

June 8, 2020

**RE: Tribal Notification Letter 20-12: Managed Care Policy Manual**

Dear Tribal Leadership, IHS, Tribal Facility or other interested parties,

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 New Mexico Human Services Department's (HSD) Tribal Consultation requirements, this letter is to inform you that HSD, through the Medical Assistance Division (MAD), is accepting written comments beginning June 8, 2020 through July 9, 2020, regarding proposed revisions to the Managed Care Policy Manual. Tribal leaders can request a formal Tribal Consultation during the 30-day comment period.

**1) Section 02 Provider Network**

- HSD has made grammar edits, added and removed language within the following subsections of Section 04 Care Coordination of the Managed Care Policy Manual:

- 2.1. Service Termination and Provider Closure
- 2.11. Appendices

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

**2) Section 04 Care Coordination**

- HSD has made grammar edits, added and removed language within the following subsections of Section 04 Care Coordination of the Managed Care Policy Manual:

- 4.3. Health Risk Assessment
- 4.4. Comprehensive Needs Assessment
- 4.5. Community Benefit Service Questionnaire
- 4.6. CNA Reassessments
- 4.7. Comprehensive Care Plan Requirements
- 4.9. Engagement of Members
- 4.10. MCO Care Coordination with 1915(c) HCBS Waivers
- 4.11. Overview of Medicaid 1915(c) HCBS Waiver Programs
- 4.12. MCO Care Coordination Activities and the 1915(c) HCBS Waivers Service Plan (ISP or SSP)

- 4.13. MCO Care Coordination Activities for MF EPSDT (Non-Waiver) Members Case Managed by UNM/MFCMP
- 4.14. Transitions from the Non-Medicaid Brain Injury Services Fund to a Centennial Care MCO

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

### 3) Section 05 Transitions of Care

- HSD has made grammar edits, added and removed language within the following subsections of Section 05 Care Coordination of the Managed Care Policy Manual:

- 5.1. General Information
- 5.3. Transitions of Care Requirements
- 5.7. Transitions of Members Turning 21 Years of Age
- 5.12. Transitions of Care for Justice Involved Members (New Subsection)
- 5.13. Transitions of Care for Substance Exposed infants (New Subsection)

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

### 4) Section 06 Nursing Facilities

- HSD has made grammar edits, added and removed language within the following subsections of Section 06 Care Coordination of the Managed Care Policy Manual:

- 6.4. Level of Care Packet for Nursing Facilities
- 6.5. Denial of Requests for Prior Approval
- 6.7. Initial Determination, Redetermination, and Pending Medicaid Eligibility
- 6.15. Reconsideration, Appeal, Administrative Hearing

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

### 5) Section 07 Community Benefits

- HSD has made grammar edits, added and removed language within the following subsections of Section 07 Care Coordination of the Managed Care Policy Manual:

- 7.1. General Information
- 7.4. Continuous NF LOC for Certain Eligible Members
- 7.7. Registration for the CB for NOME Members
- 7.8. Allocation Process
- 7.9. Eligibility

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

## 6) Section 08 Agency-Based Community Benefits

- HSD has made grammar edits, added and removed language within the following subsections of Section 08 Care Coordination of the Managed Care Policy Manual:

- 8.1. General Information
- 8.2. Definitions
- 8.3. ABCB Services Requirements
- 8.4. ABCB Covered Services
- 8.5. Adult Day Health Services
- 8.6. Assisted Living
- 8.7. Behavior Support Consultation
- 8.8. Community Transition Services
- 8.9. Emergency Response Services
- 8.10. Employment Supports
- 8.11. Environmental Modifications
- 8.12. Home Health Aide
- 8.13. Nutritional Counseling
- 8.14. Personal Care Services
- 8.15. Private Duty Nursing for Adults
- 8.16. Nursing Respite Services
- 8.17. Respite Services
- 8.18. Skilled Maintenance Therapies
- 8.19. Occupational Therapy for Adults
- 8.20. Physical Therapy for Adults
- 8.21. Speech Therapy for Adults

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

## 7) Section 09 Self-Directed Community Benefits

- HSD has made grammar edits, added and removed language within the following subsections of Section 09 Care Coordination of the Managed Care Policy Manual:

- 9.1. Purpose
- 9.4. Definitions
- 9.6. SDCB Member Responsibilities
- 9.7. SDCB Supports
- 9.8. Planning and Budgeting for SDCB Covered Services
- 9.9. SDCB Qualifications for all SDCB Employees, Independent Providers, Provider Agencies and Vendors
- 9.10. SDCB Covered Services
- 9.15. Annual SDCB Budget Determination and Approval Process

- 9.17. SDCB Budget and Care Plan Approval Process for Individuals Who Transitioned from the MI VIA Waiver Program
- 9.19. SDCB Care Plan Review Criteria
- 9.20. Implementation of the SDCB Care Plan
- 9.21. Transitions, Terminations, and Reinstatement Processes

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

**8) Section 11 Marketing**

- HSD has made grammar edits, added and removed language within the following subsections of Section 11 Care Coordination of the Managed Care Policy Manual:
  - 11.1. General Information

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

**9) Section 13 Alternative Benefit Plan**

- HSD has made grammar edits, added and removed language within the following subsections of Section 13 Care Coordination of the Managed Care Policy Manual:
  - 13.4.1. ABP Benefit Chart

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

**10) Section 14 School-Based Health Centers**

- HSD has made grammar edits, added and removed language within the following subsections of Section 011 Care Coordination of the Managed Care Policy Manual:
  - 14.1 General Information
  - 14.2. Certification Process
  - 14.3. Recertification Process

**Tribal Impact:** *HSD anticipates a positive impact in Service Availability to Tribes and their healthcare providers who provide School Based Health Center services.*

**11) Section 18 Quality**

- HSD has made grammar edits, added and removed language within the following subsections of Section 011 Care Coordination of the Managed Care Policy Manual:
  - 18.3. Critical Incident Reporting

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

**12) Section 20 Pharmacy**

- HSD has made grammar edits, added and removed language within the following subsections of Section 011 Care Coordination of the Managed Care Policy Manual:

- 20.1. General Information

**Tribal Impact:** *HSD does not anticipate a negative service or financial impact to individuals, tribes or their healthcare providers.*

**Tribal Consultation Comments** –

Tribes and their healthcare providers may view the proposed Managed Care Policy Manual revisions on the Human Services Department’s webpage at: <https://www.hsd.state.nm.us/providers/written-tribal-consultation-letters.aspx>. *Letter 20-12.*

**Important Dates**

- **Written comments must be submitted by 5:00 p.m. Mountain Time (MT) on July 9, 2020.** Please send your comments and questions to the MAD Native American Liaison, Theresa Belanger, at (505) 670-8067 or by email at: [Theresa.Belanger@state.nm.us](mailto:Theresa.Belanger@state.nm.us).
- Comments and responses will be compiled and made available upon request by October 1, 2020. After considering the comments received and making changes deemed necessary, the final version of the Managed Care Policy Manual will also be available and effective **October 1, 2020** on the HSD website: <http://www.hsd.state.nm.us/LookingForInformation/managed-care-policy-manual.aspx>.

Sincerely,



Nicole Comeaux, Director  
Medical Assistance Division

cc: Theresa Belanger, Native American Liaison, HSD/MAD  
Megan Pfeffer, Deputy Director, HSD/MAD