



# 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, November 8, 2024, beginning at 9:00 a.m., at 303 E 17<sup>th</sup> Avenue, 11<sup>th</sup> Floor Conference Room, 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, 303 E. 17<sup>th</sup> Ave, Ste 1100, 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 pursuant to § 24-4-103(3)(a) and (11)(a), C.R.S.

### **MSB 24-06-25-A, Revision of the Medical Assistance Rule Concerning Changes to expand the exception criteria for Citizenship for New Population for Section Definitions, 8.100.3.G.1.g.viii, and 8.100.3.H.1.b.vii**

Medical Assistance. The proposed rule change will amend 10 CCR 2505-10 section 8.100.3.G and 8.100.3.H effective 1/1/2025. It will remove current citizenship requirements and barriers to providing full coverage of Medicaid and Child Health Plan Plus (CHP+) to non-citizens who are pregnant, and/or postpartum, and/or 18 years of age and younger if they are eligible in all other respects except for citizenship status and enrolled. These requirements are to expand coverage for the described non-citizen population in accordance with the approved Colorado House Bill 22-1289 Cover All Coloradans. The exception criteria will specifically remove the requirement for those non-citizens in the described population from requiring a qualified immigration status or meeting the 5-year bar to enroll. This described population will then move through the eligibility requirements for possible enrollment. Presently, non-citizens in the described population have limited options to include Emergency Medical Services or limited Reproductive Health Care Services with no full coverage category available through Medicaid or CHP+.

The authority for this rule is contained in Colorado House Bill 22-1289 and Sections 25.5-1-301-303 (2024).

**MSB 24-08-21-A, Revision to the Medical Assistance Rule Concerning Hippotherapy, Section 8.7523**

Medical Assistance. House Bill 22-1068 allowed for Hippotherapy coverage (Physical Therapy, Occupational Therapy or Speech Therapy services using Equines as a treatment tool) to become available as a State Plan Medicaid Benefit to any eligible members who meet the medically necessary criteria for this service effective July 1, 2024. With the implementation of this expansion of State Plan Medicaid Benefits, Hippotherapy as it is currently offered would be duplicative of the state plan service. The Office of Community Living (OCL), Benefits and Services Management Division (BSMD) within Health Care Policy and Financing is amending and renaming the Hippotherapy waiver benefit to Therapeutic Adaptive Equine Activities. Therapeutic Adaptive Equine Activities are therapeutic activities that use the horse to assist in developing and enhancing skills that help support improved motor skills, self-regulation, communication opportunities, and social and emotional well-being. This rule change revises the definition and naming convention of this benefit within the Home and Community-Based (HCBS) waiver benefits section of the rule.

The authority for this rule is contained in 1915 (b) (4) and 25.5-1-301-303 (2024).