

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

EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

Title of Rule: "Medicaid MAGI Financial Eligibility Determinations and Verification" (210-RICR-30-00-5)

Rule Identifier: 210-RICR-30-00-5

Rulemaking Action: Proposed Amendment

Important Dates:

Date of Public Notice: May 30, 2025

End of Public Comment: June 30, 2025

Rulemaking Authority:

Chapters 40-6 and 40-8 of the Rhode Island General Laws

as amended; Title XIX of the Social Security Act

42 CFR 435.945(k)

IRS Publication 17

Summary of Rulemaking Action:

Regulations are being revised to reflect the State's use of commercially available data sources and the removal of the tuition and fees deduction by the Internal Revenue Service (IRS).

Additional Information and Public Comments:

All interested parties are invited to request additional information or submit written or oral comments concerning the proposed amendment until June 30, 2025 by contacting the appropriate party at the address listed below:

Katy Thomas
Executive Office of Health and Human Services
Virks Building
3 West Rd.
Cranston, RI 02920
kathryn.thomas@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 a governmental agency or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within ten (10) days of the publication of this notice.

Regulatory Analysis Summary and Supporting Documentation:

Amendments to this Rule document the State's use of commercially available data sources for wage and employment verification for purposes of Medicaid eligibility. The data available through these sources is updated more frequently than alternative sources such as SWICA and is more accurate. Using this data will help to ensure that RI Medicaid financial eligibility determinations are as accurate as possible and that those eligible for services will be able to access them.

The tuition and fees deduction is no longer available per IRS guidance and is therefore being removed from regulation.

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.

For full regulatory analysis or supporting documentation contact the agency staff person listed above.