

Final Medicaid Special Enrollment Period Regulations

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Background

In August, the MHBE Board of Trustees approved a proposed regulation change to extend the special enrollment period for loss of Medicaid coverage from 90 to 120 days.

We now seek approval to *finalize* the regulatory change.

Why are we making this request?

- During the Public Health Emergency unwinding, Medicaid expanded its eligibility reconsideration period from 90 days to 120 days. Medicaid has chosen to make this a permanent change.
- Federal rules align the loss-of-Medicaid SEP with the reconsideration period. As this is now a permanent change, MHBE is seeking to update our regulations to align with the 120-day reconsideration period.

14.35.07.12E(2)(a) Proposal

E. To be eligible for a special enrollment period under this regulation, a qualified individual, an enrollee, a qualified individual's dependent or an enrollee's dependent shall:

(1) Report the loss of minimum essential coverage or the termination of coverage under §A(1)—(4) of this regulation;

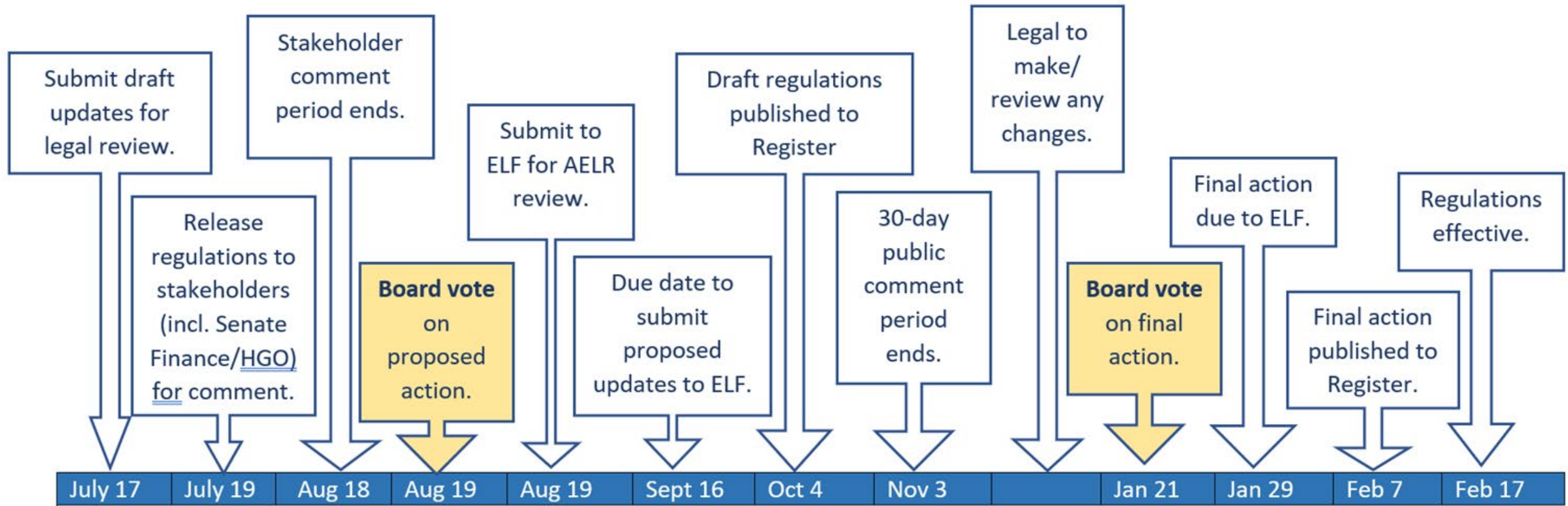
(2) Select a QHP:

(a) Up to 60 days before or within **[90] 120 days** after the loss of minimum essential coverage through the Maryland State Medicaid Program or the Maryland Children's Health Insurance Program (CHIP), including the Maryland Children's Health Program (MCHP) Premium, on August 1, 2024, and beyond; or

(b) Up to 60 days before or within 60 days after the loss of any other form of minimum essential coverage or the termination of coverage; and

(3) (text unchanged)

Timeline



No comments were received during the October 4 - November 3 public comment period

Request for Approval of Final Regulations and Authorization to Submit Final Action to DSD

MOTION: I move to [approve/defer/reject] the Medicaid Special Enrollment Period final regulations as presented, and authorize MHBE to submit them to the Division of State Documents for publication in the Maryland Register [as presented/as amended].