



Michelle Lujan Grisham, Governor
David R. Scrase, M.D., Secretary
Nicole Comeaux, J.D., M.P.H., Director

March 15, 2022

RE: Tribal Notification to Request Advice and Comments Letter 22-11: Temporary Recovery Payments

Dear Tribal Leadership, Indian Health Service, Tribal Health Providers, and Other Interested Parties:

Seeking advice and comments from New Mexico's Indian Nations, Tribes, Pueblos and their health care 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's) Tribal Notification to Request Advice and Comments process, this letter is to inform you that HSD, through the Medical Assistance Division (MAD), is accepting comments until **5:00 p.m. Mountain Time (MT) April 15, 2022**, regarding state plan amendment (SPA) 22-0007 Temporary Recovery Payments.

In accordance with Section 9817 of the American Rescue Plan (ARP) Act of 2021, New Mexico Medicaid received conditional approval from the Centers for Medicare and Medicaid Services (CMS) for its Home and Community-Based Services (HCBS) American Rescue Plan (APR) Act Spend Plan proposal to provide a temporary percentage increase in payments to identified providers. New Mexico Medicaid is implementing a 15% reimbursement increase for May 1, 2021 to June 30, 2022, for providers of Personal Care Services (PCS) and Private Duty Nursing (PDN) under the Early and Periodic Screening, Diagnostic and Treatment (EPSDT) benefit. The increase will help ensure that New Mexico has an adequate provider base and workforce to care for our eligible members under the age of 21.

Tribal Impact

HSD anticipates a positive impact for Indian Nations, Tribes, and Pueblos and their health care providers.

Tribal Advice and Comments

Tribes and their healthcare providers may view the proposed changes, on the HSD webpage at: <https://www.hsd.state.nm.us/providers/written-tribal-consultations/> **Tribal Notification 22-11.**

Important Dates

Written comments must be submitted by 5:00 p.m. Mountain Time (MT) April 15, 2022. Please send your comments to the MAD Native American Liaison, **Theresa Belanger**, at (505) 670-8067 or by email at: Theresa.Belanger@state.nm.us. All written comments received will be posted on the HSD website at: <https://www.hsd.state.nm.us/providers/written-tribal-consultations/> along with this notification letter. The public posting will include the name and any contact information provided by the commenter.

Tribal Leadership may request a government-to-government consultation by April 15, 2022. This request may be made to: Theresa.Belanger@state.nm.us or by calling (505) 670-8067.

Sincerely,



Nicole Comeaux, J.D., M.P.H.
State Medicaid Director