



# COLORADO

Department of Health Care  
Policy & Financing

Medical Services Board

## NOTICE OF PROPOSED RULES

The Medical Services Board of the Colorado Department of Health Care Policy and Financing will hold a public meeting on Friday, August 11, 2017, beginning at 9:00 a.m., in the eleventh floor conference room at 303 East 17th Avenue, Denver, CO 80203. Reasonable accommodations will be provided upon request for persons with disabilities. Please notify the Board Coordinator at 303-866-4416 or [chris.sykes@state.co.us](mailto:chris.sykes@state.co.us) or the 504/ADA Coordinator [hcpf504ada@state.co.us](mailto:hcpf504ada@state.co.us) at least one week prior to the meeting.

A copy of the full text of these proposed rule changes is available for review from the Medical Services Board Office, 1570 Grant Street, Denver, Colorado 80203, (303) 866-4416, fax (303) 866-4411. Written comments may be submitted to the Medical Services Board Office on or before close of business the Wednesday prior to the meeting. Additionally, the full text of all proposed changes will be available approximately one week prior to the meeting on the Department's website at [www.colorado.gov/hcpf/medical-services-board](http://www.colorado.gov/hcpf/medical-services-board).

This notice is submitted to you for publication, pursuant to § 24-4-103(3)(a) and (11)(a), C.R.S.

### **MSB 17-05-30-A, Revision to the Child Health Plan Plus Eligibility Rules Concerning, Section 10 CCR 2505-3**

CHP+ Assistance. The proposed rule change will amend 10 CCR 2505-3 110 to incorporate changes mandated by the State Plan Amendment for citizenship eligibility. Revisions to section 110 will be made to include eligibility for children who have a pending application for Special Immigrant Juvenile status under 8 U.S.C. 1101(a)(27)(J). Other updates will include removing the 40 qualifying quarters of work since it is not required to be eligible for the Child Health Plan Plus program. The Colorado Benefits Management System (CBMS) is currently in alignment with federal requirements, so no updates are needed at this time.

With the proposed rule, the 40 qualified work quarter requirement will be removed for the eligibility of qualified non-citizens as categorized in §435.406. Additionally, children pending Special Immigrant Juvenile Status will be eligible for Child Health Plan Plus, and do not need to meet the 5-year bar.

The primary change is to edit rule language to align with current policy and practices. As such, there are no costs to the Department or any other agency, and no anticipated effect on state revenues. The benefit of the rule is to align actual policy to procedures that are currently in effect. Inaction would result in continued misalignment between rule language and policy, and language must be corrected to comply with federal regulations and the State Plan Amendment.

The authority for this rule is contained in 25.5-1-301 through 25.5-1-303 C.R.S. (2016), 25.5-5-101; 25.5-8-105, C.R.S. (2016), and §435.406; section 214 of the Children's Health Insurance Program

Reauthorization Act of 2009 (CHIPRA); section 431 of the Personal Responsibility and Work Opportunity Act (PRWORA).