

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

1. TRANSMITTAL NUMBER <u>21</u> — <u>0018</u>	2. STATE <u>MI</u>
3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT	
3. PROPOSED EFFECTIVE DATE February 1, 2022	
5. FEDERAL STATUTE/REGULATION CITATION Section 1905(a)(13) 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 2	8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable) Attachment 3.1-A.1 Page 2 (TN# 14-012)

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

9. SUBJECT OF AMENDMENT

This SPA provides authority for coverage of select anti-obesity drugs.

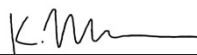
10. GOVERNOR'S REVIEW (Check One)

GOVERNOR'S OFFICE REPORTED NO COMMENT

COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

OTHER, AS SPECIFIED:

11. SIGNATURE OF STATE AGENCY OFFICIAL


11. TYPED NAME
Kate Massey

12. TITLE
Director, Health and Aging Services Administration

13. DATE SUBMITTED
December 21, 2021

15. RETURN TO

Health and Aging Services Administration
Office of Strategic Partnerships & Medicaid Administrative Services – Federal Liaison
Capitol Commons Center – 7th Floor
400 South Pine
Lansing, Michigan 48933

Attn: Erin Black

FOR CMS USE ONLY

16. DATE RECEIVED

17. DATE APPROVED

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

***Requirements Relating to Covered Outpatient Drugs
For the Categorically and Medically Needy***

Citation(s)	Provision(s)
1927(d)(2) and 1935(d)(2)	<p>1. The Medicaid agency provides coverage for the following excluded or otherwise restricted drugs or classes of drugs, or their medical uses to all Medicaid recipients, including full benefit dual eligible beneficiaries under the Medicare Prescription Drug Benefit – Part D</p> <p><input checked="" type="checkbox"/> The following excluded drugs are covered:</p> <ul style="list-style-type: none"><input checked="" type="checkbox"/> (a) agents when used for anorexia, weight loss, weight gain (see specific drug categories below)<input type="checkbox"/> (b) agents when used to promote fertility (see specific drug categories below)<input type="checkbox"/> (c) agents when used for cosmetic purposes or hair growth (see specific drug categories below)<input type="checkbox"/> (d) agents when used for the symptomatic relief cough and colds (see specific categories below)<input checked="" type="checkbox"/> (e) prescription vitamins and mineral products, except prenatal vitamins and fluoride (see specific categories below)<input checked="" type="checkbox"/> (f) nonprescription drugs (see specific categories below)<input type="checkbox"/> (g) covered outpatient drugs which the manufacturer seeks to require as a condition of sale that associated tests or monitoring services be purchased exclusively from the manufacturer or its designee (see specific drug categories below) <p>Specific category of drugs:</p> <ul style="list-style-type: none">- SELECT ANTI-OBESITY DRUGS- Vitamin and mineral products (except prenatal vitamins and fluoride) prescribed by a physician to treat a specific diagnosed deficiency.- Select over-the-counter (OTC) “drugs” limited to analgesic/antipyretics, antihistamines, dermatological, family planning, gastrointestinal, ophthalmic, otic, and vaginal antifungals. <p><input type="checkbox"/> No excluded drugs are covered</p>

TN NO.: 21-0018

Approval Date: _____

Effective Date: 2/1/2022

Supersedes
TN No.: 14-012



STATE OF MICHIGAN

DEPARTMENT OF HEALTH AND HUMAN SERVICES
LANSING

GRETCHEN WHITMER
GOVERNOR

ELIZABETH HERTEL
DIRECTOR

October 22, 2021

NAME
TITLE
ADDRESS
CITY STATE ZIP

Dear Tribal Chair and Health Director:

RE: Notice of Intent to Submit a State Plan Amendment for Anti-obesity Drug Coverage Changes

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) request to the Centers for Medicare & Medicaid Services (CMS).

The purpose of the SPA is to include certain drug products for the treatment of obesity to be covered within the State Plan. This change will allow MDHHS to cover these drug products as a Medicaid pharmacy benefit. Extending coverage of these products aligns with current standards of practice and supports recognized treatments of comorbid conditions (e.g., diabetes). This change positively impacts Native Americans by increasing access to pharmacy services. The anticipated effective date of this SPA is December 1, 2021.

There is no public hearing scheduled for this SPA. Input regarding this SPA 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 517-512-4146, or via email at Elliott-EganL@michigan.gov. **Please provide all input by December 6, 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.

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October 21, 2021
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MDHHS appreciates the continued opportunity to work collaboratively with you to care for the residents of our state.

An electronic copy of this letter is available at www.michigan.gov/medicaidproviders >> Policy, Letters & Forms.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Massey', with a horizontal line 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 21-64
October 22, 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 MERCHANDISE FINANCIAL PETS & FARMS RECREATION TRANSPORTATION EMPLOYMENT REAL ESTATE BARGAIN CORNER

Grid of classified categories: ANNOUNCEMENTS, MERCHANDISE, TRANSPORTATION, REAL ESTATE FOR RENT, REAL ESTATE FOR RENT, REAL ESTATE FOR RENT. Includes sub-sections like PUBLIC NOTICES, TRUCKS, APARTMENT UNFURNISHED, and AUCTIONS & AUCTIONEERS.

SECTION 00113 ADVERTISEMENT FOR BIDS

FROM: 1.01 BARTON MALOW BUILDERS (HEREINAFTER REFERRED TO AS BARTON MALOW BUILDERS); A. Barton Malow Builders... 1.02 AND FRENCH ASSOCIATES (HEREINAFTER REFERRED TO AS ARCHITECT); A. French Associates, Inc. ... 1.03 AND LINDEN COMMUNITY SCHOOLS (HEREINAFTER REFERRED TO AS OWNER); 1.04 LINDEN COMMUNITY SCHOOLS... 1.05 DATE: DESIGN PROFESSIONAL'S PROJECT NUMBER... 1.06 TO: POTENTIAL BIDDERS... A. Barton Malow Builders requests Bid Proposals on behalf of Owner for the construction of Linden Community Schools - BP 2 for Sealed Bid No. 2 B work.

PETS & FARMS directory listing: CHRISTMAS SPECIAL AKC SHIH TZU Puppies - All shots, Vet & wormed. Home raised, lot of TLC. \$800.00 Call: 616-952-0093. GOLDEN RETRIEVER PUPS - 1st shots & wormed, very fluffy, \$600. 269-223-9194.

Business directory advertisement: A convenient list of local service providers. BUSINESS directory. To advertise your business in this directory call Brenda Sardison at 877-366-0048 or bsardison@mlive.com.

Bargain Corner advertisement: Unlimited FREE Bargain Corner Ads for items under \$300. Ads are ONLY unlimited when placed on our ONLINE tool at www.mlive.com/placead. Item Price • Ad Cost: Free - \$300 FREE*, Under \$1,000 \$6, Under \$2,000 \$12.

Handyman services advertisement: JOSEPH SABO BUILDING CO. Home Improvement • Bathroom Renovation • Basement Finishing • Kitchen • Bathrooms • Siding • Windows • Doors • Porch • Decks • Garages • Sheds. (810) 653-2905.

Auto scrap advertisement: Auto Scrap, Cash Buyer Free towing! Call Russ : (810) 423-6191. WE BUY ALL CARS & TRUCKS Not running? We can tow it! BIG \$\$\$ (810) 235-9166.

Special Offers for Our Readers advertisement: \$50 RESTAURANT GIFT CARD WITH IN-HOME ESTIMATE & FREE GUTTER INSPECTION! END OF THE YEAR SALE! 75% OFF LABOR! SAY GOOD-BYE TO YOUR OLD GUTTER PROBLEMS. LeafGuard® is guaranteed never to clog or we'll clean it for FREE*.

Bargain Corner advertisement: Tiffany Ceiling Hanging Light \$50.00. Kerosene heater (Aladdin) \$200.00. Seaman heater \$200.00. 2 Steel doors \$100 / other \$200.00. 810-653-3337 or 810-653-2311.