

Appeals

An important way to help your clients and your business

The logo for the Colorado Cross-Disability Coalition, consisting of the lowercase letters 'cccc' in a bold, blue, sans-serif font. The letters are slightly stylized, with the 'c's having a small gap at the bottom.

cccc

**COLORADO
CROSS-DISABILITY
COALITION**



Alliance

Colorado Communities United for People
with Developmental Disabilities

Words of wisdom



Appeal 1st

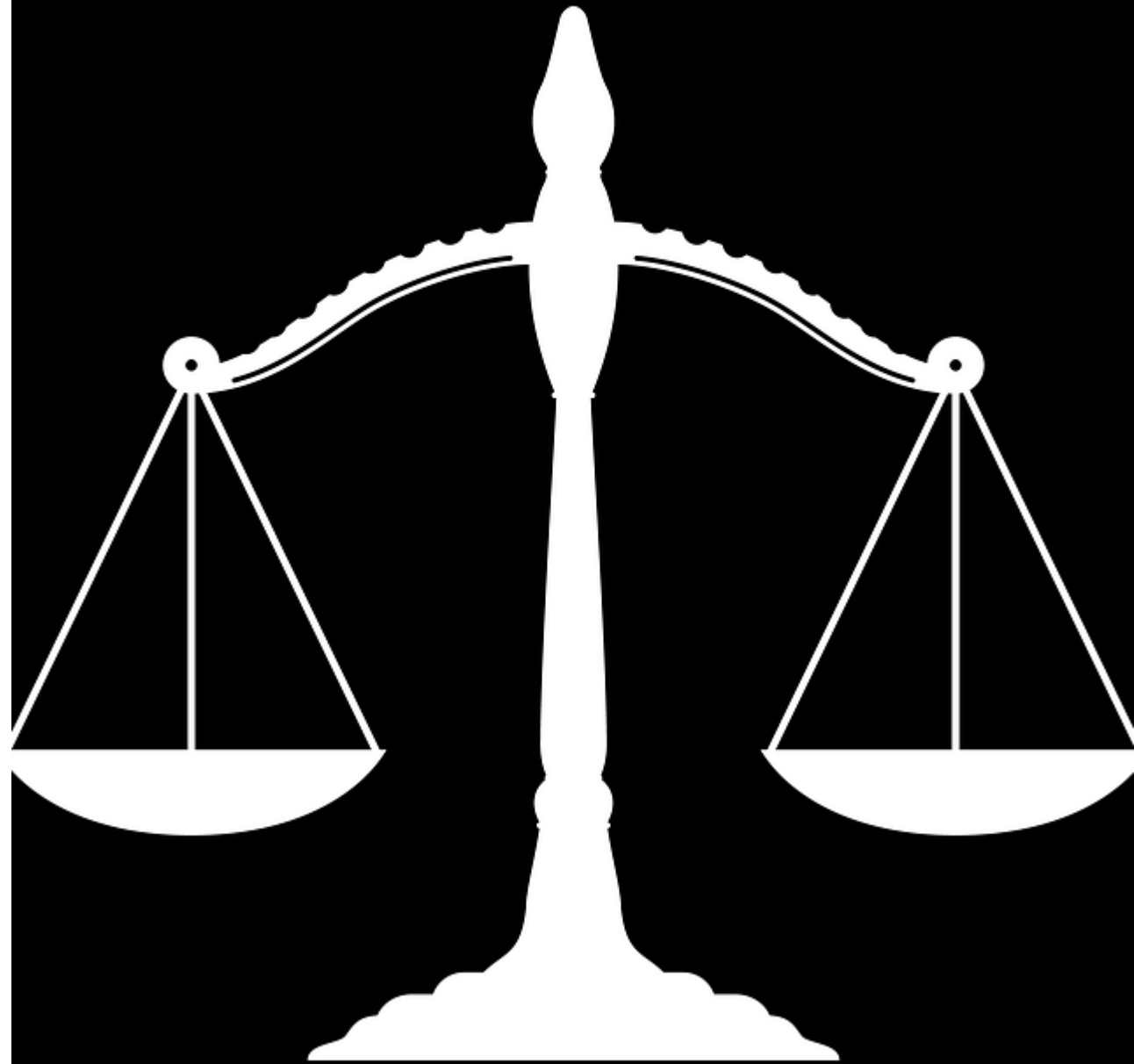


Think 2nd

Attributed to Peter Komlos-Hrobsky with
Colorado Legal Services

What is an appeal?

- Formal and legally binding objection to an adverse action



Key words

Appellant

Appellee

Dismissal

Stay

Non-attorney representative

Authorized representative

When to appeal

- If client gets a notice discontinuing, reducing, or suspending services or eligibility.
- If a client has services disappear with no notice.
- If a client applies for services and is denied.
- If the state/county/eligibility site does not respond to request for services with “reasonable promptness”.



COLORADO
Department of Health Care
Policy & Financing



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Why appeal?

- Preserve benefits
- If you appeal before the date of the intended adverse action benefits must continue as a matter of law. If you re-apply benefits start once NEW application is approved.
- HCBS is not backdated.
- If the notice is bad (not legally proper) client wins! Most notices are bad.

How to appeal

Fill out simple one page form. (See handout)

Email to oac-gs@state.co.us

Have client do non-attorney authorization if you are going to represent client.

If client needs disability accommodations for the appeal process note that in supplemental document.

Who can appeal

- Client
- Client's guardian

- But anyone can assist the client with an appeal.
You do NOT need to be an attorney.

A few tips

1

Make sure to contact Joelle Morrison at HCPF for continuing benefits cases.

2

Make OAC and HCPF provide accommodations for clients to self-represent. We can help as much as possible but need others to help as well.

3

Get releases and add CCDC if you want our advocacy assistance.

Questions

- Donna Sablan, Director of Eligibility and Appeals for client issues
- dsablan@ccdconline.org
- 303-839-1775 X1

Julie Reiskin, Co Executive Director for policy issues

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