

## CONCISE EXPLANATORY STATEMENT

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In accordance with the Administrative Procedures Act, R.I. Gen. Laws § 42-35-2.6, following is a concise explanatory statement:

**AGENCY:** Executive Office of Health and Human Services (EOHHS)

**DIVISION:** Medicaid Policy Unit

**RULE IDENTIFIER:** 210-RICR-30-05-3

**RULE TITLE:** Chapter 30 – Medicaid for Children, Families, and Affordable Care Act (ACA) Adults, Subchapter 05 – Service Delivery Options, Part 3 Rite Share Premium Assistance Program

### REASON FOR RULEMAKING:

EOHHS is revising regulation to correct the Parent/Caretaker income threshold. The agency incorrectly implemented a threshold of 136% FPL (141% w/5% disregard) for which the State does not have authority. The correct threshold for this beneficiary category is 133% FPL (138% w/5% disregard).

210-30-05-3- also includes technical clean up, reorganization of information for clarity and to more accurately reflect Rite Share Program operations. Such revisions include the removal of language describing how the Rite Share program navigates employer sponsored insurance (ESI) of a non-custodial parent as this policy is no longer in effect, addition of language describing how the program applies to adopted children, and addition of insurance brokers and carriers as accessible sources of information regarding ESI.

### ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE EFFECTIVENESS OF THE RULE: N/A

**TESTIMONY AND COMMENTS:** Comments were received and are summarized in the response to comments document.

**CHANGE TO TEXT OF THE RULE:** No changes are being proposed that differ from the rule that was posted for public comment

### REGULATORY ANALYSIS:

In the development of this proposed adoption, consideration was given to: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business. No alternative approach, duplication, or overlap was identified based upon available information.

