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**TITLE 405 OFFICE OF THE SECRETARY OF FAMILY AND SOCIAL SERVICES**

**Notice of Intent to Adopt a Rule**

LSA Document #10-121

Under [IC 4-22-2-23](#), the Office of the Secretary of Family and Social Services intends to adopt a rule concerning the following:

**OVERVIEW:** Amends [405 IAC 5-3-13](#) for the purpose of including tobacco dependence products and counseling sessions as services that require prior authorization. Amends [405 IAC 5-37-1](#) for the purpose of defining tobacco and tobacco dependence. Amends [405 IAC 5-37-2](#) and [405 IAC 5-37-3](#) for the purpose of requiring prior authorization and establishing new reimbursement criteria. Adds [405 IAC 5-37-4](#) by shifting existing regulatory language to create a new section and amends for the purpose of adding practitioners who can provide tobacco dependence counseling. Statutory authority: [IC 12-8-6-5](#); [IC 12-15-1-10](#); [IC 12-15-21-3](#).

For purposes of [IC 4-22-2-28.1](#), the Small Business Regulatory Coordinator for this rule is:

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