

## **Table of Contents**

**State/Territory Name Utah**

**State Plan Amendment (SPA) #: 25-0002**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS Form 179
- 3) Approved SPA Pages

**DEPARTMENT OF HEALTH & HUMAN SERVICES**

Centers for Medicare & Medicaid Services  
601 E. 12th St., Room 355  
Kansas City, Missouri 64106



Medicaid and CHIP Operations Group

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August 28, 2025

Jennifer Strohecker  
Director  
Division of Integrated Healthcare  
Utah Department of Health and Human Services  
PO Box 143101  
Salt Lake City, UT 84114-3101

Re: Utah State Plan Amendment (SPA) 25-0002

Dear Director Strohecker:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 25-0002. This amendment proposes changes to tribal consultation policies.

We conducted our review of your submittal according to statutory requirements in §1902(a)(73) of the Social Security Act. This letter informs you that Utah Medicaid SPA TN 25-0002 was approved on August 28, 2025, with an effective date of July 1, 2025.

Enclosed are copies of Form CMS-179 and approved SPA pages to be incorporated into the Utah State Plan.

If you have any questions, please contact Tyler Deines at 202-571-8533 or via email at [Tyler.Deines@cms.hhs.gov](mailto:Tyler.Deines@cms.hhs.gov).

Sincerely,

Shantrina Roberts, Acting Director  
Division of Program Operations

Enclosures

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

1. TRANSMITTAL NUMBER

2 5 — 0 0 0 2

2. STATE

UT3. PROGRAM IDENTIFICATION: TITLE OF THE SOCIAL  
SECURITY ACT

XIX



XXI

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

4. PROPOSED EFFECTIVE DATE

July 1, 2025

5. FEDERAL STATUTE/REGULATION CITATION

~~42 CFR 431.12(b)~~ 42 USC §1396a(a)(73)

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)

a. FFY 2025\$ 0b. FFY 2026\$ 0

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

~~Pages 9a through 9d of Section 1.6~~

Section 1, Page 9

Section 1, Pages 9c-9e (New)

8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION  
OR ATTACHMENT (If Applicable)~~Page 9 of Section 1.4~~~~Removes Pages 9.1 and 9.2 of Section 1.4~~

Section 1, Page 9 (T.N. 10-011)

Section 1, Pages 9.1-9.2 (DELETED)

9. SUBJECT OF AMENDMENT

~~State Medicaid Advisory Committee, Beneficiary Advisory Council, and Tribal Consultation Policy~~ Updates

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

12. TYPED NAME

Tracy S. Gruber

13. TITLE

Executive Director, Utah Dept of Health &amp; Human Services

14. DATE SUBMITTED

June 30, 2025

15. RETURN TO

Craig Devashrayee

Utah Department of Health &amp; Human Services

Division of Integrated Healthcare

cdevashrayee@utah.gov

**FOR CMS USE ONLY**

16. DATE RECEIVED

June 30, 2025

17. DATE APPROVED

August 28, 2025**PLAN APPROVED - ONE COPY ATTACHED**

18. EFFECTIVE DATE OF APPROVED MATERIAL

July 1, 2025

19. SIGNATURE OF APPROVING OFFICIAL

20. TYPED NAME OF APPROVING OFFICIAL

Shantrina Roberts

21. TITLE OF APPROVING OFFICIAL

Acting Director, Division of Program Operations

22. REMARKS

Blocks 5, 7, 8, &amp; 9: State approved pen and ink changes on 08/11/2025.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
MEDICAL ASSISTANCE PROGRAM

State: UTAH

SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

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1.4 State Medical Care Advisory Committee

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.

- X The State enrolls recipients in MCO, PIHP, PAHP, and/or PCCM programs. The State assures that it complies with 42 CFR 438.104(c) to consult with the Medicaid Advisory Committee in the review of marketing materials. The State does not allow marketing as defined in 438.104(a).

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
MEDICAL ASSISTANCE PROGRAM

State: UTAH

SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

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1.6 Tribal Consultation Requirements (Continued)

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 single state 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.

The single state agency and Utah Medicaid utilize an established model to seek advice on a regular, ongoing basis from Utah Tribal governments, IHS and the Urban Indian Organization (UIO). The three key components of the model are the Utah federally recognized tribal consultation policy, the Utah Indian Health Advisory Board (UIHAB), and the Indian Health Liaison/Health Policy Consultant for the single state agency.

The tribal consultation policy for the single state agency is the framework for how the State, Tribal governments, the UIO, the single state agency, and Medicaid communicate regarding all health issues. This policy is signed by all Utah Tribal leadership, the Governor, the executive director of the single state agency, and the UIO. The policy delineates the responsibilities of the single state agency, UIHAB, and the Indian Health Liaison for the single state agency.

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T.N. # 25-0002  
Supersedes T.N. # NEW

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STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
MEDICAL ASSISTANCE PROGRAM

State: UTAH

SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

1.6 Tribal Consultation Requirements (Continued)

UIHAB is comprised of appointed health representatives from all eight Tribal governments, IHS and the UIO in Utah. In addition, UIHAB has representation from three Indian health services area offices providing services to American Indian/Alaska Natives (AI/AN) in Utah, Albuquerque, Navajo, Phoenix. This board meets monthly and is facilitated by the Indian Health Liaison for the single state agency. The meeting has several standing agenda items that include Medicaid, CHIP, state plan amendments (SPAs), and rulemaking. Medicaid shall present all SPAs and waivers to the board. The items or updates are presented to the board as the initial step in the consultation process. If UIHAB or any individual Tribe feels the need for further consultation specific to the issue at hand, formal request is made (as noted in consultation policy) and a separate consultation meeting is scheduled specific to that issue. If there are no impacts noted from UIHAB representatives, no further discussion is required.

The Indian Health Liaison for the single state agency schedules and facilitates UIHAB meetings, tracks information and requests, ensures there are appropriate meeting minutes, and coordinates with the UIHAB Executive Committee to set the agenda. The Indian Health Liaison reports on a quarterly basis to the Utah tribal leaders on issues that include health care access, barriers to care or services, improvements, projects, data, policy initiatives and updates, and other UDOH business impacting tribal and Urban Indian communities.

If additional consultation is requested, the liaison works with the single state agency and the Tribe requesting consultation to plan and carry out a consultation meeting. The liaison documents any steps taken and sends out final documentation to the single state agency and the Tribe.

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SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

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1.6 Tribal Consultation Requirements (Continued)

Medicaid contacted the Indian Health Liaison in April 2010 for guidance on the best process to inform Utah Tribal and Urban Indian Organization representatives of this new consultation requirement for Medicaid and CHIP. The Indian Health Liaison informed the UIHAB Executive Committee, which then approved the request for standing agenda items for Medicaid and the CHIP State Plan. The Indian Health Liaison placed the new standing agenda item on the agenda for the July 2010 UIHAB meeting.

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