



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, April 9, 2021, 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 20-10-27-A, Revision to the Medical Assistance Long-Term Services and Supports HCBS Benefit Rule Concerning Adult Day Services, Section 8.491 and 8.515.70

Medical Assistance. The Department is revising this section of the rule, 10 CCR 2505-10 8.491 and 8.515.70 to implement a new 3-Tiered service delivery model. Under the tiered system, members have a choice about how they would like to receive services, based on their needs and preferences including a 15-minute unit which can be utilized for Telehealth or in-person Adult Day Services. These provisions will allow for day program services to be delivered using a more flexible, person-centered approach. These changes are being used on a temporary basis during the pandemic but have been included in the waivers for long-term utilization. The changes to the regulations will provide definitions and regulatory parameters for providers and stakeholders of this service.

The authority for this rule is contained in Sections 25.5-6-303 C.R.S. and Sections 25.5-1-301 through 25.5-1-303, C.R.S. (2020).

MSB 20-12-10-A, Revision to the Special Financing Division Colorado Indigent Care Program Concerning CICP Regulatory Review Updates, Section 8.900

Medical Assistance. The rules for the Colorado Indigent Care Program (CICP) underwent a regulatory review during the summer of 2020. Public comments were received from a few different stakeholders. The received comments were evaluated and updated as appropriate. The revised rules were then presented to the CICP Stakeholder Advisory Council (Advisory Council) for review and approval of the updates. Updates were made to use more inclusive language, add a few missing definitions, and clarify a few points that stakeholders and the Advisory Council found to be unclear. The Department also removed gender reassignment surgeries from the excluded procedures list, which will allow CICP providers the option to provide those types of surgeries to CICP clients if they so choose and in line with the Medicaid benefit.

The authority for this rule is contained in Sections 25.5-3-101 through 25.5-3-111, C.R.S. and Sections 25.5-1-301 through 25.5-1-303, C.R.S. (2020).

MSB 20-12-10-B, Revision to the Special Financing Division Old Age Pension Health Care Program Concerning OAP Regulatory Review Updates, Section 8.940

Medical Assistance. The rules for the Old Age Pension Health Care Program underwent a regulatory review during the summer of 2020. While no public comments were received during the review, the Special Financing Division found that changes needed to be made to ensure the rule is current and accurate. The rule has been reorganized to ensure that like information is grouped together, and definitions have been added and updated to match current information. Additionally, information that is no longer relevant or correct has been removed.

The authority for this rule is contained in Section 25.5-2-101, C.R.S. (2020) and Sections 25.5-1-301 through 25.5-1-303, C.R.S. (2020).