



PROVIDER ALERT

Implementation of Final Federal Rule CFR 42 Part 8 in Maryland

October 24, 2024

Target Audience: OTP Programs

This alert clarifies how the Maryland Department of Health (MDH) is implementing the federal CFR 42 Part 8, which was effective October 2, 2024.

Outpatient Treatment Program (OTP) providers are required to follow the mandates of Code of Federal Regulations (CFR) 42 Part 8, while continuing to follow existing [COMAR 10.63 regulations](#). The following items should be noted:

1. MDH continues to require that OTP's provide, at minimum, one scheduled face-to-face or audio treatment service per month, which may include a clinical counseling session or a medical session. Evaluations for schedule II medications, such as methadone, must be rendered face-to-face. In this context, face-to-face includes audio-visual telehealth services.
2. MDH is changing the requirement for "take home" medications to allow providers to follow the recently finalized 42 CFR Part 8 final rule.

Information regarding Title 42 of Part 8 of the CFR can be found on the SAMHSA website, [here](#).

Thank you,

Optum Maryland Team