



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, December 14, 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 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 18-04-09-A, Revision to the Medical Assistance Rule concerning Psychiatric Residential Treatment Facilities and Residential Child Care Facilities, Section 8.765

Medical Assistance. Psychiatric Residential Treatment Facilities (PRFT) and Residential Child Care Facilities (RCCF). PRFT and RCCF rule section at 10 C.C.R. 2505-10, Section 8.765, is being updated. Changes include: updating agency names; updating Diagnostic Statistical Manual edition; alignment with recent State Plan amendments; replacing Colorado Client Assessment Record (CCAR) assessment tool with Child and Adolescent Needs and Strengths (CANS) and Treatment Outcome Package (TOP) assessment tools; replace restraint and seclusion language with reference to federal regulatory requirements; requires RCCFs be designated and licensed by the Colorado Department of Human Services; and, specified RCCFs may enroll as a separate provider type to render medically necessary services not included in the RCCF benefit.

The authority for this rule is contained in 42 USC §§ 1396d(a)(16), (h)(1) (2018); 42 CFR §§ 440.160 (2010), 441.151-.184 (2016), 483.350-.376 (2018); 25.5-1-301 through 25.5-1-303, C.R.S. (2017) and 25.5-4-103(19.5), 25.5-5-306 C.R.S. (2017).

MSB 18-09-07-A, Revision to the Medical Assistance Rule concerning FDA Approval of Stiripentol, Section 8.400.C.5

Medical Assistance. Stiripentol, a drug used to treat an epileptic condition known as Dravet Syndrome, is now FDA approved. Due to the recent FDA approval of Stiripentol, its reference under 10 C.C.R. 2505-10, Section 8.800.4.C.5.a, as a non-FDA approved drug will be deleted. The Department currently covers Stiripentol and will continue to cover Stiripentol. This rule change is simply a technical clean-up to remove its designation as a non-FDA approved drug

The authority for this rule is contained in 42 U.S.C. § 1396d(a)(12); 42 CFR § 440.120, 42 CFR § 447.50; 25.5-1-301 through 25.5-1-303, C.R.S. (2017) and 25.5-5-201(1)(a), C.R.S. (2017).

MSB 18-09-12-A, Revision to the Medical Assistance Rule concerning the Dental Health Care Program for Low-Income Seniors, Section 8.960

Medical Assistance. Revision to the Special Financing Division Colorado Dental Health Care Program for Low-Income Seniors. MSB 18-09-12-A amends Appendix A to correspond with procedure codes definitions listed in the CDT 2019 Dental Procedure Codes book distributed by the American Dental Association.

The authority for this rule is contained in 25.5-3-401 through 25.5-3-406 and 25.5-1-301 through 25.5-1-303, C.R.S. (2017).