



COLORADO

Department of Health Care Policy & Financing

REGULATORY EFFICIENCY REVIEW PUBLIC NOTICE

June 30, 2018

30 Day Comment Period

The Colorado Department of Health Care Policy & Financing (Department) is required by [Executive Order D 2012-002 \(EO2\)](#), later codified at [C.R.S. 24-4-103.3](#), to conduct a review of its rules to:

- Assess the continuing need for, appropriateness, and cost-effectiveness of its rules; and
- Determine if those rules should be continued in their current form, modified, or repealed.

Specifically, the Department must consider whether each rule:

- Is necessary and does not duplicate existing rules;
- Is written in plain language and is easy to understand;
- Has achieved the desired intent and whether more or less regulation is needed;
- Can be amended to reduce any regulatory burdens while maintaining its benefits; and
- Is implemented in an efficient and effective manner.

Public comment will be collected by August 15, 2018 for each section of rule below. Input received will help the Department determine if these rules should be continued in their current form, modified, or repealed. All identified rule modifications will go through the standard Department rulemaking process.

Long Term Care Eligibility Procedures

- [8.400 LONG TERM CARE](#)
- [8.401 LEVEL OF CARE SCREENING GUIDELINES](#)
- [8.402 ADMISSION PROCEDURES FOR LONG TERM CARE](#)
- [8.403 LONG TERM CARE - SERVICES TO THE DEVELOPMENTALLY DISABLED](#)
- [8.404 ADMISSION CRITERIA: PROGRAMS FOR THE DEVELOPMENTALLY DISABLED](#)
- [8.405 ADMISSION PROCEDURES: PROGRAMS FOR THE DEVELOPMENTALLY DISABLED](#)
- [8.406 NURSING FACILITY CARE - LEVELS OF CARE](#)
- [8.407 SPECIAL PROVISION CONCERNING CLIENTS ELIGIBLE FOR SOCIAL SECURITY AGE-72 BENEFITS \(PROUTY\)](#)

Nursing Facility

- [8.408 LEVELS OF CARE DEFINED - SKILLED NURSING CARE](#)
- [8.409 LEVELS OF CARE DEFINED - INTERMEDIATE NURSING CARE](#)

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- [8.415 ROLE OF COUNTIES AND NURSING FACILITIES](#)
- [8.420 REQUIREMENTS AND PROVISIONS FOR PARTICIPATION BY COLORADO NURSING FACILITIES](#)
- [8.421 RESPONSIBILITY OF COUNTY DEPARTMENT CONCERNING PARTICIPATION](#)
- [8.422 VISITS TO RECIPIENTS BY SOCIAL SERVICES PERSONNEL, PRIVACY FOR CONFERENCES WITH RECIPIENTS](#)
- [8.423 VISITS TO RECIPIENTS BY THE COLORADO LONG TERM CARE OMBUDSMAN AND DESIGNATED REPRESENTATIVES](#)
- [8.424 PERIODIC VISITS - NURSING HOME RECORDS TO BE MADE AVAILABLE](#)
- [8.430 MEDICAID CERTIFICATION OF NEW NURSING FACILITIES OR ADDITIONAL BEDS](#)
- [8.435 ENFORCEMENT REMEDIES](#)
- [8.440 NURSING FACILITY BENEFITS](#)
- [8.441 NURSING FACILITY COST REPORTING](#)
- [8.442 SUBMISSION OF COST REPORTING INFORMATION](#)
- [8.443 NURSING FACILITY REIMBURSEMENT](#)
- [8.470 HOSPITAL BACK UP LEVEL OF CARE](#)
- [8.481 MEDICAL REVIEW/INDEPENDENT PROFESSIONAL REVIEW](#)
- [8.482 RESIDENT INCOME AND POSSESSIONS](#)
- [8.482.34 THE "STATUS OF NURSING FACILITY CARE" FORM, AP-5615](#)
- [8.482.4 NO DUPLICATE OR ADDITIONAL PAYMENTS](#)
- [8.482.42 ADDITIONAL PAYMENTS](#)
- [8.482.5 RESIDENT'S PERSONAL NEEDS FUNDS](#)
- [8.482.6 PATIENT'S PERSONAL POSSESSIONS](#)
- [8.482.7 NURSING FACILITY RESPONSIBILITY FOR ESTABLISHING PERSONAL NEEDS ACCOUNT](#)

Home and Community Based Services

- [8.485 HOME AND COMMUNITY BASED SERVICES FOR THE ELDERLY, BLIND AND DISABLED \(HCBS-EBD\) GENERAL PROVISIONS](#)
- [8.485.90 STATE PRIOR AUTHORIZATION OF SERVICES](#)
- [8.485.200 LIMITATIONS ON PAYMENT TO FAMILY](#)
- [8.485.300 CLIENT RIGHTS](#)
- [8.486 HCBS-EBD CASE MANAGEMENT FUNCTIONS](#)
- [8.487 HCBS-EBD PROVIDER AGENCIES](#)
- [8.488 ELECTRONIC MONITORING](#)
- [8.489 PERSONAL CARE](#)
- [8.490 HOMEMAKER SERVICES](#)
- [8.491 ADULT DAY SERVICES](#)
- [8.492 RESPITE CARE](#)
- [8.493 HOME MODIFICATION](#)
- [8.494 NON-MEDICAL TRANSPORTATION](#)
- [8.495 ALTERNATIVE CARE FACILITIES \[Eff. 03/30/2009\]](#)
- [8.496 HOME AND COMMUNITY BASED SERVICES FOR PERSONS LIVING WITH AIDS \(HCBS-PLWA\) GENERAL PROVISIONS](#)

Program for All-Inclusive Care of the Elderly

- [8.497 PROGRAM FOR ALL-INCLUSIVE CARE FOR THE ELDERLY \(PACE\)](#)

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Proposed schedule of activities, meetings and interim actions, including any internal, statutory or judicial deadlines:

In an effort to inform both internal and external stakeholders of the ongoing review process the Department will update the schedule of activities, meetings and interim actions and will post all opportunities for stakeholder participation to the Department web site. Ample opportunity to fully review the contemplated changes and to participate will be provided to all interested parties.

Status of the Regulatory Plan:

The review is in process.

Please email comments to: Bryan.Fife@state.co.us

Comments can also be mailed to:

Colorado Department of Health Care Policy & Financing
Attention *Bryan Fife*
Waiver Administration and Compliance Unit
1570 Grant St, Denver, CO 80203

Important Note: Input received must include a citation to the section of rule addressed (example: 8.408). Stakeholders must also provide their name, the organization they represent (if applicable), and their contact information.

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