

BEFORE THE DEPARTMENT OF PUBLIC
HEALTH AND HUMAN SERVICES
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF AMENDMENT
ARM 37.40.702 pertaining to Home)
Health Services)

TO: All Concerned Persons

1. On May 24, 2024, the Department of Public Health and Human Services published MAR Notice No. 37-1068 pertaining to the public hearing on the proposed amendment of the above-stated rule at page 1156 of the 2024 Montana Administrative Register, Issue Number 10.

2. The department has amended ARM 37.40.702 as proposed.

3. The department has thoroughly considered the comments and testimony received. A summary of the comments received, and the department's responses are as follows:

COMMENT #1: A commenter expressed support for following federal regulations and maintaining administrative rules requiring physician involvement with patients.

RESPONSE #1: The department acknowledges this comment and believes the proposed rule changes are necessary to align with the federal regulation but continue to provide the opportunity for physician involvement with patients.

/s/ Robert Lishman
Robert Lishman
Rule Reviewer

/s/ Charles T. Brereton
Charles T. Brereton, Director
Department of Public Health and Human
Services

Certified to the Secretary of State August 13, 2024.