



COLORADO

Department of Health Care
Policy & Financing

Medical Services Board

AUGUST 2022 EMERGENCY JUSTIFICATION FOR MEDICAL ASSISTANCE RULES ADOPTED AT THE AUGUST 12, 2022 EMERGENCY MEDICAL SERVICES BOARD MEETING

MSB 22-07-21-A REVISION TO THE SPECIAL FINANCING DIVISION COLORADO DENTAL HEALTH CARE PROGRAM FOR LOW-INCOME SENIORS SCHEDULE A, SECTION 8.960

For the preservation of public health, safety and welfare

Emergency rule-making is imperatively necessary. Current rule mandates that all max program payments of the Colorado Dental Health Care Program for Low-Income Seniors on Schedule A may not be below Medicaid dental rates. Due to an increase of Medicaid dental rates effective July 1, 2022, two procedures fell below the Medicaid rates. Two new procedures were recommended by the Dental Advisory Committee to be added to the program's procedures. Due to D7161 and D9239 not currently being available to the low-income aging population, seniors are electing to forgo necessary dental treatments due to not having the ability to pay for these procedures and is imperatively necessary for the preservation of public health safety, and welfare.

MSB 22-07-26-A REVISION TO THE MEDICAL ASSISTANCE ACT RULE CONCERNING PRIVATE DUTY NURSING BENEFITS, SECTION 8.540.2

For the preservation of public health, safety and welfare

Emergency rule-making is imperatively necessary. In order to meet the urgent care needs of our members, the Department must create an exception process to meet the potentially unmet needs of our members. Current regulation states that adult members may not receive more than 16 hours per day of Private Duty Nursing. By revising the regulations to allow for an exception process to the limit, members will have access to medically necessary nursing services they require and is imperatively necessary for the preservation of public health safety, and welfare.

MSB 22-08-08-A Revision to the Medical Assistance Act Rule concerning Long-Term Home Health Prior Authorization Correction, Section 8.520.8.C

For the preservation of public health, safety and welfare



Emergency rule-making is imperatively necessary. The proposed rule is imperatively necessary to address concerns raised by stakeholders concerning the tiered prior authorization reinstatement for long-term home health. The suspension of prior authorization requirements for said services is imperatively necessary for the preservation of public health, safety, and welfare.

