



Dora

Department of Regulatory Agencies

Division of Insurance

Bulletin No. B-4.39

Concerning Eligibility Notifications for Children Receiving Early Intervention Services

I. Background and Purpose

The purpose of this bulletin is to provide guidance to carriers regarding the notification to be provided to the Colorado Division for Developmental Disabilities when the individual or group health coverage of an eligible child, as defined in § 10-16-104(1.3)(a)(III), C.R.S., has been terminated or cancelled.

Bulletins are the Division of Insurance's interpretations of existing insurance law or general statements of Division policy. Bulletins themselves establish neither binding norms nor finally determine issues or rights.

II. Applicability and Scope

This bulletin is intended for all licensed carriers, including health maintenance organizations, issuing group and individual sickness and accident insurance policies in the state of Colorado.

III. Division Position

Existing law requires the Colorado Division for Developmental Disabilities to notify a carrier within ninety (90) days if a child is no longer eligible for early intervention services. Due to the importance of utilizing proper funding arrangements for payment of services for children receiving early intervention services, the Division of Insurance has determined that carriers should notify the Colorado Division for Developmental Disabilities within ninety (90) days of learning that a child is no longer covered by the individual or group health policy.

When notification is not provided timely, trust fund payments previously made to service providers must be taken back and either state early intervention funds or federal Part C early intervention funds must be used instead. This complicates accounting issues for service providers as well as for the use of both state and federal funds.

IV. Additional Division Resources

A. For More Information

Colorado Division of Insurance
Consumer Affairs, Life and Health Section
1560 Broadway, Suite 850
Denver, CO 80202
Tel. 303-894-7499 Toll-free (in state): 800-930-3745
Internet: <http://www.dora.state.co.us/insurance>

B. Related Division Regulations

Colorado Insurance Regulation 4-2-28

V. **History**

- Issued June 8, 2011