DHCS

TOBY DOUGLAS
Director

State of California—Health and Human Services Agency
Department of Health Care Services

EDMUND G. BROWN JR.
Governor

NOTICE OF PROPOSED EMERGENCY REGULATORY ACTION REGARDING
Drug Medi-Cal Rates (2010-2011) – DHCS-11-002E

Pursuant to Government Code Section 11346.1(a)(2), notice is hereby given that the Department of Health Care Services (Department) proposes to amend, on an emergency basis, Title 22, California Code of Regulations, Division 3, Section 51516.1.
A copy of the text of the proposed emergency regulations and a finding of emergency are enclosed. These documents are also available via the Internet and may be accessed at www.dhcs.ca.gov by clicking on the Decisions Pending and Opportunity for Public Participation link (from the left menu), then selecting the Proposed Regulations link.

Government Code Section 11346.1(a)(2) requires that, at least five (5) working days prior to submission of the proposed emergency action to the Office of Administrative Law (OAL), the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency to the OAL, the OAL shall allow interested persons five (5) calendar days to submit comments on the proposed emergency regulations as set forth in Government Code Section 11349.6.

Once submitted, the OAL will have ten (10) calendar days to review and make a decision on the Department's proposed emergency regulations. If approved, the OAL will file the regulations with the Secretary of State and the emergency regulations will be effective for 180 days. During the 180 day effective period, the Department will proceed with regular rulemaking activities including a 45-day public comment period.

Any questions regarding this proposed emergency action may be directed to Linda Machado of the Medi-Cal Provider Rates' Section, at (916) 552-9638.

In any inquiries, please identify the action by using the Department regulation control number, DHCS-11-002E.

DEPARTMENT OF HEALTH CARE SERVICES

Original Signed

Toby Douglas
Director

DHCS-11-002E
Dated: October 20, 2011