

**TRANSMITTAL AND NOTICE OF APPROVAL OF  
STATE PLAN MATERIAL  
FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES**

1. TRANSMITTAL NUMBER <u>22</u> — <u>0001</u>	2. STATE <u>MI</u>
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3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT

TO: CENTER DIRECTOR  
CENTERS FOR MEDICAID & CHIP SERVICES  
DEPARTMENT OF HEALTH AND HUMAN SERVICES

3. PROPOSED EFFECTIVE DATE  
January 1, 2022

5. FEDERAL STATUTE/REGULATION CITATION  
Section 1905(a)(30) of the Social Security Act

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)  
a. FFY 2022 \$0  
b. FFY 2023 \$0

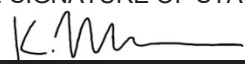
7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT  
Attachment 3.1-A.1 Page 13

8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)

9. SUBJECT OF AMENDMENT  
  
This SPA provides authority for the new mandatory clinical trials benefit.

10. GOVERNOR'S REVIEW (Check One)

GOVERNOR'S OFFICE REPORTED NO COMMENT  OTHER, AS SPECIFIED:  
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED  
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

11. SIGNATURE OF STATE AGENCY OFFICIAL  


11. TYPED NAME  
Kate Massey

12. TITLE  
Director, Health and Aging Services Administration

13. DATE SUBMITTED  
February 18, 2022

15. RETURN TO  
Health and Aging Services Administration  
Office of Strategic Partnerships & Medicaid Administrative Services – Federal Liaison  
Capitol Commons Center – 7<sup>th</sup> Floor  
400 South Pine  
Lansing, Michigan 48933  
Attn: Erin Black

**FOR CMS USE ONLY**

16. DATE RECEIVED	17. DATE APPROVED
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**PLAN APPROVED - ONE COPY ATTACHED**

18. EFFECTIVE DATE OF APPROVED MATERIAL	19. SIGNATURE OF APPROVING OFFICIAL
20. TYPED NAME OF APPROVING OFFICIAL	21. TITLE OF APPROVING OFFICIAL

22. REMARKS

**STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT**

State of MICHIGAN

***AMOUNT, DURATION, AND SCOPE OF MEDICAL AND REMEDIAL CARE  
AND SERVICES PROVIDED TO THE CATEGORICALLY AND MEDICALLY NEEDY***

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## 30. Coverage of Routine Patient Cost in Qualifying Clinical Trials

\*The state needs to check each assurance below.

Provided:   X  

## I. General Assurances:

**Routine Patient Cost – Section 1905(gg)(1)**  X   Coverage of routine patient cost for items and services as defined in section 1905(gg)(1) that are furnished in connection with participation in a qualified clinical trial.**Qualifying Clinical Trial – Section 1905(gg)(2)**  X   A qualified clinical trial is a clinical trial that meets the definition at section 1905(gg)(2).**Coverage Determination – Section 1905(gg)(3)**  X   A determination with respect to coverage for an individual participating in a qualified clinical trial will be made in accordance with section 1905(gg)(3).

PRA Disclosure Statement - This information is being collected to assist the Centers for Medicare & Medicaid Services in implementing Section 210 of the Consolidated Appropriations Act of 2021 amending section 1905(a) of the Social Security Act (the Act), by adding a new mandatory benefit at section 1905(a)(30). Section 210 mandates coverage of routine patient services and costs furnished in connection with participation by Medicaid beneficiaries in qualifying clinical trials effective January 1, 2022. Section 210 also amended sections 1902(a)(10)(A) and 1937(b)(5) of the Act to make coverage of this new benefit mandatory under the state plan and any benchmark or benchmark equivalent coverage (also referred to as alternative benefit plans, or ABPs). Under the Privacy Act of 1974 any personally identifying information obtained will be kept private to the extent of the law. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid Office of Management and Budget (OMB) control number. The OMB control number for this project is 0938-1148 (CMS-10398 #74). Public burden for all of the collection of information requirements under this control number is estimated to take about 56 hours per response. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to CMS, 7500 Security Boulevard, Attn: Paperwork Reduction Act Reports Clearance Officer, Mail Stop C4-26-05, Baltimore, Maryland 21244-1850.

TN NO.: 22-0001

Approval Date: \_\_\_\_\_

Supersedes TN No.:   NEW  Effective Date: 01-01-2022



STATE OF MICHIGAN

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
LANSING

GRETCHEN WHITMER  
GOVERNOR

ELIZABETH HERTEL  
DIRECTOR

November 2, 2021

NAME  
TITLE  
ADDRESS  
CITY STATE ZIP

Dear Tribal Chair and Health Director:

**RE:** Medicaid Coverage of Services Associated with a Clinical Trial

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

The purpose of the SPA is to update the current State Plan and ABP to include reference to covered services associated with a qualified clinical trial in response to Section 210 of the Consolidated Appropriations Act of 2021. It is anticipated the SPA will positively impact Native American beneficiaries, tribal health clinics, and urban Indian organizations. The anticipated effective date of the SPA is January 1, 2022.

There is no public hearing scheduled for this SPA. Input regarding this amendment 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 517-512-4146, or via email at [Elliott-EganL@michigan.gov](mailto:Elliott-EganL@michigan.gov). **Please provide all input by December 17, 2021.**

In addition, MDHHS is offering to set up group or individual consultation meetings to discuss the SPA, according to the tribes' preference. Consultation meetings 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.

L 21-71  
November 2, 2021  
Page 2

An electronic copy of this letter is available at [www.michigan.gov/medicaidproviders](http://www.michigan.gov/medicaidproviders) >>  
Policy, Letters & Forms.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Massey', with a long horizontal flourish extending to the right.

Kate Massey, Director  
Medical Services Administration

CC: Keri Toback, CMS  
Nancy Grano, CMS  
Chasity Dial, CEO, American Indian Health and Family Services of Southeastern  
Michigan  
Daniel Frye, Director, Indian Health Service - Bemidji Area Office  
Lorna Elliott-Egan, MDHHS

**Distribution List for L 21-71  
November 2, 2021**

Ms. Whitney Gravelle, President, Bay Mills Indian Community  
Ms. Audrey Breakie, Health Director, Bay Mills (Ellen Marshall Memorial Center)  
Mr. David M. Arroyo, Chairman, Grand Traverse Band Ottawa & Chippewa Indians  
Mr. Soumit Pendharkar, 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  
Ms. Kathy Mayo, Interim 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  
Mr. Daryl Wever, Health Director, 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. Bob Peters, 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  
Ms. Rebecca Richards, Tribal Chairwoman, Pokagon Band of Potawatomi Indians  
Ms. Priscilla Gatties, Interim Health Director, Pokagon Potawatomi Health Services  
Mr. Tim Davis, Tribal Chief, Saginaw Chippewa Indian Tribe  
Mrs. Karmen Fox, Executive Health Director, Nimkee Memorial Wellness Center  
Mr. Aaron Payment, Tribal Chairperson, Sault Ste. Marie Tribe of Chippewa Indians  
Mr. Leonid Chugunov, Health Director, Sault Ste. Marie Tribe of Chippewa Indians - Health Center

CC: Keri Toback, CMS  
Nancy Grano, CMS  
Chasity Dial, CEO, American Indian Health and Family Services of Southeastern Michigan  
Daniel Frye, Director, Indian Health Service - Bemidji Area Office  
Lorna Elliott-Egan, MDHHS



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**ANNOUNCEMENTS**  
Public Notices

**NOTICE TO CREDITORS**

Laverne N. Weber Trust dated March 15, 1996, as amended. Date of Birth: July 11, 1936.

**TO ALL CREDITORS:** NOTICE TO CREDITORS: The decedent, Laverne N. Weber, who lived at 8494 Ederer Road, Saginaw, Michigan 48609, died October 15, 2021.

Creditors of the decedent are notified that all claims against the Trust will be forever barred unless presented to Kevin L. Weber, Co-Successor Trustee of the Laverne N. Weber Trust dated March 15, 1996, as amended, within 4 months after the date of publication of this notice.  
Date: November 30, 2021.

Robert C. Miller (P50037) Shinners & Cook, P.C. 5195 Hampton Place Saginaw, MI 48604 (989) 799-5000

Kevin L. Weber 44252 Phoenix Drive Sterling Heights, MI 48314 (313) 920-5239

Public Notice

Michigan Department of Health and Human Services Medical Services Administration Coverage of Services Associated with a Clinical Trial State Plan Amendment Requests

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). The request includes a SPA and corresponding alternative benefit plan (ABP) SPA to describe coverage of services associated with a clinical trial in response to Section 210 of the Consolidated Appropriations Act of 2021. The anticipated effective date for the Coverage of Services Associated with a Clinical Trial SPAs is January 1, 2022.

Routine beneficiary costs associated with participation in a qualified clinical trial are covered to the same extent they are covered under the State Plan when the item or service is not provided in association with a qualified clinical trial (as defined in the Act). Services not otherwise covered under the State Plan, including the investigational item or service, may be excluded from coverage.

In compliance with 42 CFR 940.345, individuals under 21 years of age receiving Medicaid benefits will continue to have access to services within the full early and periodic screening, diagnosis, and treatment (EPSDT) benefit as defined in Section 1905(f) of the Social Security Act.

It is anticipated the SPAs will be budget neutral for 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 [MSADraftPolicy@michigan.gov](mailto:MSADraftPolicy@michigan.gov) by December 29, 2021. The proposed State Plan Amendment will also be available for review at [https://michigan.gov/mdhhs/0,3853,3-339-73970\\_5080-108153--,00.html](https://michigan.gov/mdhhs/0,3853,3-339-73970_5080-108153--,00.html).



**ANNOUNCEMENTS**  
Public Notices

**STATE OF MICHIGAN 10TH JUDICIAL CIRCUIT FAMILY DIVISION SAGINAW COUNTY PUBLICATION OF HEARING CASE NO. 15-34512-NA PETITION NO. 21-50063/64/65-NA**

**TO: LAMAR ZEIGLER**

**IN THE MATTER OF: JOVON JAMES ZEIGLER; JASEAN DAVONTRE ZEIGLER; MIA MOR CHRISTINE ZEIGLER; MOTHER: COURTNEY KOCH (DECEASED)**

A petition requesting the court to take jurisdiction of the minor(s) named above has been filed with this court.  
A hearing on the petition will be conducted by the court on December 16, 2021 at 8:30 AM in the 10th Judicial Circuit - Family Division, 3360 Hospital Road, Saginaw, MI 48603, 989-799-2821 before Hon. Barbara L. Meter.

You have the right to an attorney and the right to a trial by judge or jury.

IT IS THEREFORE ORDERED that LAMAR ZEIGLER personally appear before the court at the time and place stated above.

**THIS HEARING MAY RESULT IN THE TERMINATION OF YOUR PARENTAL RIGHTS.**

You are ORDERED to appear at the hearing on petition(s) of DEPARTMENT OF HEALTH AND HUMAN SERVICES, praying that the Court take jurisdiction of said child(ren) for the reasons set forth therein, and that said child(ren) be made a temporary and/or permanent ward(s) of this Court for the purpose of foster care placement.

Date: November 30, 2021 Judge Barbara L. Meter P45495



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