

**RHODE ISLAND GOVERNMENT REGISTER  
PUBLIC NOTICE OF PROPOSED RULEMAKING**

**EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES**

**Title of Rule:** Medicaid Long-Term Services and Supports (LTSS) Post-Eligibility Treatment of Income (PETI) (210-RICR-50-00-8)

**Rule Identifier:** 210-RICR-50-00-8

**Rulemaking Action:** Proposed Amendment

**Important Dates:**

Date of Public Notice: 03/31/2021

End of Public Comment: 04/30/2021

**Authority for this Rulemaking:**

Chapters 40-6 and 40-8 of the Rhode Island General Laws, as amended; Title XIX of the Social Security Act

**Summary of Rulemaking Action:**

This amendment clarifies the calculation for Assisted Living Special Maintenance of Need Allowance for room and board for all Medicaid LTSS beneficiaries residing in assisted living (other than D and F), should be the federal benefit rate + supplemental payment for Category F, less the applicable personal needs allowance, as adjusted for a single versus double room. This amendment also proposes increasing the personal needs allowance (PNA) for category D from \$100 to \$120 to align with category F.

**Additional Information and Comments:**

All interested parties are invited to request additional information or submit written or oral comments concerning the proposed amendment until April 30, 2021 by contacting the appropriate party at the address listed below:

Melody Lawrence  
Executive Office of Health and Human Services  
RI Executive Office of Health & Human Services  
Virks Building, 3 West Road  
Cranston, RI 02920  
melody.lawrence@ohhs.ri.gov

In accordance with R.I. Gen. Laws § 42-35-2.8, an oral hearing will be granted if requested by twenty-five (25) persons, by an agency or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

**Regulatory Analysis Summary and Supporting Documentation:**

Amendment is necessary to support eligibility.

For full regulatory analysis or supporting documentation see agency contact person above.