure Vermont's MOUD regulations do not inhibit access to MOUD providers by those in need. The rule also aligns telehealth requirements with federal law. Finally, a number of clarifications, terminology updates, and formatting changes were made.
  - 2) General Assistance Temporary Housing Assistance, Department for Children and Families
    - a) Temporary housing assistance under the General Assistance program provides up to 84 or 28 days of housing in a hotel or motel. Households that are without housing due to a catastrophic situation may be eligible for up to 84 days. Households that are ineligible under catastrophic criteria may be eligible for up to 28 days if the household has a member belonging to a vulnerable population. This rule maintains categorical eligibility for 28 days of housing for families with children under 18 years of age or who are 18 or 19 years of age and attending school, as initially established in 23-E05. This rule also maintains the update to the basic needs standard chart in rule 2652.4 and the methodology for calculating the 30 percent income contribution in rule 2652.4, as initially established in 23-E05. This rule adds language authorizing the withholding payment to motel housing providers due to lodging licensing violations.
  - 3) Regulations for Lead Control, Agency of Human Services, Department of Health
    - a) The rule provides the requirements for work practices, licensing, and training for lead-based paint activities and renovation, repair, painting and maintenance activities to prevent the creation of lead hazards that cause lead poisoning. This rulemaking proposes the following changes:
      - i) Amends the information required by the Department from the owners of rental target housing to obtain RRPM firm licenses to work on their own properties. Specifically, the requirement for liability insurance has been removed.
      - ii) Amends the activities licensed owners of rental target housing can conduct when doing RRPM activities on their own properties.
      - iii) Amends items to be consistent with federal law, including adding a hands-on component to the training requirement for a lead-safe RRPM refresher training and adding the definition for a "Dry disposable cleaning cloth."
      - iv) Amends the training requirements for lead-based paint inspectors to be consistent with other states.



4) Vermont Fire Service Training Council Rules and Policies, Vermont Fire Service Training Council  
a) The Vermont Fire Service Training Council is statutorily authorized to adopt rules pertaining to minimum fire service training requirements, standards for approval of courses, issuance of certifications, revocation of certifications, recertification requirements, and waivers related to the training requirements for firefighters.

- Other business
- Next meeting date: Monday, December 11, 2023 at 2:00 p.m.
- Adjournment

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