

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL
FOR: HEALTH CARE FINANCING ADMINISTRATION**

1. TRANSMITTAL NUMBER:

18 - 0010

2. STATE:

Michigan

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)
TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)

TO: REGIONAL ADMINISTRATOR
HEALTH FINANCING ADMINISTRATION
DEPARTMENT OF HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE
September 15, 2018

5. TYPE OF PLAN MATERIAL (*Check One*):

NEW STATE PLAN

AMENDMENT TO BE CONSIDERED AS NEW PLAN

AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (*Separate Transmittal for each amendment*)

6. FEDERAL STATUTE/REGULATION CITATION:
42 CFR 447.201

7. FEDERAL BUDGET IMPACT:
a. FFY 2018 \$25,912,000
b. FFY 2019 \$25,780,000

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:
Attachment 4.19-A Page 24c

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (*If Applicable*):
Attachment 4.19-A Page 24c

10. SUBJECT OF AMENDMENT:

This SPA provides for a funding increase for the Outpatient Uncompensated Care DSH Pool using the distribution methodology consistent with standing MDHHS policy.

11. GOVERNOR'S REVIEW (*Check One*):

GOVERNOR'S OFFICE REPORTED NO COMMENT

COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

OTHER, AS SPECIFIED:

Kathleen Stiffler, Acting Director
Medical Services Administration

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME:
Kathleen Stiffler

14. TITLE:
Acting Director, Medical Services Administration

15. DATE SUBMITTED:
September 27, 2018

16. RETURN TO:

Medical Services Administration
Actuarial Division - Federal Liaison
Capitol Commons Center - 7th Floor
400 South Pine
Lansing, Michigan 48933

Attn: Erin Black

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED:

18. DATE APPROVED:

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL:

20. SIGNATURE OF REGIONAL OFFICIAL:

21. TYPE NAME:

22. TITLE:

23. REMARKS:

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of MICHIGAN

***Methods and Standards for Establishing Payment Rates
Inpatient Hospital Care***

Aggregate DSH expenditures will be made in accordance with Section 1923(g)(1)(A) of the Social Security Act. Prior to computing the amount of payment each individual hospital is eligible to receive from this pool, all other DSH and Medicaid payments that the hospital is scheduled to receive will be counted against the hospital's DSH limit.

g. Outpatient Uncompensated Care DSH Pool

A special pool will be created annually for the purpose of reimbursing hospitals for a portion of their uncompensated care. The pool amount will be ~~\$145,000,000~~ \$185,000,000 in fiscal year ~~2015~~ 2018 and each subsequent fiscal year. Payments from the pool will be made annually.

In order to qualify for a payment from the Outpatient Uncompensated Care DSH Pool, hospitals must meet the minimum requirements for Medicaid DSH payments as specified in Section H. Funds will be distributed from the Outpatient Uncompensated Care DSH Pool to qualifying Privately-Owned or Operated and Non-State Government-Owned or Operated DSH eligible hospitals in Michigan.

The Outpatient Uncompensated Care DSH Pool will be split into Small and Rural and Large-Urban components as follows:

Component	FY 2015 2018 and Subsequent Fiscal Years
Small and Rural components	\$45,000,000 \$60,000,000
Large-Urban components	\$100,000,000 \$125,000,000
TOTALS	\$145,000,000 \$185,000,000

For purposes of distributions from this pool, any qualifying DSH hospital located in Michigan with less than 100 acute care beds or any qualifying DSH hospital located in a Michigan rural or Micropolitan County will be eligible to receive a proportional share of the Small and Rural components of the pool.

Also for purposes of distributions from this pool, any qualifying DSH hospital with 100 or more acute care beds and located in an urban Michigan county will be eligible to receive a proportional share of the Large-Urban components of the pool.

The distribution of funding from the Outpatient Uncompensated Care DSH Pool will be based on each hospital's proportion of outpatient uncompensated care relative to other hospitals in the pool. The formula below will be used to calculate the distribution of payments from the Outpatient Uncompensated Care DSH Pool.

TN NO.: 18-0010

Approval Date: _____

Effective Date: 9/15/2018

Supersedes
TN No.: 15-0007



STATE OF MICHIGAN

DEPARTMENT OF HEALTH AND HUMAN SERVICES
LANSING

RICK SNYDER
GOVERNOR

NICK LYON
DIRECTOR

August 10, 2018

NAME
TITLE
ADDRESS
CITY STATE ZIP

Dear Tribal Chair and Health Director:

RE: Outpatient Uncompensated Care Disproportionate Share Hospital (DSH) Pool Increase

This letter, in compliance with Section 1902(a)(73) and Section 2107(e)(1)(C) of the Social Security Act, serves as notice of intent to all Tribal Chairs and Health Directors of the request by the Michigan Department of Health and Human Services (MDHHS) to submit a State Plan Amendment.

Pending approval by the Centers for Medicare & Medicaid Services (CMS), the Michigan Medicaid State Plan will be modified to reflect a funding increase for the Outpatient Uncompensated Care DSH Pool. The distribution methodology will be consistent with standing MDHHS policy. These changes will be implemented in a manner that is budget neutral to the State of Michigan. The State of Michigan expects these changes will have little or no impact on tribal members. The anticipated effective date of this State Plan Amendment is September 15, 2018.

There is no public hearing scheduled for this State Plan Amendment. Due to timing of guidance received and the subsequent analysis that was required, it is not possible to adhere to the sixty (60) days notification. Therefore, notification is being provided as soon as possible. Input regarding this Amendment is highly encouraged, and comments regarding this notice of intent may be submitted to Lorna Elliott-Egan, MDHHS Liaison to the Michigan Tribes. Lorna can be reached at 517-284-4034, or via email at Elliott-EganL@michigan.gov. **Please provide all input by September 24, 2018.**

In addition, MDHHS is offering to set up group or individual meetings for the purpose of consultation in order to discuss this Amendment, according to the tribes' preference. Consultation meetings will allow tribes the opportunity to address any concerns and voice any suggestions, revisions, or objections to be relayed to the author of the

proposal. If you would like additional information or wish to schedule a consultation meeting, please contact Lorna Elliott-Egan at the telephone number or email address provided above.

MDHHS appreciates the continued opportunity to work collaboratively with you to care for the residents of our state.

Sincerely,



Kathy Stiffler, Acting Director
Medical Services Administration

cc: Keri Toback, Region V, CMS
Leslie Campbell, Region V, CMS
Kyle Straley, Region V, CMS
Ashley Tuomi, MHPA, Executive Director, American Indian Health and Family
Services of Southeastern Michigan
L. John Lufkins, Executive Director, Inter-Tribal Council of Michigan, Inc.
Keith Longie, Director, Indian Health Service - Bemidji Area Office
Lorna Elliott-Egan, MDHHS

Distribution List for L 18-47
August 10, 2018

Mr. Bryan Newland, Tribal Chairman, Bay Mills Indian Community
Ms. Audrey Breakie, Health Director, Bay Mills (Ellen Marshall Memorial Center)
Mr. Thurlow Samuel McClellan, Chairman, Grand Traverse Band Ottawa & Chippewa Indians
Ms. Ruth Bussey, 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. Warren C. Swartz, Jr., President, Keweenaw Bay Indian Community
Mr. Soumit Pendharkar, Health Director, Keweenaw Bay Indian Community - Donald Lapointe Health/Educ Facility
Mr. James Williams, Jr., Tribal Chairman, Lac Vieux Desert Band of Lake Superior Chippewa Indians
Ms. Sadie Valliere, Health & Human Services Director, Lac Vieux Desert Band
Mr. Larry Romanelli, Ogema, Little River Band of Ottawa Indians
Ms. Regina Gasco-Bentley, Tribal Chairman, Little Traverse Bay Band of Odawa Indians
Ms. Jodi Werner, Health Director, Little Traverse Bay Band of Odawa
Mr. Scott Sprague, Chairman, Match-E-Be-Nash-She-Wish Potawatomi Indians (Gun Lake Band)
Ms. Kelly Wesaw, Health Director, Match-E-Be-Nash-She-Wish Potawatomi
Mr. Jamie Stuck, Tribal Chairman, Nottawaseppi Huron Band of Potawatomi Indians
Ms. Rosalind Johnston, Health Director, Huron Potawatomi Inc.- Tribal Health Department
Mr. John Warren, Tribal Chairman, Pokagon Band of Potawatomi Indians
Mr. Matt Clay, Health Director, Pokagon Potawatomi Health Services
Mr. Ronald Ekdahl, Tribal Chief, Saginaw Chippewa Indian Tribe
Mrs. Karmen Fox, Executive Health Director, Nimkee Memorial Wellness Center
Mr. Aaron Payment, Tribal Chairman, Sault Ste. Marie Tribe of Chippewa Indians
Mr. Leonid Chugunov, Health Director, Sault Ste. Marie Tribe of Chippewa Indians - Health Center

CC: Keri Toback, Region V, CMS
Leslie Campbell, Region V, CMS
Kyle Straley, Region V, CMS
Ashley Tuomi, MHPA, Executive Director, American Indian Health and Family Services of Southeastern Michigan
L. John Lufkins, Executive Director, Inter-Tribal Council of Michigan, Inc.
Keith Longie, Director, Indian Health Service - Bemidji Area Office
Lorna Elliott-Egan, MDHHS



Classified

PAGE C7 / THE FLINT JOURNAL / THURSDAY, SEPTEMBER 13, 2018

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ANNOUNCEMENTS

PUBLIC NOTICES

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS MICHIGAN VETERANS AFFAIRS AGENCY

VETERANS HOME RULES
Rule Set 32.71-32.89

NOTICE OF PUBLIC HEARING

WEDNESDAY, SEPTEMBER 26, 2018
425 Fisher St.
Marquette, MI 49855
Board Room, 1:00 PM

PUBLIC NOTICES

Public Notice

Michigan Department of Health and Human Services Medical Services Administration

Outpatient Uncompensated Care Disproportionate Share Hospital (DSH) Pool Increase State Plan Amendment Request

PETS & SUPPLIES

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PUBLIC NOTICES

The Michigan Department of Health and Human Services (MDHHS) plans to submit a State Plan Amendment (SPA) request to the Centers for Medicare & Medicaid Services (CMS) to increase the Outpatient Uncompensated Care DSH Pool payment amount.

The anticipated effective date for the Outpatient Uncompensated Care DSH Pool increase SPA is September 15, 2018.

Effective September 15, 2018, MDHHS will increase the FY 2018 Outpatient Uncompensated Care DSH pool from \$145 million to \$185 million. The \$40 million increase is split, with \$25 million to be distributed to large/urban hospitals, and \$15 million to be distributed to small/rural hospitals. The pool will remain at this amount for subsequent fiscal years. Distributions to hospitals from the pool will be consistent with current distribution methodology. This process will be completed in a manner that is budget neutral to the State of Michigan.

There is no public meeting scheduled regarding this notice. Any interested party wishing to request a written copy of the SPA or wishing to submit comments may do so by submitting a request in writing to: MDHHS/Medical Services Administration, Program Policy Division, PO Box 30479, Lansing MI 48909-7979 or e-mail MSADraftPol@mdhhs.gov by October 15, 2018. A copy of the proposed State Plan Amendment will also be available for review at http://mdhhs.gov/mdhhs/0,5885,7-339-739970_5080_108153--00.html.

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The Department of Military and Veterans Affairs will hold a public hearing on Wednesday, September 26, 2018 at the DJ Jacobetti Home for Veterans, 425 Fisher St., Marquette, MI in the Board Room at 1:00 p.m. The hearing will be held to receive public comments on proposed changes to the Veterans Home rules.

The proposed rule set (32.71 - 32.89) will amend the current rules to eliminate conflicts between current rules and CMS Medicare/Medicaid rules 42 CFR 483 (Requirements for States and Long Term Care Facilities). Additionally, the proposed rules will rescind obsolete and unnecessary rules.

These rules are promulgated by authority conferred on the board of managers by section 8 of 1885 PA 152, MCL 36.8 and Executive Order 1991-7, MCL 36.1. These rules will take effect immediately upon filing with the Secretary of State.

The rules are published on the Office of Regulatory Re-invention's website at www.michigan.gov/orr and in the September 15, 2018 issue of the Michigan Register. Comments must be submitted to the following address by 5:00 P.M. on Thursday, September 27, 2018. Copies of the draft rules may also be obtained by mail or electronic transmission at the following address:

Department of Military and Veterans Affairs
Steve Rolston,
Michigan Veterans Affairs Agency
222 N. Washington Sq,
5th Floor
Lansing, MI 48933
Phone: 517-242-3862
Fax: 517-242-3295
Email: rolston@michigan.gov

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