



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, February 14, 2020, 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 or the 504/ADA Coordinator 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.

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

MSB 19-10-30-A, Revision to the Medical Assistance Act Rule concerning Durable Medical Equipment - Oxygen and Oxygen Equipment, Sections 8.580 & 8.585

Medical Assistance. Durable Medical Equipment - Oxygen and Oxygen Equipment. In the 2015 Durable Medical Equipment Oxygen (DME Oxygen) Benefits Collaborative process, a DME Oxygen benefits coverage standard was created in collaboration with stakeholders for the Colorado Medicaid DME Oxygen benefit. The Department is in the process of retiring benefit coverage standards that exist separate from rules. Therefore, the rules implementing the DME Oxygen benefit, at 10 C.C.R. 2505-10, Sections 8.580 and 8.585, are being revised to remove the incorporation of the DME Oxygen benefit coverage standard and to move several requirements from the DME Oxygen benefit coverage standard into rule. The billing guidelines of the benefit coverage standard transferred into rule have been changed to require retention of all oxygen and oxygen equipment orders, prescriptions, or Certificates of Medical Necessity (CMN), rather than just the original and the current order, prescription, or CMN. Moreover, Sections 8.580 and 8.585 are being consolidate and reorganized as a single rule to promote regulatory clarity. The authority for this rule is contained in 42 C.F.R. 440.70(b)(3) (2019); Section 25.5-5-102(1)(f) (2019) C.R.S. and 25.5-1-301 through 25.5-1-303, C.R.S. (2019).