



COLORADO

Department of Health Care
Policy & Financing

Medical Services Board

SEPTEMBER 2023 EMERGENCY JUSTIFICATION FOR MEDICAL ASSISTANCE RULES ADOPTED AT THE SEPTEMBER 8, 2023 EMERGENCY MEDICAL SERVICES BOARD MEETING

MSB 23-08-29-B, Revision to the Medical Assistance Act Rule concerning Novel Coronavirus Disease (COVID-19) Rules, Section 8.6000

For the preservation of public health, safety and welfare

Emergency rule-making is imperatively necessary. The temporary changes to regulatory requirements in order to provide enhanced flexibility, reduction to programmatic limitations, and alignment with existing federal guidance related to processes under the COVID-19 pandemic is imperatively necessary for the preservation of public health safety, and welfare.

MSB 23-08-29-C, Revision to the Medical Assistance Act Rule concerning Nursing Facility Immunization Administration, Sections 8.815 and 8.443

For the preservation of public health, safety and welfare

Emergency rule-making is imperatively necessary. This rule revision will allow the Department to reimburse pharmacies for administration of the COVID-19 vaccine in Long-term Care Facilities through the Centers for Disease Control and Prevention's (CDC's) Pharmacy Partnership for Long-term Care Program or other partnership between an LTC and a pharmacy and is imperatively necessary for the preservation of public health safety, and welfare.

MSB 23-09-08-A, Revision to the Medical Assistance Act Rule concerning Durable Medical Equipment Complex Rehabilitation Technology Repair Metrics, Section 8.590

For the preservation of public health, safety and welfare

Emergency rule-making is imperatively necessary. This rule is legislatively required per HB22-1290. The metrics created as a result of this rule are to be reported at the State Measurement for Accountable, Responsive, and Transparent Government (SMART) Act beginning in January 2024. The legislation requires this rule to be in place by October 1, 2023 and is imperatively necessary for the preservation of public health safety, and welfare.



