



Health Care Reform & Justice Involved Populations

Prepared by: Colorado Criminal Justice Reform Coalition (CCJRC)

Eliminate the overuse of the criminal justice system and improve community health & safety

- Policy advocacy
- Trainings/Education
- Campaigns
- Resource for justice involved people

Presentation Roadmap



- Opportunities offered by the Affordable Care Act (ACA)
- Medicaid & Connect for Health Colorado
- Eligibility of Justice Involved Individuals
- Medicaid Structure: Accessing Physical & Behavioral Health Care Services
- Resources & Considerations

Opportunities offered by the ACA



- Majority of people in Colorado now have the opportunity to have health care coverage.
- Over 100,000 justice involved people in Colorado on any given day.
- Estimated 70% - 90% will be eligible for health insurance.
- Providing health care, particularly behavioral health services, to justice involved individuals has been shown to reduce recidivism rates.

Health Care Reform Impact



- An estimated 70% - 90% of justice involved individuals are now eligible for Medicaid.
- Potential Impact to:
 - Improve the **health** of justice involved individuals.
 - **Stop** the revolving door.
 - Promote **alternatives** to the overuse of the CJ system.

Comprehensive Coverage



- **10 Essential Health Benefits must be offered**
 - Free preventative coverage
 - Mental health and substance use disorder coverage at parity
- Ambulatory patient services
 - Emergency Services
 - Hospitalization
 - Maternity/newborn care
 - **Mental health/substance abuse**
 - **Prescription drugs**
 - Rehabilitative and habilitative services and devices
 - Laboratory services
 - **Preventive and wellness care/chronic disease management**
 - Pediatric services, including oral and vision care

Medicaid & Connect for Health Colorado 101



Medicaid

- Public health insurance program for low-income individuals
- Colorado Department of Health Care Policy & Financing (HCPF)
- Can enroll anytime
- Estimated 2/3 of justice involved population will be eligible for Medicaid

Connect for Health Colorado (Marketplace)

- Marketplace to purchase private health insurance & apply for tax subsidy to help cover the cost of purchasing health insurance
- Can choose from a variety of health plans
- Open enrollment period or qualifying life event

Eligibility Depends on Income & Family Size



Medicaid

- Expanded to cover the vast majority of Coloradans up to **133% FPL** (about \$1300/month) for a single adult.

Connect for Health Colorado (Marketplace)

- Private insurance, including tax subsidies to those up to **400% FPL** (about \$3800/month) for a single adult.

Family size is based on who you claim and how you file your taxes, not necessarily who lives with you.

If you are eligible for Medicaid, you **cannot** be eligible for tax credits to purchase private insurance.

Coverage Up to Age 26



Medicaid

- Former Foster Care
 - Eligible for individuals who were in foster care at ages 18 – 21 & enrolled in Medicaid
- No income test for eligibility

Connect for Health Colorado

- Plan must cover children (dependents)
- Children can join or remain on a parent's plan even if they are:
 - Married
 - Not living with their parents
 - Attending school
 - Not financially dependent on their parents
 - Eligible to enroll in their employer's plan

Options for Pregnant Women & Children



Medicaid

- Pregnant Women
Up to 195% FPL
(about \$1900/month)
- Children
Up to 142% FPL
(about \$1400/month)
- Presumptive eligibility

CHP+ (Child Health Plan Plus)

- Up to 260% FPL (about \$2500/month)
- Under the age of 19 or pregnant
- Enrollment fees and small co-pays may be required



Eligibility and Enrollment of Justice Involved Populations

Eligibility Depends on CJ Status



Most justice involved individuals will be eligible for coverage.

Clients are **NOT** eligible for coverage if:

- they are an inmate of a public institution (i.e., under the control of state, county, federal government or municipality)

Eligibility during Pretrial Phase



Pretrial Status	Eligible for Medicaid?	Marketplace	
		Eligible for Coverage?	Eligible for Tax Credits?
- On bond or diversion pending disposition	Yes	Yes	Yes
- In jail pending disposition	No*	Yes**	Yes

* The jail or prison facility is responsible for all health care services provided in-house. Medicaid can reimburse for medical care provided to an incarcerated person admitted as an inpatient in a hospital for at least 24 hours.

** Private insurance **may** pay for inpatient or outpatient services received while someone is in jail pretrial as long as the person continues to pay premiums and receives treatment in-network.

Eligibility while serving a sentence



Serving Sentence	Eligible for Medicaid?	Marketplace**	
		Eligible for Coverage?	Eligible for Tax Credits?
In Jail	No*	No	No
In Prison	No*	No	No
Probation	Yes	Yes	Yes
Parole	Yes	Yes	Yes

* The jail or prison facility is responsible for all health care services provided in-house. Medicaid can reimburse for medical care provided to an incarcerated person admitted as an inpatient in a hospital for at least 24 hours.

**Marketplace enrollment must be discontinued within 30 days of being sentenced to a period of incarceration.

Eligibility in Community Corrections (“halfway house”)



Community Corrections	Eligible for Medicaid?	Marketplace	
		Eligible for Coverage?	Eligible for Tax Credits?
-- Residential & Non-Residential	Yes	Yes	Yes

- The Center for Medicare & Medicaid Services published guidance on April 28, 2016 that allowed for people in Community Corrections to be eligible for Medicaid.
- The Colorado Department of Health Care Policy & Financing published guidance on June 1, 2016 stating that all residents of Community Corrections facilities in Colorado, except for one facility in Colorado Springs, are eligible for Medicaid as long as they meet the income requirement.



Medicaid Structure: Accessing Physical & Behavioral Health Care

Medicaid Services Structure



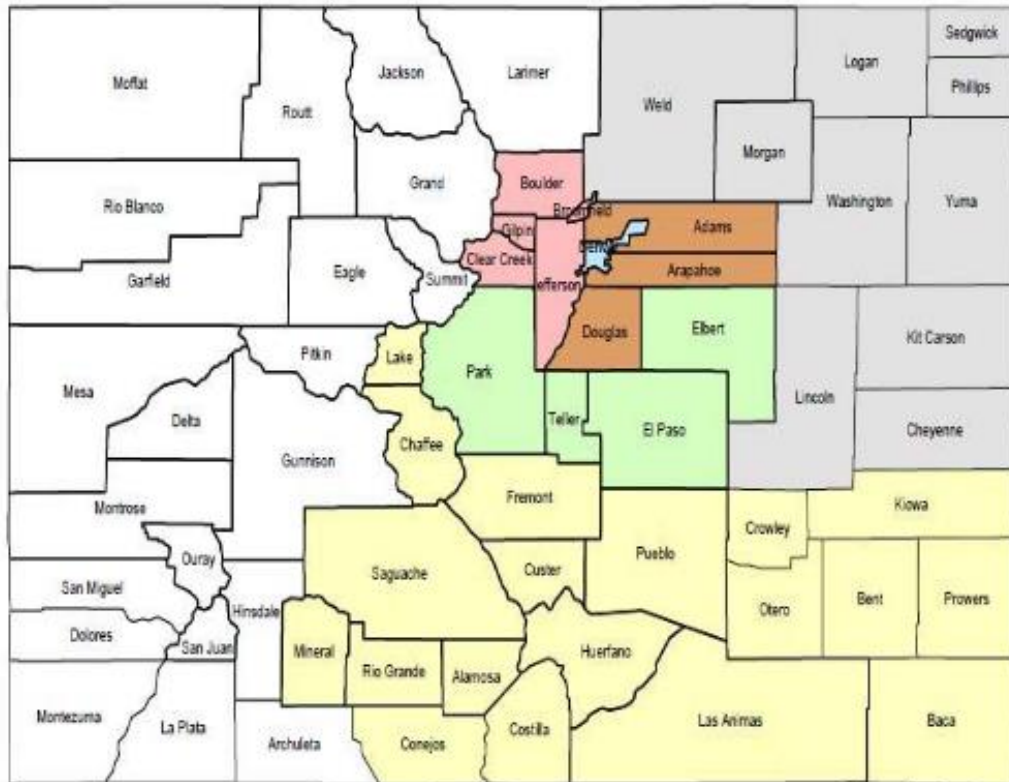
Physical Health Care Coordination

- Variety of health plans within Medicaid.
- Accountable Care Collaborative (**ACC**) is Medicaid's primary health care program.
- It is comprised of Regional Care Collaborative Organizations (RCCOs) and Primary Care Medical Providers (PCMPs).

Behavioral Health Managed Care

- Behavioral Health Organizations (**BHOs**) are responsible for care coordination.
- BHOs contract with community mental health centers and other treatment providers.

ACC Program – Regional Care Collaborative Organizations



- Region 1 Rocky Mountain Health Plans
- Region 2 Colorado Access
- Region 3 Colorado Access
- Region 4 Integrated Community Health Partners
- Region 5 Colorado Access
- Region 6 Colorado Community Health Alliance
- Region 7 Community Care of Central Colorado

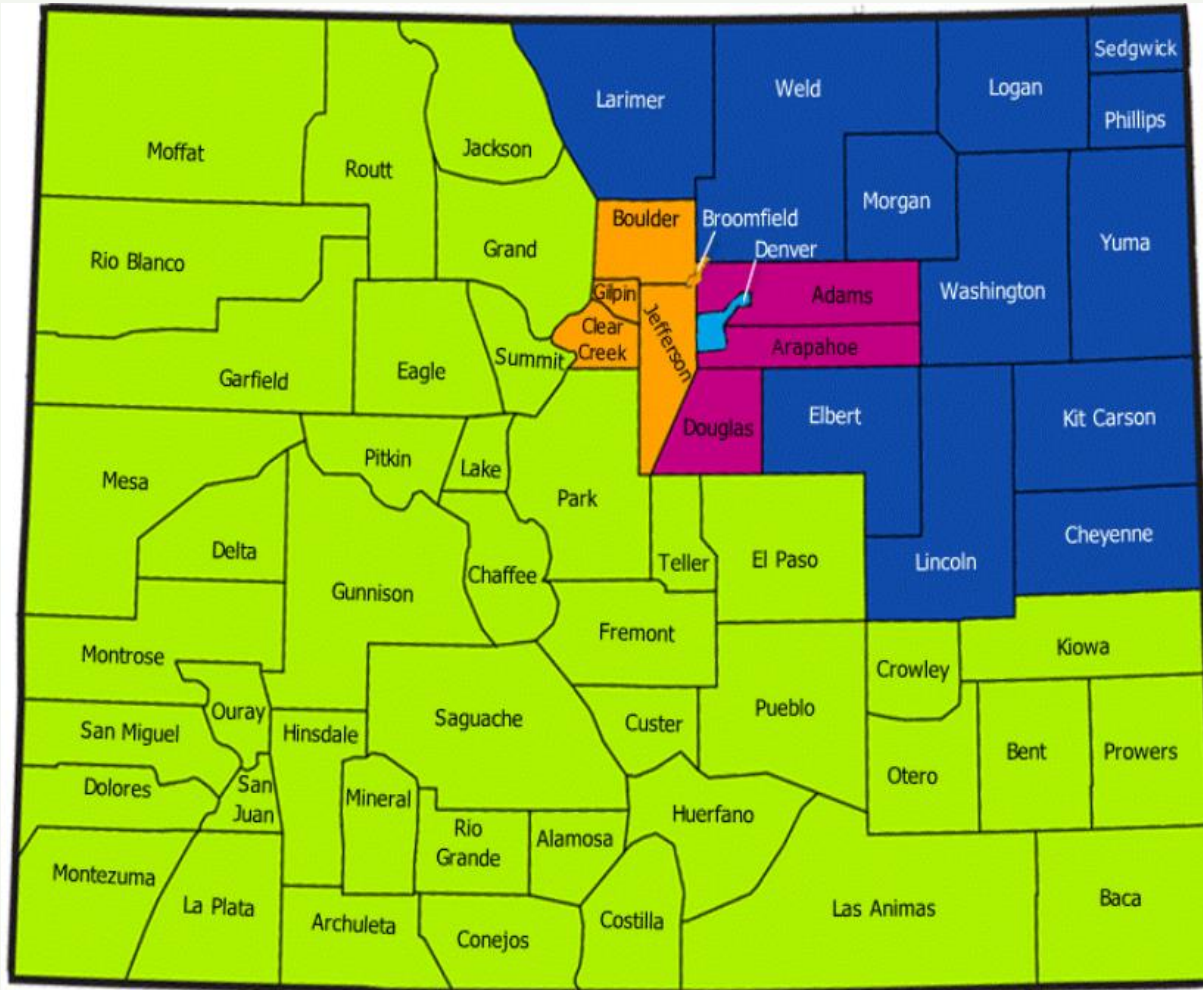
Sample of Medicaid Covered Benefits



- ✓ Dental Care – up to \$1000
- ✓ Annual Physical Exam
- ✓ Immunizations & Vaccines
- ✓ Urgent Care Visits
- ✓ Outpatient Surgery
- ✓ Prescription Drugs
- ✓ Preventative & Wellness Services
- ✓ Chronic Disease Management
- ✓ Emergency Room Visits
- ✓ Transportation Services to/from appointments

Small co-pays may be required to receive some of these services

Behavioral Health Organizations



- Colorado Access/Access Behavioral Care Northeast (ABC)
- Behavioral Healthcare, Inc. (BHI)
- Colorado Health Partnership (CHP)
- Foothills Behavioral Health Partners (FBHP)
- Colorado Access/Access Behavioral Care Denver (ABC)

Covered Mental Health Benefits

- ✓ Inpatient hospital psychiatric care
- ✓ Outpatient hospital psychiatric services
- ✓ Psychiatrist services
- ✓ Individual and group therapy
- ✓ Medication management
- ✓ Case management services
- ✓ Emergency services
- ✓ Vocational services
- ✓ Clubhouse/drop-in centers
- ✓ Assertive Community Treatment
- ✓ Recovery services
- ✓ Respite services
- ✓ Prevention/early intervention activities
- ✓ School-based and day treatment services for children/youth

Behavioral health services must be “medically necessary”

Covered Substance Use Disorder (SUD) Treatment Benefits



- ✓ Alcohol and/or drug assessments
- ✓ Social detox services
- ✓ Individual & Group Therapy – Outpatient
- ✓ Targeted Case Management
- ✓ Drug screening & monitoring
- ✓ Peer Advocate Services
- ✓ Medication Assisted Treatment

Note: Residential SUD treatment is not a covered benefit



Considerations & Resources

Considerations



- The criminal justice system may not be aware of or engaged in opportunities afforded by health care reform.
- Many justice involved people have never had health insurance or a primary care provider.
- Will greatly benefit from health care navigation services.
- May have restrictions and requirements they must comply with that could affect the delivery of health services.
- May be under a significant amount of stress that can be adversely affecting their health.

Considerations (cont.)



- Have discussions with criminal justice agencies, including jail administrators & pretrial services, to establish & coordinate enrollment efforts.
- Educate justice involved individuals about what having health insurance means and how to access services.

Resources



- Establish relationships with [county human services departments](#), [Medical Assistance Sites](#) and/or [health coverage guides](#) to help enroll justice involved individuals and their families.
- Establish relationships with [Community Safety Net Clinics](#) and [Federally Qualified Health Centers](#) to help with enrollment & access to care.
- Apply for Medicaid directly online: [Colorado PEAK](#)
- Help participants download the [PEAK Health Mobile App](#)

Take Care Health Matters Campaign



Take Care Health Matters



- Website
- Resource Guide
- Presentations & Trainings
- Client Level Materials
- Local/County Based Support
- Stakeholder Groups



Questions? Comments? Discussion?



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