

210-RICR-30-00-6

TITLE 210 - EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

CHAPTER 30 - MEDICAID FOR CHILDREN, FAMILIES AND AFFORDABLE CARE ACT (ACA) ADULTS

SUBCHAPTER 00 – N/A

Part 6 – Medicaid MAGI Financial Eligibility Determinations and Verification During the COVID-19 Emergency

6.1 Scope and Legal Authority

- A. The purpose of this rule is to: temporarily suspend the verification requirements of the Modified Adjust Gross Income (MAGI) standard and to allow for self-attestation of these requirements when determining MAGI-related eligibility for the Medicaid Affordable Care Coverage (MACC) groups identified in Part 1 of this Chapter during the federal declaration of emergency pertaining to the COVID-19 emergency.
- B. This Part is promulgated pursuant to:
 - 1. Federal authorities as follows:
 - a. Federal Laws -Title IVE, Title XIX, Title XXI of the U.S. Social Security Act and ACA (U.S. Public Law 111-148); Health Care and Education Reconciliation Act of 2010 (U.S. Public Law 111-15).
 - b. Federal Regulations – 42 C.F.R. §§ 435.603; 435.902-910; 435.916. 435.1005
 - c. The Medicaid State Plan and the Title XIX, Section 1115 (a) Demonstration Waiver (11-W-00242/1), effective through December 31, 2018.
 - d. The Medicaid and CHIP Disaster Relief MAGI-Based Verification Plan Addendum
 - 2. State authorities – R.I. Gen. Laws Chapters 40-6, 40-8, 42-7.2.

6.2 Definitions

- A. As used herein, the following terms shall be defined as follows:

1. “Attestation” means the act of a person affirming through an electronic or written signature that the statements the person made when applying for Medicaid eligibility are truthful and correct. When the person completing the application is requesting eligibility, this is self-attestation. When an adult who is in the applicant's household or family, or who is acting as an authorized representative when the person requesting eligibility is a minor or incapacitated, is completing the application, this is attestation.

2. “MAGI” means modified adjusted gross income, adjusted by any amount excluded from gross income under section 911 of the IRS Code, and any interest accrued.

6.3 Verification Process (See 210 RICR 30 00 5).

- A. In making Medicaid MAGI eligibility determinations and verifications for children, families, and Affordable Care Act (ACA) adults in accordance with Part 5 of this chapter during the novel Coronavirus Disease (COVID-19) declaration of emergency, the state will temporarily waive verification rules related to income, age/date of birth, receipt of other coverage, Social Security Number, application for other benefits, and whether the applicant has access to employer-sponsored insurance. The State will accept self-attestation or attestation, as applicable, for these eligibility requirements. These emergency provisions to accept attestation supersede the verification rules related to income, age/date of birth, receipt of other coverage, Social Security Number, application for other benefits, and whether the applicant has access to employer-sponsored insurance as required in 210-RICR-30-00-5 § 5.7 "Verification Process" only. All other provisions of Part 5 of this chapter remain in effect to the extent they are not inconsistent with this part.