



COLORADO

Department of Health Care
Policy & Financing

Medical Services Board

NOVEMBER 2023 EMERGENCY JUSTIFICATION FOR MEDICAL ASSISTANCE RULES ADOPTED AT THE NOVEMBER 9, 2023 EMERGENCY MEDICAL SERVICES BOARD MEETING

MSB 23-11-01-A, Revision to the Medical Assistance Long-Term Services and Supports HCBS Benefit Rule concerning Transition Services Setup Expenses, Section 8.553.6

For the preservation of public health, safety and welfare

Emergency rule-making is imperatively necessary. Due to rising costs, members transitioning from institutional care into a home and community-based setting continue to experience increasing difficulty securing adequate funding for basic goods and services, ensuring a successful transition. Implementation of this rule change provides members with necessary funding to pay required security deposits for an apartment lease and basic utilities, obtain necessary furnishings and pantry items, as well as hire services such as cleaning and/or pest eradication, to ensure their health, safety and wellness in the community.

An additional \$82,500 in funding was approved in the FY2023-2024 supplemental budget and increases the maximum amount of reimbursable setup expenses from \$1,500 to \$2,000, and exceptions up to \$2500. The timing of the approved budget request allowed for submission for the fall waiver amendment cycle, making January 1, 2024, the earliest opportunity to implement this change, and provide member access to available funding. If this rule is not completed with the emergency rule making process, members will not have access to the additional funding on January 1, 2024. This rule is imperatively necessary for the preservation of public health safety, and welfare.

