CMS Division of Tribal Affairs Update

Centers for Medicare & Medicaid Services

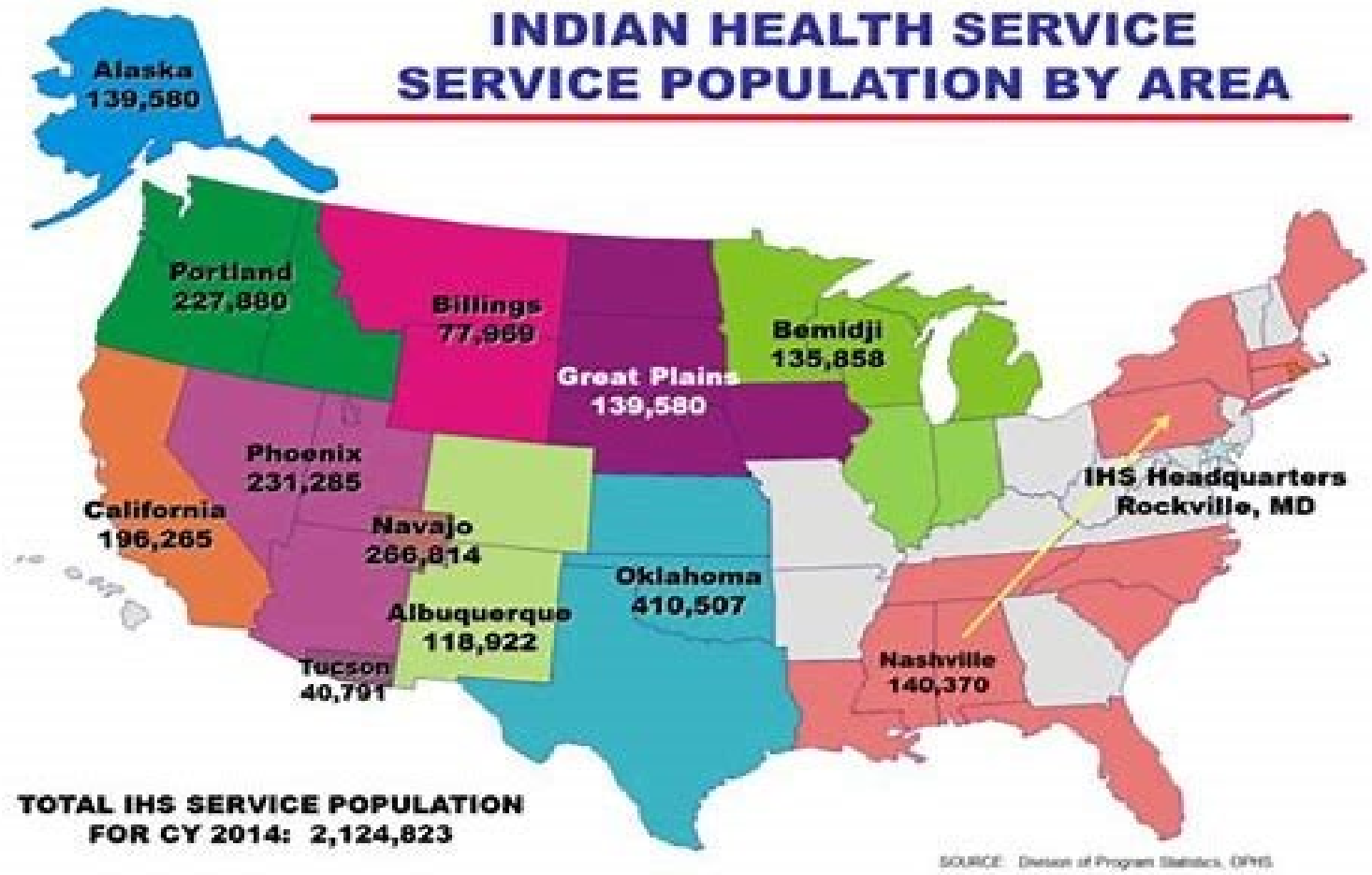
Training for
Indian Health Service
Tribes and Tribal Organizations
Urban Indian Organizations

Role of CMS Tribal Affairs

- **CMS Division of Tribal Affairs (DTA) is located in Baltimore within the Children & Adults Health Programs Group (CAHPG), under the Center for Medicaid & CHIP Services (CMCS).**

- **DTA serves as the point of contact on Indian health issues for the agency and works in collaboration with Native American Contacts (NACs) to provide technical assistance to our Tribal and Federal partners.**

Native American Contacts (NACs)



Background and History

- **In 1976, Congress authorized IHS and Tribal hospitals and clinics to receive reimbursement for services provided to Medicare and Medicaid patients.**

- **The authority to bill Medicare and Medicaid is unique to any other federal health program.**
  - **VA and DOD do not have this authority.**

- **IHS publishes its reimbursement rates in the Federal Register on an annual basis, often called the All Inclusive Rate (AIR).**

Background and History

- **In addition to Medicaid and Medicare, ITUs also bill the Children's Health Insurance Program (CHIP) and private insurance, including those purchased on the Health Insurance Marketplace.**

- **CMS reimburses States 100% for services provided to AI/ANs in IHS and Tribally operated facilities, this is commonly referred to as the 100% Federal Medical Assistance Percentage (FMAP).**

CMS Tribal Consultation

- **CMS has an agency specific Tribal Consultation Policy that was updated on December 10, 2015.**

- **Many CMS policies and regulations can have a direct impact on Tribes. Tribal consultation is important in addressing the unique needs of AI/ANs and the Indian health system.**

- **CMS holds Tribal consultation sessions through formal face to face meetings, All Tribes Calls, Dear Tribal Leader letters, and comments received through the rulemaking process.**

CMS Tribal Technical Advisory Group

- **CMS supports a Tribal Technical Advisory Group (TTAG), which provides advice and technical expertise on CMS policies, guidelines and programmatic issues.**

- **The CMS TTAG is comprised of representatives from each of the 12 IHS geographic areas and includes representation of national Indian organizations and IHS.**

The Role of CMS in Indian Health Care

CMS developed a video that highlights the history of Indian Health Care, CMS Tribal Consultation and the significant impact that CMS programs have in Indian Country.

Medicaid and CHIP: AI/AN Cost Sharing Protections

AI/ANs have the following Medicaid and CHIP protections:

- **Do not have to pay premiums or enrollment fees and can enroll at any time.**
- **No cost sharing for AI/ANs enrolled in CHIP.**
- **No cost sharing in Medicaid if the beneficiary has ever used an Indian health care provider, or received services through Purchased/Referred Care .**

Medicaid: MAGI and Indian Trust Income and Resource Exemptions

Certain types of Indian income and resources are not counted when determining Medicaid or CHIP eligibility:

- **Per capita payments from a Tribe that come from natural resources, usage rights, leases, or royalties.**
- **Payments from natural resources, farming, ranching, fishing, leases, or profits from Indian trust land (including reservations and former reservations).**
- **Money from selling things that have Tribal cultural significance, such as Indian jewelry or beadwork.**

Marketplace and Tribal Members

- **Income that is subject to federal income tax is counted for the Marketplace.**
- **Special Enrollment Period (SEP): Tribal members can enroll in the Marketplace at any time during the year in a Zero or Limited Cost Sharing Plan.**
- **If one family member on the application is eligible for the SEP, all family members who apply on the same Marketplace application are eligible.**
- **This is true even if different family members are eligible for different Marketplace plans as long as they use the same application.**

Marketplace: Zero Cost Sharing Plans

Zero Cost Sharing Plans:

- **For AI/ANs with incomes between 100-300% FPL**
- **You do not need a referral for services received outside the Indian health system to avoid cost sharing, co-insurance or deductibles**

Marketplace: Limited Cost Sharing Plans

Limited Cost Sharing Plans:

- **For AI/ANs with incomes less than 100% and more than 300% FPL**
- **You do need a referral for services received outside the Indian health system to avoid cost sharing, co-insurance or deductibles**

Medicare Enrollment and Disenrollment

Medicare Annual Enrollment Period (AEP) is October 15 through December 7th - often referred to as Medicare Open Enrollment.

- During the AEP, Medicare beneficiaries may enroll or disenroll from a Medicare Part C (Medicare managed care plan or otherwise known as Medicare Advantage (MA).
- MA plan enrollees may enroll in another MA plan, or disenroll and return to Original Medicare.

Medicare Advantage Open Enrollment Period (MA OEP) is January 1 – March 31.

- During the MA OEP, individuals already enrolled in a MA plan, can add or drop Part D (prescription drug) coverage and individuals enrolled in a MA-Part D plan or MA-only plan, can switch to a: MA Part D plan, an MA-only plan or to Original Medicare (with or without a Part D plan).
- The effective date for an MA -OEP election is the first of the month following receipt of the enrollment request. For instance, if an individual who enrolled in a MA-only plan during AEP, and now wants to enroll in Original Medicare, they can use the MA-OEP to do this. If they make this request on January 10th, it will be effective February 1st.

Medicare Part C Enrollment and Disenrollment

Special Enrollment Period for Exceptional Circumstances:

- For those who think they were misled in enrolling in a MA plan or don't know how they became enrolled into a MA plan, there is a Special Enrollment Period (SEP), on a case by case basis, for individuals whom CMS determines has experienced exceptional circumstances.
- Individuals should contact 1-800-Medicare and file a complaint or request a SEP.

Additional Updates

- **Medicaid Redeterminations Reminders**
- **1115 demonstration proposals for Medicaid coverage of Traditional health care practices**
- **Medicaid managed care toolkit**

Medicaid Redeterminations

- **UPDATE** your contact information with your state Medicaid or CHIP Agency.
- **RESPOND** to the Medicaid/CHIP renewal form when it arrives to keep your coverage.
- **PARENTS** should respond even if you don't think you're eligible – your kids could still be eligible.
- **CONSIDER OTHER COVERAGE OPTIONS:** If you are no longer eligible for Medicaid or CHIP, check if you can get coverage through your employer, through the Affordable Care Act Marketplace at HealthCare.gov, or through Medicare.

www.Medicaid.gov/unwinding

Traditional Healthcare Practices

- There are four approved 1115 demonstrations for Medicaid coverage of traditional healthcare practices: AZ, CA, OR and NM.
- Eligible Beneficiaries: Any Medicaid beneficiary eligible to receive services at an IHS or Tribal facility.
- Traditional health care practices: Practices that are delivered by IHS or Tribal facilities.
- Providers/Practitioners: Employed or contracted by IHS or Tribal facilities.

Medicaid and CHIP Managed Care Oversight Toolkits

- **On October 30, 2023, CMS released the Tribal Protections in Medicaid and CHIP Managed Care Oversight Toolkit.**

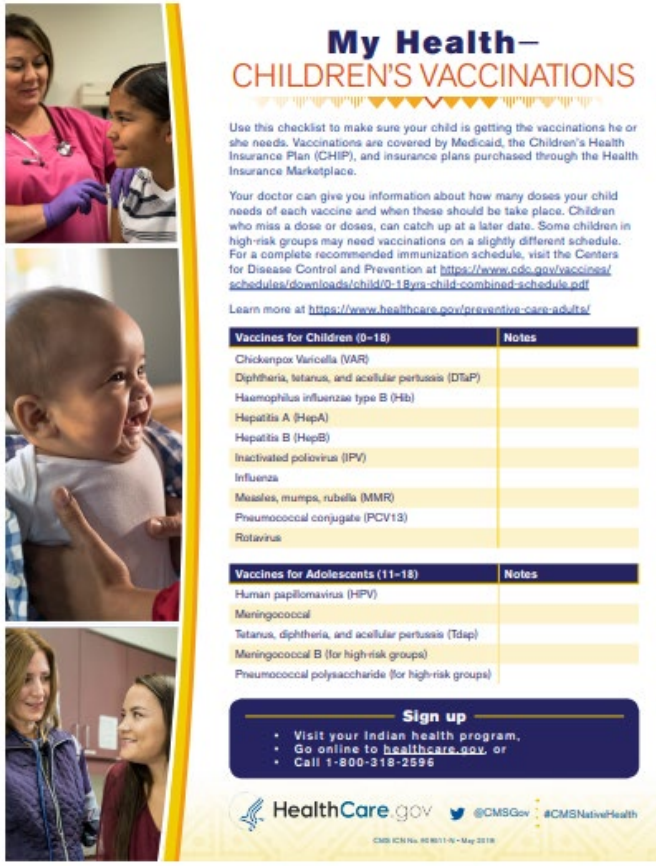
- **The Toolkit builds on recommendations from a National Indian Health Board Managed Care Roundtable Report released in August 2022. https://www.nihb.org/docs/phrc-uploads/08152022/medicaid-managed-care-report_final_08102022.pdf**

- **The Toolkit provides resources for states, managed care plans, and IHCPs to use to maximize the benefits of Medicaid and CHIP managed care for AI/AN enrollees and the IHCPs.**

Fact Sheets and Brochures

Brochures with information about coverage and Indian health facilities in your State.

AI/AN Specific Training Materials



My Health–
CHILDREN'S VACCINATIONS

Use this checklist to make sure your child is getting the vaccinations he or she needs. Vaccinations are covered by Medicaid, the Children's Health Insurance Plan (CHIP), and insurance plans purchased through the Health Insurance Marketplace.

Your doctor can give you information about how many doses your child needs of each vaccine and when these should be take place. Children who miss a dose or doses, can catch up at a later date. Some children in high-risk groups may need vaccinations on a slightly different schedule. For a complete recommended immunization schedule, visit the Centers for Disease Control and Prevention at https://www.cdc.gov/vaccines/schedules/downloads/child/0-18yrs-child-combined-schedule.pdf

Learn more at https://www.healthcare.gov/preventive-care-adults/

Vaccines for Children (0–18)	Notes
Chickenpox Varicella (VAR)	
Diphtheria, tetanus, and acellular pertussis (DTaP)	
Haemophilus influenzae type B (Hib)	
Hepatitis A (HepA)	
Hepatitis B (HepB)	
Inactivated poliovirus (IPV)	
Influenza	
Measles, mumps, rubella (MMR)	
Pneumococcal conjugate (PCV13)	
Rotavirus	

Vaccines for Adolescents (11–18)	Notes
Human papillomavirus (HPV)	
Meningococcal	
Tetanus, diphtheria, and acellular pertussis (Tdap)	
Meningococcal B (for high-risk groups)	
Pneumococcal polysaccharide (for high-risk groups)	

Sign up

- Visit your Indian health program,
- Go online to healthcare.gov, or
- Call 1-800-318-2596

HealthCare.gov @CMSGov #CMSNativeHealth

My Health–
CHILDREN'S HEALTH CHECKLIST

Use this checklist to make sure your child is getting the preventive health care he or she needs during well-child visits to the doctor. These services are free with Medicaid, the Children's Health Insurance Plan (CHIP), and insurance plans purchased through the Health Insurance Marketplace. Learn more at https://www.healthcare.gov/preventive-care-children/ or talk to your health care provider at your local IHS, tribal, or urban clinic.

For all children (0-17)	Done
Annual well baby visits	
Autism screening (at 18 and 24 months)	
Behavioral assessment	
Blood pressure check	
Developmental screening (under age 3)	
Fluoride supplements (children without fluoride in their water)	
Height, weight, and body mass index measurements	
Hemoglobin screening	
Immunizations (ask your doctor which vaccines your child needs)	
Lead screening	
Obesity screening and counseling	
Oral health risk assessment (ages 0-10)	
Tuberculosis testing	
Vision screening	

For adolescents (11-17)	Done
Alcohol, smoking, and drug assessment	
Hypothyroidism screening	
Sexually transmitted infection counseling and screening	
Suicide and depression screening	

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HealthCare.gov @CMSGov #CMSNativeHealth

Tribal Calendar

Monthly drop-in “news ads” and Radio Clips

August 2023
Available on YouTube

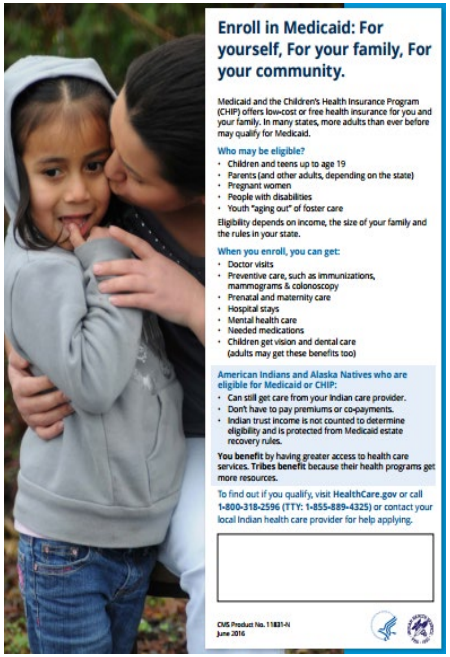
30 second radio clips using the same topic selected for drop-in “news shorts.”

Recorded in ten Native languages:

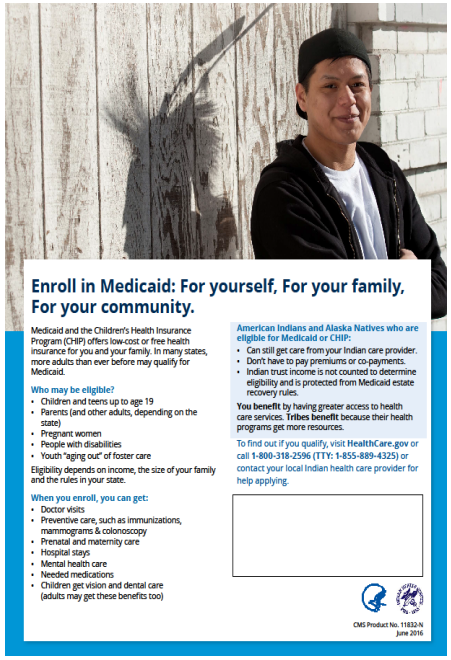
Dine, Lakota, Ojibwe Yupik, Zuni, Cherokee, Salish, Tohono O’odham, Tlingit, and Inupiaq

Customizable Flyers

Mom Kissing Girl



Man



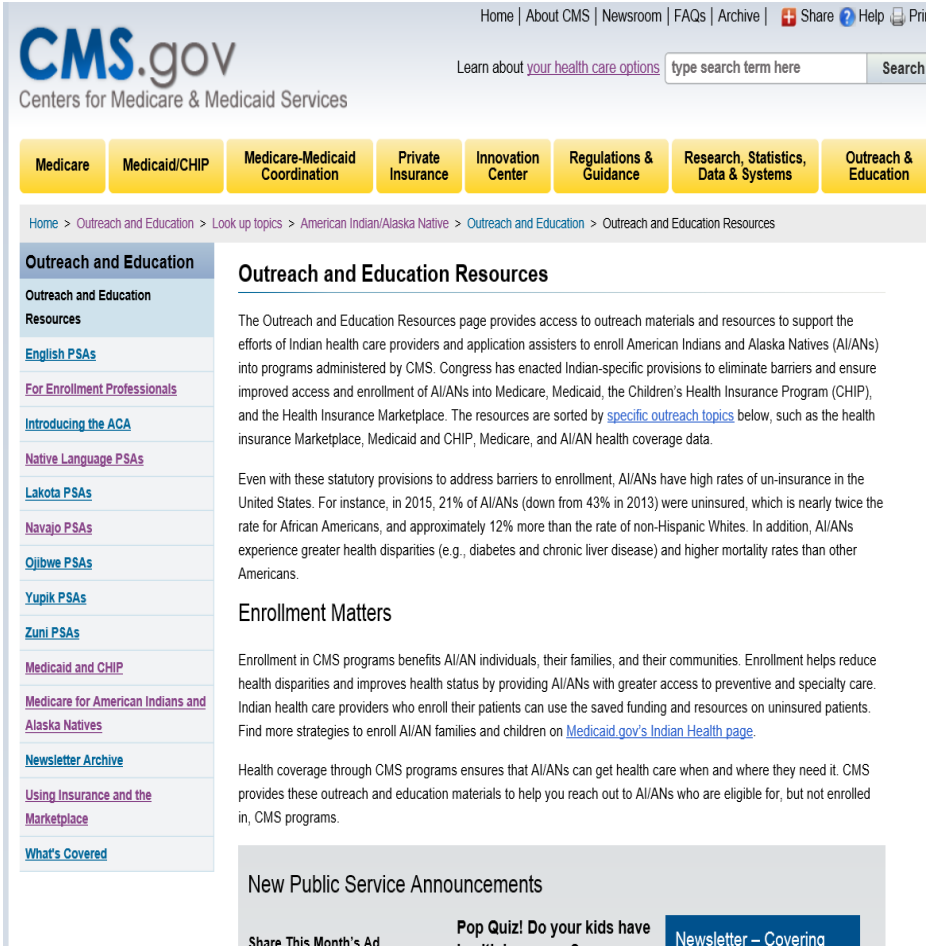
Mom and Baby

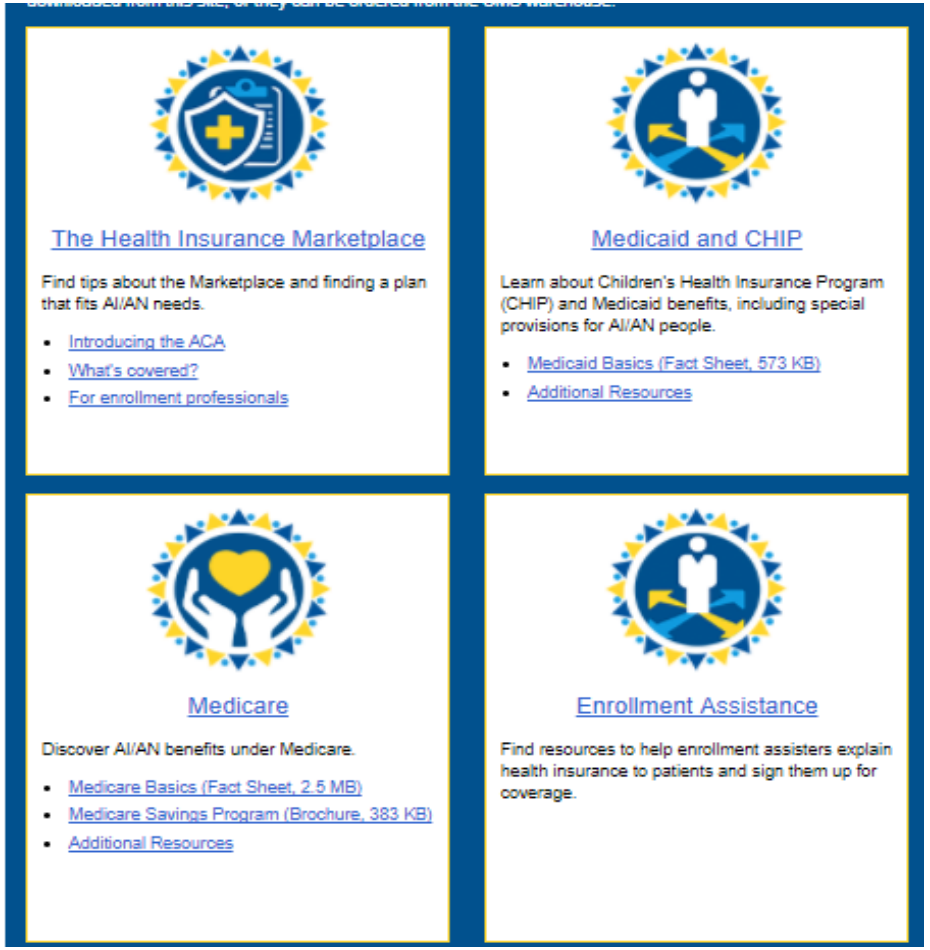
Boy on Bike

Email tribalaffairs@cms.hhs.gov to order

Subject: Medicaid Enrollment Fact Sheet Customization Request

CMS AI/AN Website
go.cms.gov/AIAN





Long Term Services & Supports Newsletter

CMS.gov
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LTSS TA Center

- LTSS Newsletter
- The Tribal Nursing Home Collaborative
- LTSS Webinars
- Program E
- Planning
- LTSS Information

LTSS Newsletter

The LTSS newsletter shares news, funding and webinar announcements, and online resources at the LTSS TA Center. Designed for health planners, health department or program employees, care providers, tribal leaders, community advocates, and anyone else interested in LTSS, the newsletter is published monthly and emailed to those who have signed up to receive it.

Sign up for the newsletter.

CLICK HERE

Outreach and Education Newsletter

New Public Service Announcements

Share This Month's Ad
Horizontal (PDF, 1 MB)
Vertical (PDF, 721 KB)

Medicaid Keeps Kids Healthy

CLICK HERE

check-ups, and dental care. Visi
Medicaid.gov or call 1-800-318-
2596 to see if your child qualifies.

Audio
English Lakota Navajo
Ojibwe Yupik Zuni

Video
English Lakota Navajo
Ojibwe Yupik Zuni

Newsletter – Covering Indian Country

Sign Up

Keep up with the latest ACA news and outreach tools.

See past issues of the newsletter.

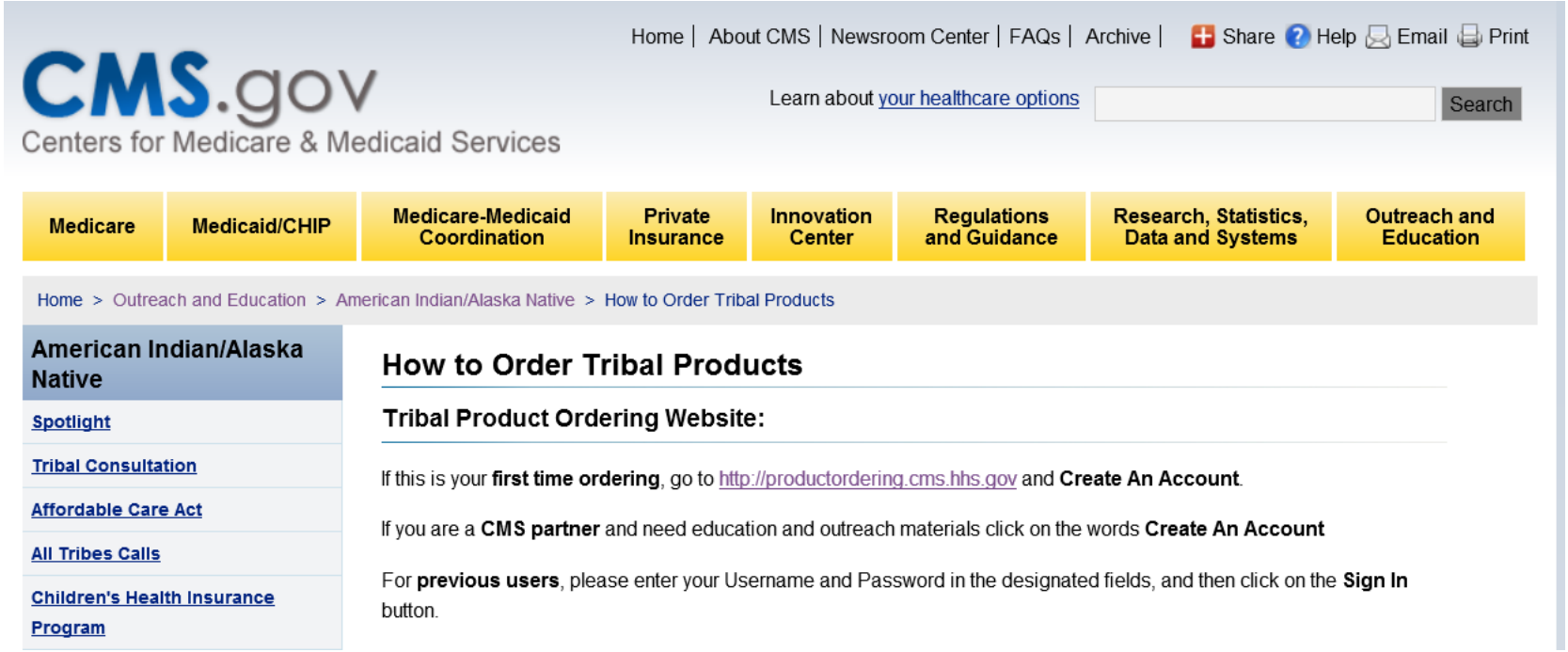
Brochures, Flyers, and Fact Sheets

- Essential Health Benefits for AI/ANs (PDF, 2.52MB)
  What benefits do all plans cover and what falls under free preventive care?

Order Outreach and Education Resources

Order

How to Order Tribal Products



If this is your **first time ordering**, visit:
http://productordering.cms.hhs.gov

CMS ITU Trainings and Webinars

- **CMS provides face-to-face trainings**
  - **CMS is now holding some trainings in-person and some virtually.**
  - **To register or see a complete list of trainings visit www.regionalcmsitutrainings.com**

- **CMS provides two (2) week medical coding boot camps.**

- **CMS holds webinars throughout the year**

Links: Resources

- **Link to DTA-NAC sheet:** https://www.cms.gov/files/document/cms-native-american-contact.pdf

- **Link to Indian Health 101 Video:** https://www.youtube.com/watch?v=I2EnR88gIZM

Links:
Fact Sheets and Brochures

- **Link to AI/AN Trust Income and MAGI Fact Sheet:** https://www.cms.gov/Outreach-and-Education/American-Indian-Alaska-Native/AIAN/Downloads/AIAN-Trust-Income-and-MAGI.pdf

- **Cost Sharing Protections Brochure:** https://www.cms.gov/Outreach-and-Education/American-Indian-Alaska-Native/AIAN/Downloads/Understanding-Cost-Sharing-brochure.pdf

Links: Websites and Webpages

- **CMS Tribal Affairs page:** go.cms.gov/AIAN

- **State Tribal Relations page:** https://www.cms.gov/Outreach-and-Education/American-Indian-Alaska-Native/AIAN/State-Tribal-Relations-on-Health-Care

Links: Websites and Webpages

- **Link to DTA Outreach and Education page, Newsletter, and PSAs:** http://go.cms.gov/AIAN-OutreachEducationResources

- **Link to LTSS Newsletter:** https://www.cms.gov/Outreach-and-Education/American-Indian-Alaska-Native/AIAN/LTSS-TA-Center/ltss-newsletter

Links: Websites and Webpages

- **Link to Products Ordering page:** http://productordering.cms.hhs.gov
- **Link to Training website:** www.regionalcmsitutrainings.com
- **Link to Archived Outreach and Education Webinars:** http://go.cms.gov/All-Tribes-Calls

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