



HEALTH CARE
AUTHORITY

Michelle Lujan Grisham, Governor
Kari Armijo, Secretary
Dana Flannery, Medicaid Director

June 9, 2025

RE: Tribal Notification to Request Advice and Comments Letter 25-13: 8.308.12 NMAC, Managed Care Program, Community Benefit

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 Health Care Authority's (HCA's) Tribal Notification to Request Advice and Comments process, this letter is to inform you that HCA, through the Medical Assistance Division (MAD), is accepting written comments until **5:00 p.m., Mountain Time (MT) on July 14, 2025**, regarding proposed amendments to 8.308.12 NMAC, *Managed Care Program, Community Benefit*. Amendments include new language for Home Delivered Meals, removing language regarding the Specialized Service Native American Healing due to the approval of Turquoise Care, adjusting the cost limits for Community Transition Services and Environmental Modifications, and clarifying Electronic Visit Verification (EVV) requirements for respite services within the community benefit program.

The HCA is proposing the following amendments:

Throughout the NMAC, amendments have been made to comply with formatting and language requirements.

Section 8

Updated to include the Department's current mission statement.

Section 13

The Subsections have been renumbered due to a new Subsection being added to Section 13.

Subsection D is updated to reflect the change in cost limits for Community Transition Services.

Subsection G is updated to reflect the change in cost limits for Environmental Modifications.

Subsection H is updated with new language to include a new service, Home Delivered Meals.

Subsection M is updated to add additional language clarifying Electronic Visit Verification requirements for respite services.

Section 18

Subsection N is updated to remove language regarding the Specialized Service Native American Healing. There is no current utilization of this service and Traditional Healing has been added to the overall Turquoise Care program, which expands access to members who are not in the Self-Directed Community Benefit.

Estimated Total Financial Impact

HCA does not anticipate a financial impact.

Tribal Impact

Tribal impact will be positive as Tribal Medicaid members in Community Benefit will be able to access additional services.

Tribal Advice and Comments

Tribes and tribal healthcare providers may view the proposed 8.312.2 NMAC on the HCA webpage at: <https://www.hca.nm.gov/providers/written-tribal-notification-letters/>. *Notification letter 25-13.*

A written copy of these documents may be requested by contacting the HCA Medical Assistance Division (HCA/MAD) in Santa Fe at (505) 827-1337.

Important Dates

A public hearing to receive testimony on this proposed rule will be held on July 14, 2025, at 8:30 a.m., Mountain Time (MT). The hearing will be held at the Administrative Services Division (ASD), 1474 Rodeo Rd, Santa Fe, NM 87505 and via Microsoft Teams.

Join Teams Meeting**[Join the meeting now](#)**

Meeting ID: 252 856 909 932 2

Passcode: WR2Wk7HJ

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Written advice and comments must be received no later than 5:00 p.m. MT on July 14, 2025. Please send your advice, comments or questions to the MAD Native American Liaison, Theresa Belanger, at (505) 670-8067 or by email to theresa.belanger@hca.nm.gov.

Sincerely,



Dana Flannery, Director
Medical Assistance Division