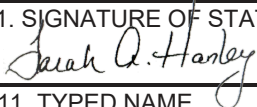


TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES		1. TRANSMITTAL NUMBER <u>23</u> — <u>0006</u>	2. STATE <u>MI</u>
		3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT	
TO: CENTER DIRECTOR CENTERS FOR MEDICAID & CHIP SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		3. PROPOSED EFFECTIVE DATE The day after the end of the PHE	
5. FEDERAL STATUTE/REGULATION CITATION Section 1902(bb)(6) of the Social Security Act Section 1905(l)(2)(B) of the Social Security Act		6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars) a. FFY 2023 \$0 b. FFY 2024 \$0	
7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT Attachment 4.19-B Pages 10 & 11		8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable) Attachment 4.19-B Pages 10 & 11 (TN: 21-0009)	
9. SUBJECT OF AMENDMENT This SPA provides an update to the definition of a visit for Indian Health Centers, which will allow payment for qualifying audio-only telemedicine visits at the all-inclusive rate (AIR).			
10. GOVERNOR'S REVIEW (Check One) <input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL <input checked="" type="checkbox"/> OTHER, AS SPECIFIED:			
11. SIGNATURE OF STATE AGENCY OFFICIAL 		15. RETURN TO Behavioral and Physical Health and Aging Services Administration Office of Strategic Partnerships & Medicaid Administrative Services – Federal Liaison Capitol Commons Center – 7 th Floor 400 South Pine Lansing, Michigan 48933 Attn: Erin Black	
11. TYPED NAME Farah Hanley			
12. TITLE Chief Deputy Director for Health			
13. DATE SUBMITTED March 13, 2023			
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

Policy and Methods for Establishing Payment Rates (Other than Hospital and Long Term Care Facilities)

18. Indian Health Centers (IHC) Services

If eligible, a Tribal 638 facility may choose to participate in the Medicaid Program and receive reimbursement for Medicaid covered services under one of four options. In addition, a Tribal 638 Facility Pharmacy would be reimbursed under Option 5.

Option 1: Fee-For-Service

If the Tribal 638 facility or the urban center chooses to bill as a fee-for-service provider, the provider may receive reimbursement as established in the State Plan's Attachment 4.19-B, Page 1, Item 1.

Option 2: Federally Qualified Health Center (FQHC) Payment Methodology

As a provider of Federally Qualified Health Center (FQHC) services, the IHC may receive reimbursement as established in State Plan Attachment 4.19-B, Item 14. Payments must comply with all requirements set forth within State Plan Attachment 4.19-B, Item 14.

Option 3: All-Inclusive Rate Payment Methodology

The Indian Health Service (IHS) per visit outpatient rate will be reimbursed in accordance with the rate published annually in the federal register. As a Tribal 638 facility, the IHC may, in accordance with the Federal Regulations, receive the IHS per visit outpatient rate for a **QUALIFYING face-to-face** visit at the IHC for Medicaid beneficiaries.

A visit is a **QUALIFYING face-to-face** contact within the IHC between a Medicaid beneficiary and the provider of health care services who exercises independent judgment in the provision of Medicaid covered services. All outpatient ancillary Medicaid services are bundled in the per visit rate and cannot be billed as a separate visit. The IHC provider may be credited with no more than one **QUALIFYING face-to-face** medical visit, one **QUALIFYING face-to-face** dental visit, and one **QUALIFYING face-to-face** behavioral health visit with a given beneficiary per day, except when the beneficiary, after the first visit, suffers illness or injury requiring additional diagnosis or treatment.

Option 4: Tribal FQHC Alternative Payment Methodology

A Tribal 638 facility that operates as a Tribal FQHC will be reimbursed for outpatient **QUALIFYING face-to-face** visits within the FQHC scope of services provided to Medicaid beneficiaries using an alternative payment methodology (APM). The agency allows reimbursement for the same outpatient services and the same number of encounters per day that Tribal 638 facilities provide under this State Plan. The APM is the IHS per visit outpatient rate published annually in the federal register as described in Option 3 above.

A visit is a **QUALIFYING face-to-face** contact within the IHC between a Medicaid beneficiary and the provider of health care services who exercises independent judgment in the provision of Medicaid covered services. All outpatient ancillary Medicaid services are bundled in the per visit rate and cannot be billed as a separate visit. The IHC provider may be credited with no more than one **QUALIFYING face-to-face** medical visit, one **QUALIFYING face-to-face** dental visit, and one

TN NO.: 23-0006 Approval Date: _____ Effective Date: May 12, 2023

Supersedes
TN No.: 21-0009

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of MICHIGAN

***Policy and Methods for Establishing Payment Rates
(Other than Hospital and Long Term Care Facilities)***

QUALIFYING face-to-face behavioral health visit with a given beneficiary per day, except when the beneficiary, after the first visit, suffers illness or injury requiring additional diagnosis or treatment.

The APM results in payment of at least the FQHC PPS. The health centers receiving payment under the APM individually agree to receive it.

Option 5: Tribal 638 Facility Pharmacy Methodology

Prescriptions dispensed by a Tribal 638 Facility Pharmacy constitute a separate encounter per prescription and are reimbursed as described in Attachment 4.19-B, Page 1d - Drug Product Reimbursement.

TN NO.: 23-0006 Approval Date: _____ Effective Date: May 12, 2023

Supersedes
TN No.: 21-0009



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PUBLIC NOTICES

PUBLICATION OF NOTICE

In the matter of Amended and Restated Joan A. Erskine Trust u/a/d April 05, 2022.

TO ALL INTERESTED PERSONS including: whose address(es) are unknown and whose interest in the matter may be barred or affected by the following: The decedent, Joan A. Erskine, who lived in Hemlock, Michigan died December 31, 2022. Julie M. Hughes and Kathy Lyvere are the successor co-trustees of the Amended and Restated Joan A. Erskine Trust u/a/d April 05, 2022, as amended. Creditors of the decedent are notified that all claims against this Trust, Estate will be forever barred unless presented to the Successor Co-Trustees, Julie M. Hughes and Kathy Lyvere within 4 months after the date of publication of this notice. Date: February 02, 2023.

Gambrell and Associates PLLC
Todd M. Gambrell P57171
240 West Main Street
Suite 1000
Midland, MI 48640
(989) 631-7626

Julie M. Hughes and Kathy Lyvere
14570 Lakefield Road
Hemlock, MI 48626
(989) 642-2963

NOTICE TO CREDITORS

Delores M. Fisher, whose date of birth was July 06, 1924 and resided at 5338 Mackinaw Road, Saginaw, MI 48604, died on January 16, 2023. This Notice is published pursuant to MCL 700.7603. There is no Probate Administration; and therefore, there is no Personal Representative of Delores M. Fisher's Estate to whom Letters of Administration have been issued. Creditors of the Decedent are notified that all claims against the Decedent will be forever barred unless presented to Darcy C. Baker, Trustee of the Fisher Trust No. 1, c/o the Law Office of Norman Harrison, 805 South Michigan Avenue, Saginaw, MI 48602 within four (4) months after the date of publication of this Notice. Notice is further given that Trust assets will thereafter be assigned and distributed to the persons entitled to them. Date: February 02, 2023.

Norman Harrison (P39814)
Attorney at Law
805 South Michigan Avenue
Saginaw, MI 48602
(989) 790-7177

Darcy C. Baker, Trustee
of the Fisher Trust No. 1

STATE OF MICHIGAN COUNTY OF SAGINAW

NOTICE TO CREDITORS Decedent's Trust

In the matter of: The Marian E. Hughes Revocable Living Trust, dated December 03, 2004. Date of Birth: December 10, 1935.

NOTICE TO CREDITORS: The decedent, Marian E. Hughes, whose last known address is 9350 Frost Road, Saginaw, Michigan 48609, died on November 25, 2022. Creditors of the decedent are notified that all claims against the Trust will be forever barred unless presented to Elizabeth Hart, Successor Trustee at 11317 Morningstar Drive, Saginaw, Michigan 48609 within four (4) months after date of publication of this notice. Date: February 02, 2023.

Smith Bovill, P.C.
Katelyn A. Sweeney P84365
200 St. Andrews Road
Saginaw, MI 48638
(989) 792-9641

Elizabeth Hart
11317 Morningstar Drive
Saginaw, MI 48609
(989) 928-9157

STATE OF MICHIGAN
PROBATE COURT
COUNTY OF SAGINAW
PUBLICATION OF NOTICE
OF HEARING
FILE NO. 23-144114-GA

In the matter of:
DAVID L. PETERS JR, an
alleged incapacitated
individual

TO ALL INTERESTED PERSONS, including the father and issue of DAVID L. PETERS JR., whose addresses are unknown and whose interest in the matter may be barred or affected by the following:

TAKE NOTICE: A hearing will be held on 2/22/23 @ 2:30pm AT SAGINAW COUNTY PROBATE COURT before Judge MCGRAW P34430 for PETITION FOR APPOINTMENT OF GUARDIAN OF AN INCAPACITATED INDIVIDUAL. FEB. 2, 2022

Attorney
SHANNON K BROWN P84738
JOSEPH R. OWENS P71060
GARY E. GUDMUNDSEN P61745
DICKINSON WRIGHT PLLC
4800 FASHION SQUARE
BLVD, STE 300
SAGINAW, MI 48604
989-791-4642

Petitioner
LADORA ELLIOT LMSW
1447 N. HARRISON
SAGINAW, MI 48602
989-583-7141

Public Notice

Michigan Department of

Health and Human Services
Behavioral and Physical
Health and Aging Services
Administration

Indian Health Center Visit
Definition Update
State Plan Amendment
Request

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 update the definition of a visit for Indian Health Centers which will allow payment for qualifying audio-only telemedicine visits at the all-inclusive rate (AIR).

The anticipated effective date for the Indian Health Center visit definition update SPA is the day after the COVID-19 public health emergency period ends.

The purpose of this amendment is to update the Medicaid State Plan to modify the definition of a qualifying visit for Indian Health Centers by removing the "face-to-face" specification. This will allow for payment at the AIR for identified qualifying audio-only telemedicine visits.

The State Plan Amendment is expected to be budget neutral.

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 sending an e-mail to M.SADraftPolicy@michigan.gov or submitting a request in writing to: MDHHS/Behavioral and Physical Health and Aging Services Administration, Program Policy Division, PO Box 30479, Lansing, MI 48909-7979 by February 28, 2023. A copy of the proposed State Plan Amendment will also be available for review at: <https://www.michigan.gov/mdhhs/inside-mdhhs/budgetfinance/264/state-plan-amendments>.

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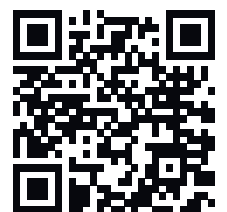
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STATE OF MICHIGAN

GRETCHEN WHITMER
GOVERNOR

DEPARTMENT OF HEALTH AND HUMAN SERVICES
LANSING

ELIZABETH HERTEL
DIRECTOR

January 11, 2023

NAME
TITLE
ADDRESS
CITY STATE ZIP

DRAFT

Dear Tribal Chair and Health Director:

RE: Michigan Medicaid Modification of the Qualifying Visit Definition within the Medicaid State Plan for Indian Health Centers

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 this SPA is to update the Medicaid State Plan by modifying the definition of a qualifying visit for Indian Health Centers, which will allow for payment of the All-Inclusive Rate (AIR) for qualifying audio-only telemedicine visits. MDHHS expects this change to have a positive impact on Native American beneficiaries by increasing access to services and paying at parity across visits. The anticipated effective date of this SPA is one day after the end of the federal Public Health Emergency.

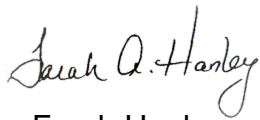
There is no public hearing scheduled for this SPA. Input regarding this SPA is highly encouraged, and comments regarding this notice of intent may be submitted to Lorna Elliott-Egan, MDHHS Liaison to the Michigan tribes. Lorna can be reached at 517-512-4146, or via email at Elliott-EganL@michigan.gov. **Please provide all input by February 25, 2023.**

In addition, MDHHS is offering to set up group or individual consultation meetings to discuss the Amendment, 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.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Farah Q. Hanley".

Farah Hanley
Chief Deputy Director for Health

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 22-74
January 11, 2023**

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Ms. Audrey Breakie, Health Director, Bay Mills (Ellen Marshall Memorial Center)
Mr. David M. Arroyo, Chairman, Grand Traverse Band Ottawa & Chippewa Indians
Ms. Doris Winslow, Health Director, Grand Traverse Band Ottawa/Chippewa
Mr. Kenneth Meshigaud, Tribal Chairman, Hannahville Indian Community
Ms. G. Susie Meshigaud, Health Director, Hannahville Health Center
Ms. Doreen G. Blaker, Tribal President, Keweenaw Bay Indian Community
Ms. Deanna Foucault, 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
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Ms. Jodi Werner, Health Director, Little Traverse Bay Band of Odawa
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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
Ms. Theresa Peters-Jackson, 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