

Approved OMB# 0938-1098

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

1 4 State Medical Care Advisory Committee (**42 CFR 431.12(b)**)

There is an advisory committee to the Medicaid agency director on health and medical care services established in accordance with and meeting all the requirements of 42 CFR 431.12

Tribal Consultation Requirements

Section 1902(a)(73) of the Social Security Act (the Act) requires a State in which one or more Indian Health Programs or Urban Indian Organizations furnish health care services to establish a process for the State Medicaid agency to seek advice on a regular, ongoing basis from designees of Indian health programs, whether operated by the Indian Health Service (IHS), Tribes or Tribal organizations under the Indian Self-Determination and Education Assistance Act (ISDEAA), or Urban Indian Organizations under the Indian Health Care Improvement Act (IHCIA). Section 2107(e)(1) of the Act was also amended to apply these requirements to the Children's Health Insurance Program (CHIP). Consultation is required concerning Medicaid and CHIP matters having a direct impact on Indian health programs and Urban Indian organizations.

Wyoming will use the process identified in the section to seek advice on a regular, ongoing basis from Indian Health Services located at Fort Washakie (IHS) and the federally recognized Wyoming tribes on matters related to the Medicaid and/or CHIP Program and for consultation on all State Plan Amendments (SPA), waiver proposals, waiver extensions, waiver amendments, waiver renewals and proposals for demonstration projects prior to submission to the Centers for Medicare and Medicaid Services (CMS).

- A The State will assure that representatives of both the Eastern Shoshoni and Northern Arapahoe tribes and IHS are notified at least 30 days prior to the above changes to being submitted to CMS. This will allow time for the tribes to review and provide recommendations and advice on current and future policy initiatives and pending changes to the Medicaid and/or CHIP programs.
- B The Wyoming Department of Health, Division of Health Care Financing will appoint a designated liaison for Medicaid and CHIP to facilitate the intergovernmental relationship between Medicaid, CHIP, the Wyoming Tribes and Wyoming IHS or other entities meeting the definition under the Act to assure compliance with the federal provisions for consultation and to expedite communications.
- C The Medicaid Agency will implement the following process to seek advice on a regular and ongoing basis on matters related to Medicaid and CHIP:
 - 1 Convene as needed face-to-face meetings with representatives from both Tribes, IHS and the State to discuss any items of importance to the parties.
 - 2 Provide both Tribes and IHS with a current list of Division contacts for the Medicaid and CHIP Programs.

- 3 Medicaid Agency will make an annual onsite visit to federally recognized Tribal Programs and/or facilitate collaboration and understanding among all parties

Tribal Consultation Development Process

The consultative process that occurred for the development of this State Plan Amendment was based on a series of previous visits, contacts and discussions between the Tribes, I H S and Wyoming Medicaid. Medicaid met with Eastern Shoshone Tribal Leaders and Northern Arapahoe Tribal Leaders by and through their respective Business Councils as well as with I H S Representatives on the following dates. March 23rd 2011, April 19th 2011 and May 9th 2011. During these meetings the Consultation process was discussed and it was mutually decided that the tribes will be notified via email in letter format of any and all State Plan Amendments (SPA), waiver proposals, waiver extensions, waiver amendments, waiver renewals and proposals for demonstration projects prior to submission to the Centers for Medicare and Medicaid Services (CMS). In addition to the in-person meetings, the Tribes were notified on May 17th 2011 of this SPA. After 30 days there were no objections, changes or suggestions were received. Wyoming does not at this time have any Urban Indian Clinics.