



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 9, 2019, 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 19-05-07-A, Revision to the Medical Assistance Long-Term Services and Supports HCBS Benefit Rule Concerning the Children's Extensive Supports (CES) waiver, Section 8.503

Medical Assistance. The rule revisions to section 8.503 are necessary to remove dated language and update incorrect citations of C.R.S. The Department has removed the heading "Professional services" as it's own service category for the following: massage, movement therapy, and hippotherapy. Instead, each of these services is now it's own service with definition, eligibility for, and scope. Updating offensive language aligns with the Department's commitment to person-centeredness. Updating outdated citations allow for all stakeholders to more easily reference other rules and statutes that are applicable to the CES waiver. Removing the heading of "professional services" will assist the Department in future goals to align like benefits and services among other waivers.

The authority for this rule is contained Section 1902(a)(10)(B) and 1915(c) of the Social Security Act; section 25.5-6-409 C.R.S. (2018) and sections 25.5-1-301 through 25.5-1-303, C.R.S. (2018).

MSB 18-12-27-A, Revision to the Medical Assistance Rule Concerning Employment First, Section 8.500

Medical Assistance. This rule promulgates the requirements of Senate Bill 18-145, enacted in C.R.S. 25.5-10-204 (2018), which implements the Employment First Advisory Partnership recommendations to advance competitive integrated employment for Health First Colorado (Colorado Medicaid) clients eligible for Supported Employment services through the Home and Community Based Services for the Developmentally Disabled waiver and the Home and Community Based Services for Supported Living Services waiver. Rule provisions include requiring reporting of employment data for Supported Employment service eligible clients, training and certification requirements for select Supported Employment service providers, and reimbursement to providers for the costs of such training and certification.

The authority for this rule is contained in 42 U.S.C. § 1396n(c)(5)(B) (2018); 42 C.F.R. § 440.180(c)(2)(iii) (2019); section 25.5-10-204, C.R.S. (2018) and sections 25.5-1-301 through 25.5-1-303, C.R.S. (2018).

MSB 19-06-06-A, Revision to the Medical Assistance Rule concerning the FQHC Rule, Section 8.700

Medical Assistance. This rule revision contains multiple changes to current FQHC rules, including: adding new billable behavioral health provider types; revising outstationing payment to FQHCs; changing the current Alternative Payment Methodology (APM) to reimburse different cost-based rates for physical health, dental, and specialty behavioral health services; and adding a quality component to FQHC rates that will be effective July 1, 2020. This rule change is necessary to account for several changes occurring for ACC 2.0. This rule change is also necessary to change the FQHC payment methodology. The Department has been working on this payment reform activity for FQHCs for over two years.

The authority for this rule is contained in Section 1902(bb) of the Social Security Act and sections 25.5-1-301 through 25.5-1-303, C.R.S. (2018).