

## Medicaid Regulations: Summary of Non-technical Amendments

**Background:** Under the authority granted in the Patient Protection and Affordable Care Act of 2010 (ACA) and applicable State law, including Executive Order 11-09, Rhode Island created its own health insurance marketplace and on-line eligibility system, previously referred to as a “health benefit exchange”, and elected to expand Medicaid eligibility to the new ACA coverage group of adults, without dependent children, who have income up to 133% of the Federal Poverty Level (FPL). On October 1, 2013 Rhode Islanders interested in obtaining health coverage under this new expansion group began applying through the health insurance marketplace (HealthSourceRI), the Department of Human Services (DHS) field offices or website, and/or the Executive Office of Health and Human Services website (EOHHS). Applicants deemed to be eligible began enrolling in one of two Medicaid health plans during the period from October 1, 2013 to December 31, 2013. Actual coverage begins on January 1, 2014.

**Purpose:** There will be no changes in Medicaid coverage until January 1, 2014. The proposed changes to the Medicaid Code of Administrative Rules (MCAR) seek to accomplish the following:

01. To describe the new income standard that will be used to determine access to coverage for the ACA expansion group beginning on January 1, 2014;
02. To amend existing Medicaid rules to provide for persons participating in Medicaid prior to January 1, 2014;
03. To identify the principal roles and responsibilities of the Medicaid agency and the State with respect to persons seeking eligibility for the new ACA expansion coverage group; and
04. To inform Rhode Islanders of their rights and responsibilities when seeking Medicaid eligibility as a member of the new ACA or existing coverage groups during this same period.

**Summary of Changes:** The following provides a summary of the major changes in the Medicaid program authorized or mandated by the ACA and the applicable rules in this chapter:

- Consolidation and simplification of Medicaid coverage groups subject to MAGI-based eligibility determinations – MCAR section 1301.
- Elimination of Medicaid eligibility for parents/caretakers with income from 133% to 175% of the FPL – MCAR 1301.
- Expansion of Medicaid eligibility to adults, ages 19 to 64, without dependent children and establishment of a new Medicaid affordable care coverage group – MCAR section 1301.
- Streamlined application process through the automated affordable care eligibility system – MCAR 1303.

## Medicaid Regulations: Summary of Non-technical Amendments

- Standardization of Medicaid eligibility requirements for MACC coverage groups – MCAR Section 1305.
  - Establishment of passive renewal process for making determinations of continuing eligibility – MCAR section 1306.
  - Implementation of the MAGI-based income standard – MCAR section 1307.
  - Automated verification of eligibility requirements through federal and State data sources – MCAR section 1308.
  - Elimination of premiums in the RItE Care managed care delivery system and redefinition of RItE Care coverage groups – MCAR section 1309.
  - Enrollment of the MACC coverage group for adults without dependent children in a Rhody Health Partners managed care plans with a modified benefit package – MCAR section 1310.
  - Modifications of the managed care enrollment system to complement changes in the application and eligibility determination processes – MCAR section 1311.
  - Changes in the RItE Share premium assistance program to complement ACA initiatives, remove premiums, and add a buy-in requirement – MCAR section 1312.
  - Extension of the Communities of Care requirement to MACC expansion group – MCAR section 1314.
  - Implementation of a limited subsidy program for parents/caretakers with income from 133% to 175% of the FPL who are no longer eligible for Medicaid affordable care coverage – MCAR section 1315.
-

## Medicaid Regulations: Summary of Non-technical Amendments

The following sections of the Medicaid Code of Administrative Rules (MCAR) are posted for public comment as follows:

	<i>Medicaid Code of Administrative Rules Section #</i>	<i>Notes/Nature of the Amendments</i>
1.	0300 Medical Assistance Program Overview	<ul style="list-style-type: none"> <li>• ERLID # 7243, last amended February 27, 2013</li> <li>• Strike transportation section and promulgate as its own section in the MCAR)</li> <li>• Editorial changes</li> <li>• Edit rule so that it pertains to individuals and families who were enrolled and receiving Medicaid coverage prior to January 1, 2014, as applicable</li> </ul>
2.	0302 The Application Process	<ul style="list-style-type: none"> <li>• ERLID #6906, last amended April 3, 2006</li> <li>• Editorial changes</li> <li>• Edit rule so that it pertains to individuals and families who were enrolled and receiving Medicaid coverage prior to January 1, 2014, as applicable</li> </ul>
3.	0304 Technical Eligibility Requirements	<ul style="list-style-type: none"> <li>• ERLID #7294, last amended June 19, 2013</li> <li>• Citizenship requirements re-written based on federal health care reform</li> <li>• Editorial changes</li> </ul>
4.	0306 Characteristic Requirements	<ul style="list-style-type: none"> <li>• ERLID #6907, last amended April 3, 2006</li> <li>• 0306.10 repealed in its entirety</li> <li>• Edit rule so that it pertains to individuals and families who were enrolled and receiving Medicaid coverage prior to January 1, 2014, as applicable</li> </ul>
5.	0308 Cooperation Requirements	<ul style="list-style-type: none"> <li>• ERLID #6908, last amended April 3, 2006</li> <li>• Edit rule so that it pertains to individuals and families who were enrolled and receiving Medicaid coverage prior to January 1, 2014, as applicable</li> <li>• Editorial changes</li> </ul>
6.	0310 Retroactive Coverage	<ul style="list-style-type: none"> <li>• ERLID #6909, last amended April 3, 2006</li> <li>• Edit rule so that it pertains to individuals and families who were enrolled and receiving Medicaid coverage prior to January 1, 2014, as applicable</li> <li>• Editorial changes</li> </ul>
7.	0316 Medical Assistance for Aliens	<ul style="list-style-type: none"> <li>• ERLID #6913, last amended April 1, 2010</li> <li>• Repeal in its entirety</li> </ul>

## Medicaid Regulations: Summary of Non-technical Amendments

	<i>Medicaid Code of Administrative Rules Section #</i>	<i>Notes/Nature of the Amendments</i>
8.	0318 Medical Assistance Redetermination	<ul style="list-style-type: none"> <li>• ERLID #6914, last amended April 3, 2006</li> <li>• Edit rule so that it pertains to individuals and families who were enrolled and receiving Medicaid coverage prior to January 1, 2014, as applicable</li> <li>• Editorial changes</li> </ul>
9.	0326 Overview of MA Manual Organization	<ul style="list-style-type: none"> <li>• ERLID #7159, last amended April 1, 2010</li> <li>• Repeal in its entirety</li> </ul>
10.	0328 Characteristic Requirements	<ul style="list-style-type: none"> <li>• ERLID #7158, last amended October 1, 2008</li> <li>• Repeal in its entirety</li> </ul>
11.	0330 Income Generally	<ul style="list-style-type: none"> <li>• ERLID #7220, last amended April 1, 2013</li> <li>• Repeal in its entirety</li> </ul>
12.	0334 Determining Income Eligibility	<ul style="list-style-type: none"> <li>• ERLID #6920, last amended April 3, 2006</li> <li>• Repeal in its entirety</li> </ul>
13.	0338 Resources Generally	<ul style="list-style-type: none"> <li>• ERLID #7427, last amended October 1, 2008</li> <li>• Repeal in its entirety</li> </ul>
14.	0342 Categorically Needy AFDC-Related Coverage	<ul style="list-style-type: none"> <li>• ERLID #7148, last amended July 1, 2009</li> <li>• Edit rule so that it pertains to individuals and families who were enrolled and receiving Medicaid coverage prior to January 1, 2014, as applicable</li> <li>• Editorial changes</li> </ul>
15.	0344 Poverty Level Coverage Groups	<ul style="list-style-type: none"> <li>• ERLID #6932, last amended October 1, 2008</li> <li>• Repeal in its entirety</li> </ul>
16.	0347 Access to Medicaid Coverage Under the Affordable Care Act: New and Existing Eligibility Groups	<ul style="list-style-type: none"> <li>• ERLID #7492, emergency rule filed on September 20, 2013 and expires on January 18, 2014</li> <li>• New requirements contained in the 1300 sections of the MCAR will replace and supersede the emergency rule</li> </ul>

## Medicaid Regulations: Summary of Non-technical Amendments

	<i>Medicaid Code of Administrative Rules Section #</i>	<i>Notes/Nature of the Amendments</i>
17.	0348 RIte Care Benefits	<ul style="list-style-type: none"> <li>• ERLID #7198, last amended February 27, 2013</li> <li>• Repeal in its entirety</li> </ul>
18.	0349 RIte Share Premium Assistance Program	<ul style="list-style-type: none"> <li>• ERLID #6934, last amended October 1, 2011</li> <li>• Repeal in its entirety</li> </ul>
19.	Sherlock Plan Regs	<ul style="list-style-type: none"> <li>• ERLID #6741, last amended January 1, 2012</li> <li>• Becomes new section #1373 in the MCAR</li> </ul>
20.	Transportation Regs	<ul style="list-style-type: none"> <li>• Transportation rules were contained in ERLID # 7243, section 0300, last amended February 27, 2013</li> <li>• Rules have been entirely moved into new section #1360 of the MCAR</li> </ul>
21.	1300	<ul style="list-style-type: none"> <li>• Overview of Affordable Care Coverage (all new text)</li> </ul>
22.	1301	<ul style="list-style-type: none"> <li>• New rule on Medicaid coverage groups (all new text)</li> </ul>
23.	1302	<ul style="list-style-type: none"> <li>• RESERVED section for future amendments</li> </ul>
24.	1303	<ul style="list-style-type: none"> <li>• Application Process (all new text)</li> </ul>
25.	1304	<ul style="list-style-type: none"> <li>• RESERVED section for future amendments</li> </ul>
26.	1305	<ul style="list-style-type: none"> <li>• Eligibility Requirements (all new text)</li> </ul>
27.	1306	<ul style="list-style-type: none"> <li>• Renewal Requirements (all new text)</li> </ul>
28.	1307	<ul style="list-style-type: none"> <li>• Determination of income eligibility based on modified adjusted gross income "MAGI" (all new text)</li> </ul>
29.	1308	<ul style="list-style-type: none"> <li>• Verification/ datahub requirements (all new text)</li> </ul>
30.	1309	<ul style="list-style-type: none"> <li>• RIte Care (requirements previously contained in ERLID #7198) (all new text)</li> </ul>
31.	1310	<ul style="list-style-type: none"> <li>• Rhody Health Program (all new text)</li> </ul>
32.	1311	<ul style="list-style-type: none"> <li>• Enrollment requirements (all new text)</li> </ul>
33.	1312	<ul style="list-style-type: none"> <li>• RIte Share (requirements previously contained in ERLID #6934) (all new text)</li> </ul>
34.	1313	<ul style="list-style-type: none"> <li>• RESERVED section for future amendments</li> </ul>
35.	1314	<ul style="list-style-type: none"> <li>• Communities of Care requirements (all new text)</li> </ul>
36.	1315	<ul style="list-style-type: none"> <li>• Subsidy Program: Rhode Island Affordable Health Care Coverage Assistance Program (all new text)</li> </ul>