



COLORADO

Department of Health Care
Policy & Financing

Medical Services Board

MAY 2021 EMERGENCY JUSTIFICATION FOR MEDICAL ASSISTANCE RULES ADOPTED AT THE MAY 14, 2021 EMERGENCY MEDICAL SERVICES BOARD MEETING

Document 10, MSB 21-05-02-A, Revision to the FQHC Rule Concerning COVID-19 Vaccine and Treatment Reimbursement, Section 8.700.6.B

For the preservation of public health, safety and welfare

Emergency rule-making is imperatively necessary. The purpose of this rule is to change Federally Qualified Health Center (FQHC) reimbursement for the administration of the COVID-19 vaccine and monoclonal antibody therapy treatments. Currently, a COVID-19 vaccine administration is only directly reimbursable when administered by a billable provider such as a physician. When a non-billable provider, such as a registered nurse, administers a COVID-19 vaccine there is no direct reimbursement but the cost of this service is included in future FQHC encounter rate. This rule will change reimbursement so FQHCs will receive the fee schedule reimbursement every time they administer a COVID-19 vaccine. Monoclonal antibody products treat COVID-19 to help the body fight the virus or slow the virus' growth. Monoclonal antibody therapy treatments are expensive and the current FQHC encounter rate does not cover the cost of providing these treatments. This rule will revise reimbursement to reimburse FQHCs at the fee schedule amount for the administration of monoclonal antibody therapy treatments. This is imperatively necessary for the preservation of public health safety, and welfare.

Document 11, MSB 21-04-06-A, Revision to the Medical Assistance Act Rule concerning Inpatient Hospital High Acuity Rate Negotiation, Section 8.300.5

For the preservation of public health, safety and welfare

Emergency rule-making is imperatively necessary. The adoption of this rule is necessary to secure in-state inpatient hospital services for high acuity members where the inpatient hospital payment methodologies are insufficient to account for the level of acuity and all other placement options have been exhausted. Securing such services for high acuity members is imperatively necessary for the preservation of public health, safety and welfare

