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State Services Section

February 17, 2022

The Honorable Jena Griswold
Colorado Secretary of State
1700 Broadway
Denver, CO 80290

RE: Correction Request - TN 2022-00074

Dear Secretary of State Griswold:

On January 8, 2021, the Department of Health Care Policy and Financing submitted MSB 20-09-21-A, Revisions to the Medical Assistance Rule concerning changes to income and reasonable opportunity period for sections 8.100.3.H, 8.100.3.Q, 8.100.5.B, 8.100.5.F and 8.100.4.C, to the Medical Services Board for permanent adoption, TN 2020-00902. The text at 8.100.4.C.1.b.xiv should be corrected to read as follows:

- 1) If less than \$79,999 winnings are counted as income in the month received.
- 2) If over \$79,999 but less than \$89,999 it is counted as income and it is divided equally between two months.
- 3) For every additional \$10,000 over \$89,999, one month is added, and divided equally and counted as income for each month.
- 4) Lottery/gambling winnings of an individual will continue to count only in the month received in determining the eligibility for the members of their household.”.

On February 10, 2022, the Department of Health Care Policy and Financing submitted a correction request to the Secretary of State, TN 2022-00074, in order to correct the error designated above per direction from the Office of Legislative Legal Services. The incorrect text at 8.100.4.C.1.b.xiv should be replaced in its entirety with the correct text as provided.

This correction is technical and non-substantive in nature and is submitted to you for publishing in the Colorado Register pursuant to C.R.S. § 24-4-103 of the State Administrative Procedure Act.

Please contact me at 720-508-6245 if you require further information. Thank you for your assistance.

Sincerely,

FOR THE ATTORNEY GENERAL

/s/ Jennifer L. Weaver

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