

BEFORE THE COMMISSIONER OF SECURITIES AND INSURANCE
OFFICE OF THE MONTANA STATE AUDITOR

In the matter of the transfer of ARM) NOTICE OF TRANSFER
Title 37, chapter 108, subchapter 2)
pertaining to Network Adequacy for)
Managed Care Plans)

TO: All Concerned Persons

1. The Department of Public Health and Human Services (DPHHS) transfers the above-stated rules to the Commissioner of Securities and Insurance, Office of the Montana State Auditor (CSI), in ARM Title 6, chapter 6, subchapter 88.

2. This transfer is required because House Bill 156, Sections 38 through 53, 68th Legislature (2023), transferred from DPHHS to the CSI the administrative function and responsibilities related to ensuring compliance with standards for network adequacy for managed care.

3. The transferred rules are assigned the following numbers under the CSI:

<u>OLD</u>	<u>NEW</u>	
37.108.201	6.6.8801	DEFINITIONS
37.108.205	6.6.8805	ACCESS PLAN FILING AND REVIEW GUIDELINES
37.108.206	6.6.8806	ACCESS PLAN UPDATES
37.108.207	6.6.8807	ACCESS PLAN SPECIFICATIONS
37.108.208	6.6.8808	ACCESS CRITERIA
37.108.214	6.6.8814	MANDATORY COVERAGE
37.108.215	6.6.8815	PROVIDER-ENROLLEE RATIO REQUIREMENTS
37.108.216	6.6.8816	VERIFICATION OF PROVIDER CREDENTIALS
37.108.219	6.6.8819	GEOGRAPHIC ACCESS CRITERIA
37.108.220	6.6.8820	EXCEPTIONS TO GEOGRAPHIC ACCESS CRITERIA
37.108.221	6.6.8821	SERVICE AREAS
37.108.227	6.6.8827	MAXIMUM WAIT TIMES FOR APPOINTMENTS
37.108.228	6.6.8828	REFERRAL AND SPECIALTY CARE REQUIREMENTS
37.108.229	6.6.8829	CONTINUITY OF CARE AND TRANSITIONAL CARE
37.108.235	6.6.8835	SELECTING AND CHANGING PROVIDERS
37.108.236	6.6.8836	REMOVAL OF BARRIERS TO ACCESS
37.108.240	6.6.8840	MONITORING THE NETWORK

37.108.241	6.6.8841	LETTERS OF INTENT
37.108.242	6.6.8842	RESPONSIBILITY FOR CONTRACTED SERVICES
37.108.250	6.6.8850	CORRECTIVE ACTION
37.108.251	6.6.8851	APPEAL FROM DEPARTMENT DECISION

/s/ Ole Olson
Ole Olson
Rule Reviewer

/s/ Mary Belcher
Mary Belcher
Deputy Auditor
Commissioner of Securities and Insurance,
Office of the Montana State Auditor

Certified to the Secretary of State October 10, 2023.