



# 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, September 9, 2022, beginning at 9:00 a.m., in the first floor conference room at 1570 Grant Street, 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 pursuant to § 24-4-103(3)(a) and (11)(a), C.R.S.

### **MSB 22-05-03-A, Revision to the Medical Assistance Act Rule concerning Telemedicine Electronic-Health (e-Health) Entities, Sections 8.095, 8.200.3, 8.520.4.B, 8.700.1, 8.730.3.B, 8.740.1 & 8.750.3.B**

Medical Assistance. House Bill 21-1256 gave the Department authority, at C.R.S. 25.5-5-320(1), to promulgate rules specifically relating to entities that deliver health-care or mental health-care services exclusively or predominately through telemedicine, otherwise referred to as Electronic-Health entities (e-Health Entities). The proposed rule creates a Telemedicine section in rule that delineates telemedicine service coverage and eligibility generally, while also defining e-Health Entities. Under the proposed rule, existing rule benefit sections that include telemedicine services will reference the new Telemedicine section rather than defining it in each benefit section separately.

The authority for this rule is contained in Section 25.5-5-320(1) (2021) and Sections 25.5-1-301 through 25.5-1-303 (2022).

### **MSB 22-07-27-A, Addition to the Medical Assistance Act Rule Concerning Outpatient Payment Rates for Opioid Antagonist, Section 8.300.6.A.4**

Medical Assistance. House Bill 22-1326 appropriates funding allowing the Department of Health Care Policy and Financing to reimburse opioid antagonist drugs outside of its current reimbursement methodology. Currently, there is no distinct reimbursement for the opioid antagonist drug Naloxone in the payment bundles used for outpatient hospital payment calculation. This rule change will allow the Department to make payment outside of the payment bundles, creating greater incentive to outpatient hospitals to provide take-home Naloxone to patients at-risk for opioid overdoses.

The authority for this rule is contained in House Bill 22-1326 and Sections 25.5-1-301 through 25.5-1-303 (2022).