



# 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 13, 2018, 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](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 to you for publication, pursuant to § 24-4-103(3)(a) and (11)(a), C.R.S.

### **MSB 18-01-05-A, Revision to the Medical Assistance Rule concerning Hospice Benefit, Section 8.550**

Medical Assistance. The Hospice rule is being revised to codify existing practice as previously documented in the Hospice Benefits Coverage Standard, with no substantive policy changes. Stakeholders were engaged in 2012, through the Benefits Collaborative Process, in the creation of the Hospice Benefit Coverage Standard. The Department solicited stakeholder feedback on the content in the proposed rule as part of the 2017 regulatory efficiency review process; no comments or objections were received.

The authority for this rule is contained in 25.5-1-301 through 25.5-1-303, C.R.S. (2017); 25.5-5-304, C.R.S. (2017).

### **MSB 18-01-16-A, Revision to the Medical Assistance Eligibility Rules Concerning Citizenship and Identity Documentation Requirements, Section 8.100.3.H**

Medical Assistance. The proposed rule change will amend 10 CCR 2505-10 8.100.3.H to incorporate changes to acceptable documentary evidence of citizenship and identity, as detailed in 42 CFR §435.407. The rule must be updated to comply with federal regulations, which clarify that photocopies, facsimiles, scans, and other copies of citizenship and identity documents must be accepted to the same extent as originals and certified copies for citizenship and identity verification. Other updates will include removing the hierarchy of acceptable forms of citizenship and identity documentation to mirror the organization of acceptable documents found in federal rule. Updates that are needed to Colorado.gov, eligibility site desk aids, and the Colorado Benefits Management System (CBMS) will be completed as part of the rule update.

Currently, 8.100.3.H states that only originals or certified copies of citizenship and identity documents may be accepted when verification is needed. Satisfactory documentary evidence of citizenship are also listed in a four tier hierarchy. The proposed change will allow the submission of photocopies/scans, etc., as well as reorganize the types of acceptable citizenship and identity documents to mirror the types listed in federal regulations: stand-alone evidence of citizenship and evidence of citizenship that must also be accompanied by an acceptable identity document.

There will be no change to citizenship requirements for eligibility, only to those documents that may be accepted to verify citizenship and identity. As such, there are no anticipated costs to the Department or any other agency, and no anticipated effect on state revenues. The benefit of the rule is to align policy with federal regulation, as well as potentially eliminate barriers to timely verification submission, for those that are applying for or receiving Medical Assistance. Inaction would result in the Department being out of compliance with federal regulation under 42 CFR §435.407.

The authority for this rule is contained in 42 CFR §435.407; 25.5-1-301 through 25.5-1-303, C.R.S. (2017) and 25.5-4-205, C.R.S. (2017).