



**TO: Interested Parties**  
**FROM: Rhode Island Executive Office of Health and Human Services (EOHHS)**  
**DATE: April 22, 2020**  
**SUBJECT: Public Notice of Proposed Rulemaking**

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These regulations are being promulgated pursuant to the authority contained in R.I. Gen. Laws Chapter 40-8 (Medical Assistance); R.I. Gen. Laws Chapter 40-6 (“Public Assistance”); R.I. Gen. Laws Chapter 42-7.2; R.I. Gen. Laws Chapter 42-35; and Title XIX of the Social Security Act.

### **210-RICR-30-00-5 MAGI Deductions-Medicaid MAGI Financial Eligibility Determinations and Verification**

The Secretary of the Rhode Island Executive Office of Health and Human Services (EOHHS) has under consideration an amendment to the Medicaid regulations entitled, MAGI Deductions-Medicaid MAGI Financial Eligibility Determinations and Verification 210-RICR-30-00-5.

Regulation 210-RICR-30-00-5 describes the Modified Adjust Gross Income (MAGI) standard and explain how it is applied; and establish the role and responsibilities of the State and consumers when determining MAGI-related eligibility for the Medicaid Affordable Care Coverage (MACC) groups. The purpose of amending 30-00-5 is to be compliant with State Health Official Letter #19-003 from the Centers for Medicare and Medicaid Services (CMS) that describes changes to allowable income deductions for those eligible for Medicaid through the MAGI pathway.

These proposed rules are accessible on the R.I. Secretary of State’s website:

<http://www.sos.ri.gov/ProposedRules/> , the EOHHS website: [www.eohhs.ri.gov](http://www.eohhs.ri.gov) , or available in hard copy upon request (401 462-1575 or RI Relay, dial 711). Interested persons should submit data, views, or written comments by **May 22, 2020** to Gretchen Bell, RI Executive Office of Health & Human Services, 3 West Rd, Virks Building, Cranston, RI 02920 or [gretchen.bell@ohhs.ri.gov](mailto:gretchen.bell@ohhs.ri.gov)

In accordance with R.I. Gen. Laws 42-35-2.8(c), an opportunity for a hearing will be granted if a request is received by twenty-five (25) persons, or by a governmental agency, or by an association having not less than twenty-five (25) members, within ten (10) days of this notice that is posted in accordance with R.I. Gen. Laws 42-35-2.8(a). A hearing must be open to the public, recorded, and held at least five (5) days before the end of the public comment period.

The Executive Office of Health and Human Services does not discriminate against individuals based on race, color, national origin, sex, gender identity or expression, sexual orientation, religious belief, political belief or handicap in acceptance for or provision of services or employment in its programs or activities.