



# Health Law Diagnosis

Monitoring the Pulse of Health Care and Life Sciences

November 2022

The Robinson+Cole Health Law Group is committed to examining and reporting on issues important to the health care and life sciences industries. Below are excerpts from our [Health Law Diagnosis](#) blog, where we post on fraud and abuse, government enforcement, Medicare and Medicaid, reimbursement, hospitals and health systems, pharmaceuticals, medical devices, and other areas of interest. For more updates on news and developments for the health care and life sciences industries, we invite you to [subscribe](#).

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## [HHS Proposes Rule to Align Part 2 Records and HIPAA](#)

On November 28, 2022, the Department of Health and Human Services (HHS) issued a [proposed rule](#) to modify the confidentiality protections of Substance Use Disorder (SUD) patient treatment records under 42 CFR Part 2 (Part 2) to implement statutory amendments passed under Section 3221 of the Coronavirus Aid, Relief, and Economic Security (CARES) Act (42 U.S.C. 290dd-2). Comments are being accepted for 60 days from publication. [Read more](#)

## [CMS Issues Calendar Year 2023 Home Health Final Rule](#)

On November 4, 2022, the Centers for Medicare & Medicaid Services (CMS) published the calendar year 2023 Home Health Prospective Payment System Rate [final rule](#), which updates Medicare payment policies and rates for home health agencies. Some of the key changes implemented by the final rule are summarized below. [Read more](#)

## [CMS Issues Final Rules Concerning the 2023 Outpatient Prospective Payment System Rates and Physician Fee Schedule](#)

On November 1, 2022, the Centers for Medicare & Medicaid Services (CMS) issued final rules concerning the 2023 Hospital Outpatient Prospective Payment System ([OPPS](#)) payment rates and 2023 Medicare Physician Fee Schedule ([PFS](#)). These final rules implement various updates and policy changes for Medicare payments under the PFS and OPPS, and make significant updates to the Medicare Shared Savings Program (MSSP), which go into effect on or after January 1, 2023. We summarize the key changes below and will elaborate on these rules in future posts. [Read more](#)

If you have any questions, please contact any member of Robinson+Cole's [Health Law Group](#).

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