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State/Territory Name: Colorado

State Plan Amendment (SPA) #: CO-16-0013

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Pages

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
1961 Stout Street, Room 08-148
Denver, CO 80294



Region VIII

March 13, 2017

Susan E. Birch, MBA, BSN, RN, Executive Director
Department of Health Care Policy & Financing
303 East 17th Avenue, 7th Floor
Denver, CO 80203

RE: Colorado #16-0013

Dear Ms. Birch:

We have reviewed the proposed State Plan Amendment (SPA) submitted under transmittal number (TN) 16-0013. This Amendment amends the income methodology provisions under the Medicaid Buy-In for Working Adults with Disabilities program to disregard the income of the applicant's spouse for the purposes of determining eligibility.

Please be informed that this State Plan Amendment was approved today with an effective date of October 30, 2016. We are enclosing the CMS-179 and the amended plan page(s).

If you have any questions concerning this amendment, please contact Curtis Volesky at (303) 844-7033.

Sincerely,



Mary Marchioni
Acting Associate Regional Administrator
Division for Medicaid & Children's Health Operations

cc: Gretchen Hammer John Bartholomew
Pat Connally Amanda Forsythe

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES		1. TRANSMITTAL NUMBER: 16-0013	2. STATE: COLORADO
		3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
TO: REGIONAL ADMINISTRATOR CENTERS FOR MEDICARE & MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE: October 30, 2016	
5. TYPE OF PLAN MATERIAL (<i>Check One</i>): NEW STATE PLAN AMENDMENT TO BE CONSIDERED AS A NEW PLAN <input checked="" type="checkbox"/> AMENDMENT			
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (<i>Separate transmittal for each amendment</i>)			
6. FEDERAL STATUTE/REGULATION CITATION: Social Security Act §1902(a)(10)(A)(ii)(XVI)		7. FEDERAL BUDGET IMPACT: a. FFY 2016-17: <u>\$0</u> b. FFY 2017-18: <u>\$0</u>	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Supplement 8a to Attachment 2.6-A, page 2		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (<i>If Applicable</i>): Supplement 8a to Attachment 2.6-A, page 2 (TN 12-005)	
10. SUBJECT OF AMENDMENT: This State Plan Amendment amends the income methodology provisions under the Medicaid Buy-In for Working Adults with Disabilities program to disregard the income of the applicant's spouse for the purposes of determining eligibility.			
11. GOVERNOR'S REVIEW (<i>Check One</i>): GOVERNOR'S OFFICE REPORTED NO COMMENT <input checked="" type="checkbox"/> OTHER, AS SPECIFIED COMMENTS OF GOVERNOR'S OFFICE ENCLOSED Governor's letter dated 15 January, 2015 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL			
12. SIGNATURE OF STATE AGENCY OFFICIAL: 		16. RETURN TO: Colorado Department of Health Care Policy and Financing 1570 Grant Street Denver, CO 80203-1818 Attn: David DeNovellis	
13. TYPED NAME: Gretchen Hammer			
14. TITLE: Medicaid Director			
15. DATE SUBMITTED: <u>Initial: December 28, 2016</u> <u>Revised: 2/23/2017</u>			
FOR REGIONAL OFFICE USE ONLY			
17. DATE RECEIVED December 28, 2016		18. DATE APPROVED March 10, 2017	
PLAN APPROVED – ONE COPY ATTACHED			
19. EFFECTIVE DATE OF APPROVED MATERIAL October 30, 2016		20. SIGNATURE OF REGIONAL OFFICIAL 	
21. TYPED NAME Mary Marchioni		22. TITLE Acting ARA, DMCHO	
23. REMARKS			

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
MEDICAL ASSISTANCE PROGRAM

STATE OF COLORADO

- Medically Needy under 1902(a)(10)(C)(i)(III).
- All aged, blind or disabled groups in 209(b) states under 1902(f).
- QMBs, SLMBs and QIs under 1905(p).

MORE LIBERAL METHODS OF TREATING INCOME
UNDER SECTION 1902(a)(10)(A)(ii)(XV) OF THE ACT

The agency uses more liberal income methodologies than the SSI program in determining whether a family meets the income standard of 450% of FPL for the following groups:

TWWIIA Basic Coverage Group - Individuals with a disability at least 16 but less than 65 years of age whose income and resources do not exceed a standard established by the State.

The income exclusions in addition to standard SSI methodology are as follows:

- a. One-third of child support for the applicant/recipient child from an absent parent must be disregarded;
- b. The first \$400 of gross monthly earnings, not to exceed \$1,620 in a calendar year, shall be exempt from consideration as earned income of a disabled or blind child who is a student regularly attending school.
- c. The applicant spouse's income does not count toward the applicant.

*More liberal methods may not result in exceeding gross income limitations under Section 1903 (f).