



HHS Issues Final Rule on Nondiscrimination

- On April 26, 2024, the Department of Health and Human Services (HHS) issued a final rule on Nondiscrimination in Health Programs and Activities (Final Rule), scheduled to be published in the Federal Register on May 6, 2024.
 - Among other things, the Final Rule:
 - Revises its interpretation of federal financial assistance to include Part B, thereby prohibiting health care providers and suppliers receiving Part B funds from discriminating on the basis of race, color, national origin, age, sex and disability.
 - Requires covered health care providers, insurers, grantees, and others, to advise people know that accessibility and language assistance services are available at no cost.
 - Clarifies that covered health programs offered via telehealth must be accessible to individuals with limited English proficiency and individuals with disabilities.
 - Clarifies that the prohibition on discrimination based on sex includes LGBTQI+ patients.
 - Requires the designation of a Section 1557 Coordinator by covered entities.
 - Clarifies that the nondiscrimination requirements apply to the use of Artificial Intelligence (AI), clinical algorithms, predictive analytics, and other tools by health programs.
 - The Final Rule is effective 60 days after publication, with differing applicability dates for certain provisions. For provisions that require changes to health insurance or group health plan coverage benefits or benefit design, the applicability date is the first day of the first plan year beginning on or after January 1, 2025.
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More on This Topic:

- [Final Rule](#)
- [HHS News Release](#)

For questions, please reach out to [Vicky Jucelin](#).

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