



STATE OF MICHIGAN
DEPARTMENT OF COMMUNITY HEALTH
LANSING

RICK SNYDER
GOVERNOR

OLGA DAZZO
DIRECTOR

November 1, 2011

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ADDRESS
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Dear Tribal Chair and Health Director:

RE: Notice of Intent to Submit a Request for Amendment of the Section 1915(c) Home and Community Based Services Waiver for Children with Serious Emotional Disturbance (SEDW) and Section 1915(b)(4) Waiver Application to Operate Concurrently with SEDW

The Michigan Department of Community Health (MDCH) is notifying you of its intent to submit a request for amendment to the Section 1915(c) Home and Community Based Services Waiver for Children with Serious Emotional Disturbances (SEDW). The purpose of this amendment is increase the number of children served and to add seven additional counties (Allegan, Cass, Gratiot, Berrien, St. Clair, Calhoun, Newago) and two additional Community Mental Health Services Programs (Lifeways and Bay-Arenac Behavioral Health) to serve children on the SEDW. The request for amendment will be submitted by December 29, 2011 with a requested effective date of April 1, 2012.

Additionally, the MDCH is notifying you of its intent to submit a Section 1915(b)(4) waiver application to operate concurrently with the SEDW. The purpose of this request is to address structural issues raised by Centers for Medicare and Medicaid Services (CMS) about service provision in the SEDW, specifically "freedom of choice" of providers. If approved, this waiver would restrict provision of waiver services to entities certified by MDCH as Community Mental Health Service Programs (CMHSPs). The request for a Fee-for-Service (FFS) Selective Contracting with CMHSPs under a Section 1915(b)(4) waiver will be submitted to CMS by December 29, 2011, with a requested effective date of April 1, 2012. MDCH will request the 1915 (b)(4) to operate concurrently with the SEDW through September 30, 2012 (Waiver Year 5).

The request for amendment to the SEDW will have no impact on Tribal Governments or on Tribal members as it increases the geographic area where the waiver operates and increases the number of children served. Additionally, the request for a Section 1915(b)(4) waiver formalizes the service delivery model that has been in place since the inception of the SEDW, i.e., CMHSPs will continue to directly provide or contract for services for all children enrolled in the SEDW and will continue to carry out a variety of administrative functions delegated to them by MDCH.

You may submit comments regarding this Notice of Intent to msapolicy@michigan.gov. If you would like to discuss the Notice of Intent, please contact Mary Anne Tribble, Medicaid Liaison to the Michigan Tribes. Mary Anne can be reached at (517) 241-7185 or via e-mail at tribblema@michigan.gov.

There is no public hearing scheduled for this Request for Amendment.

Sincerely,



Stephen Fitton, Director
Medical Services Administration

cc: Catherine Song, Region V, CMS
Pamela Carson, Region V, CMS
Leslie Campbell, Region V, CMS
Jerilyn Church, American Indian Health and Family Services of Southeastern Michigan
L. John Lufkins, Executive Director, Inter-Tribal Council of Michigan, Inc.
Jenny Jenkins, Acting Area Director, Indian Health Service - Bemidji Area Office
Mary Anne Tribble, MDCH
Lynda Zeller, MDCH
Audrey Craft, MDCH

**Distribution List for L 11-39
November 1, 2011**

Mr. Jeffrey D. Parker, President, Bay Mills Indian Community
Ms. Laurel Keenan, Health Director, Bay Mills (Ellen Marshall Memorial Center)
Mr. Derek J. Bailey, Tribal Chairman, Grand Traverse Band Ottawa & Chippewa Indians
Ms. Loi Chambers, Health Director, Grand Traverse Band Ottawa/Chippewa
Mr. Kenneth Meshigaud, Tribal Chairman, Hannahville Indian Community
Ms. G. Susie Meshigaud, Health Director, Hannahville Health Center
Mr. W. Chris Swartz, President, Keweenaw Bay Indian Community
Ms. Carole LaPointe, Health Director, Keweenaw Bay Indian Community - Donald Lapointe Health/Educ Facility
Mr. Alan Shively, Tribal Chairman, Lac Vieux Desert Band of Lake Superior Chippewa Indians
Ms. Terry Fox, Health Director, Lac Vieux Desert Band
Mr. Larry Romanelli, Ogema, Little River Band of Ottawa Indians
Mr. Bob Davis, Health Director, Little River Band of Ottawa Indians
Mr. Ken Harrington, Tribal Chairman, Little Traverse Bay Band of Odawa Indians
Ms. Sharon Sierzputowski, Health Director, Little Traverse Bay Band of Odawa
Mr. DK Sprague, Tribal Chairman, Match-E-Be-Nash-She-Wish Potawatomi Indians (Gun Lake Band)
Ms. Phyllis Davis, Health Director, Match-E-Be-Nash-She-Wish Potawatomi
Mr. Homer Mandoka, Vice Tribal Chairman, Nottawaseppi Huron Band of Potawatomi Indians
Mr. Jon Gardner, Health Director, Huron Potawatomi Inc.- Tribal Health Department
Mr. Matt Wesaw, Tribal Chairman, Pokagon Band of Potawatomi Indians
Mr. Arthur Culpepper, Health Director, Pokagon Potawatomi Health Services
Mr. Dennis V. Kequom Sr, Tribal Chief, Saginaw Chippewa Indian Tribe
Ms. Gail George, Health Director, Nimkee Memorial Wellness Center
Mr. Lana Causley, Tribal Chairman, Sault Ste. Marie Tribe of Chippewa Indians
Ms. Bonnie Culfa, Health Director, Sault Ste. Marie Tribe of Chippewa Indians - Health Center

CC:

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