April 8, 2014

Dear Honorable Tribal Leader (I/T/U):

Consultation with New Mexico’s Indian Nations, Tribes, Pueblos and their healthcare providers is an important component of the government-to-government relationship with the State of New Mexico. In accordance with the State’s Tribal Consultation requirements, this letter is to inform you that the New Mexico Human Services Department (HSD), through the Medical Assistance Division (MAD), is proposing five amendments to rules contained in Title 8 of the New Mexico Administrative Code (NMAC). These rules primarily govern eligibility for Medicaid and Medical Assistance Programs.

Included with this letter is a chart of the proposed amendments which includes information on the impact on Native Americans and drafts of the proposed amendments. The proposed amendments included with this letter are for the following rules:

- 8.227.600 NMAC, Transitional Medicaid Eligibility - Loss of JUL Family Medicaid Due to Child or Spousal Support, Benefit Description
- 8.228.600 NMAC, Transitional Medicaid Eligibility - Loss of JUL Family Medicaid, Benefit Description
- 8.291.410 NMAC, Medicaid Eligibility - Affordable Care, General Recipient Requirements
- 8.291.430 NMAC, Medicaid Eligibility - Affordable Care, Financial Responsibility Requirements
- 8.293.500 NMAC, Medicaid Eligibility - Pregnant Women, Income and Resource Standards

This letter and the proposed amendments will be available on the HSD website at [http://www.hsd.state.nm.us/providers/written-tribal-consultation-letters.aspx](http://www.hsd.state.nm.us/providers/written-tribal-consultation-letters.aspx).

Please send your comments or questions to the MAD Native American Liaison, Ms. Theresa Belanger, Medical Assistance Division, P.O. Box 2348, Santa Fe, New Mexico 87504-2348, by phone at (505) 827-3122, or by email at Theresa.Belanger@state.nm.us. We are soliciting comments on these proposed amendments through Wednesday, May 14, 2014. In addition, there will be a public hearing to receive public testimony on Wednesday, May 14, 2014 at 1:00 p.m. in the South Park Conference Room, 2055 S. Pacheco, Santa Fe, NM.

The proposed effective date for all amendments is June 15, 2014. All comments received through the tribal comment period and through the public hearing will be compiled and made available after June 15, 2014.
Thank you in advance for your input and for your continued support of the Department’s Native American initiatives.

Sincerely,

[Signature]

Julie B. Weinberg, Director
Medical Assistance Division

Attachments: Chart of Proposed Amendments and Native American Impact
Proposed Amendments

CC: Mark Pitcock, Deputy Director, Medical Assistance Division
Theresa Belanger, Native American Liaison, Medical Assistance Division
Roy Burt, Bureau Chief, Eligibility Bureau