

UPDATED INFORMATIVE DIGEST

There has been no change in applicable laws from the laws described in the Informative Digest/Policy Statement Overview, as published in the Notice of Proposed Action on October 19, 2018.

There has been a change in the effect of the proposed regulations from the effect of the proposed regulations as described in the Informative Digest/Policy Statement Overview, as published in the Notice of Proposed Action on October 19, 2018. The change in the effect of the proposed regulations is caused by a change in the text, which clarifies that the Department may revoke approval of a patient needs waiver if the Department determines that the non-compliance with the terms of the waiver poses a significant risk to the health, safety, or welfare of patients. Though determinations to revoke waivers will necessarily be made on a case-by-case basis, this amendment was reasonably necessary to clarify the circumstances under which the Department will exercise its discretion to revoke a waiver. This change limits the reasons for which the Department may revoke approval of a waiver, which may reduce the number of waivers that the Department will revoke.

A copy of the revised Informative Digest is available upon request.