Revision:

HCFA-PM-91-4

August 1991

(BPD)

(DPD)

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

	State: UTAH
Citation	As a condition for receipt of Federal funds under title XIX of the Social Security Act, the
42 CFR	
430.10	UTAH STATE DEPARTMENT OF HEALTH
	(Single State Agency)

submits the following State plan for the medical assistance program, and hereby agrees to administer the program in accordance with the provisions of this State plan, the requirements of titles XI and XIX of the Act, and all applicable Federal regulations and other official issuances of the Department.

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T.N. # 91-20 Approval Date 11-13-91

Supersedes T.N. # 80-06 Effective Date 10-1-91

May 22, 1980

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

State:	UTAH
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SECTION 1 - SINGLE STATE AGENCY ORGANIZATION

Citation

1.1 <u>Designation and Authority</u>

42 CFR 431.10 AT-79-29 (a) The Utah State Department of Health is the single State agency designated to administer or supervise the administration of the Medicaid program under title XIX of the Social Security Act. (All references in this plan to "the Medicaid agency" mean the agency named in this paragraph.)

ATTACHMENT 1.1-A is a certification signed by the State Attorney General identifying the single State agency and citing the legal authority under which it administers or supervises administration of the program.

T.N. # _____ Approval Date <u>8-8-80</u>

Supersedes T.N. # 76-42 Effective Date 5-8-79

May 22, 1980

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

	MEDICA	AL AS	SIST	ANCE PROGRAM
	State:		ι	JTAH
	SECTION 1 - SINGLE ST	TATE	AGE	NCY ORGANIZATION (Continued)
Citation	1.1 Destir	natior	n and	Authority (Continued)
1902(a) of the Act	a a a	admin as of c admin his pla	istrat Janua ister	igency that administered or supervised the ion of the plan approved under title X of the Act ary 1, 1965, has been separately designated to or supervise the administration of that part of nich relates to blind individuals. The State agency so designated is
		of	f the	gency has a separate plan covering that portion State plan under title XIX for which it is sible.
		a	dmini	plicable. The entire plan under title XIX is stered or supervised by the State agency in paragraph 1.1(a).

T.N. # 80-06 Approval Date 8-8-80

Supersedes T.N. # 76-42 Effective Date 5-8-79

May 22, 1980

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

	ME	EDICAL A	ASSISTANCE P	ROGRAM	
Sta	te:		UTAH		
SECTION	1 - SING	SLE STAT	ΓΕ AGENCY OR	GANIZATION (Continu	ied)
Citation	1.1	<u>Designa</u>	tion and Authorit	ty (Continued)	
Intergovernmental Cooperation Act of 1968		curr	ently operative h	e State agency required have been granted under tal Cooperation Act of 1	er authority of
		_		MENT 1.1-B describes ed alternative organiza	
		_	Not applicable.	Waivers are no longer	in effect.
		<u>X</u>	Not applicable.	No waivers have ever	been granted.

T.N. # ____ 80-06 Approval Date 8-8-80 Effective Date <u>5-8-79</u>

Supersedes T.N. # <u>76-42</u>

May 22, 1980

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

State: UTAH

SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

Citation

1.1 <u>Destination and Authority</u> (Continued)

42 CFR 431.10 AT-79-29

- (d) __ The agency named in paragraph 1.1(a) has responsibility for all determinations of eligibility for Medicaid under this plan.
 - X Determinations of eligibility for Medicaid under this plan are made by the agency(ies) specified in ATTACHMENT 2.2-A. There is a written agreement between the agency named in paragraph 1.1(a) and other agency(ies) making such determinations for specific groups covered under this plan. The agreement defines the relationships and respective responsibilities of the agencies.

T.N. # 80-06 Approval Date 8-8-80

May 22, 1980

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

State: UTAH	Ctoto: IITALI
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SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

Citation

1.1 <u>Destination and Authority</u> (Continued)

42 CFR 431.10 AT-79-29

- (e) All other provisions of this plan are administered by the Medicaid agency except for those functions for which final authority has been granted to a Professional Standards Review Organization under title XI of the Act.
- (f) All other requirements of 42 CFR 431.10 are met.

T.N. # _____ 80-06 Approval Date 8-8-80 Effective Date 5-8-79

Supersedes T.N. # 76-42

May 22, 1980

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

Citation

1.2 Organization for Administration

42 CFR 431.11 AT-79-29

- (a) ATTACHMENT 1.2-A contains a description of the organization and functions of the Medicaid agency and an organization chart of the agency.
- (b) Within the State agency, the DIVISION OF HEALTH CARE FINANCING AND STANDARDS has been designated as the medical assistance unit. ATTACHMENT 1.2-B contains a description of the organization and functions of the medical assistance unit and an organization chart of the unit.
- (c) ATTACHMENT 1.2-C contains a description of the kinds and numbers of professional medical personnel and supporting staff used in the administration of the plan and their responsibilities.
- (d) Eligibility determinations are made by State or local staff of an agency other than the agency named in paragraph 1.1(a). ATTACHMENT 1.2-D contains a description of the staff designated to make such determinations and the functions they will perform.
 - Not applicable. Only staff of the agency named in paragraph 1.1(a) make such determinations.

T.N. #	80-06	Approval Date	8-8-80
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Supersedes T.N. #_	76-45	Effective Date	5-8-79

May 22, 1980

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

State:	UTAH

SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

Citation 1.3 Statewide Operation

42 CFR 431.50(b) AT-79-29

The plan is in operation on a Statewide basis in accordance with all requirements of 42 CFR 431.50.

- X The plan is State administered.
- The plan is administered by the political subdivisions of the State and is mandatory on them.

T.N. # 80-06 Approval Date 8-8-80 Effective Date 5-8-79

Supersedes T.N. # 76-45

May 22, 1980

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

State:	UTAH

SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

Citation

42 CFR 431.12(b) AT-78-90

42 CFR 438.104

1.4 <u>State Medical Care Advisory Committee</u>

There is an advisory committee to the Medicaid agency director on health and medical care services established in accordance with and meeting all the requirements of 42 CFR 431.12.

X The State enrolls recipients in MCO, PIHP, PAHP, and/or PCCM programs. The State assures that it complies with 42 CFR 438.104(c) to consult with the Medical Care Advisory Committee in the review of marketing materials. The State does not allow marketing as defined in 438.104(a).

Tribal Consultation Requirements

Section 1902(a)(73) of the Social Security Act (the Act) requires a State in which one or more Indian health programs or Urban Indian organizations furnish health care services to establish a process for the State Medicaid agency to seek advice on a regular, ongoing basis from designees of Indian health programs, whether operated by the Indian Health Service (IHS), Tribes or Tribal organizations under the Indian Self-Determination and Education Assistance Act (ISDEAA), or Urban Indian organizations under the Indian Health Care Improvement Act (IHCIA). Section 2107(e)(I) of the Act was also amended to apply these requirements to the Children's Health Insurance Program (CHIP). Consultation is required concerning Medicaid and CHIP matters having a direct impact on Indian health programs and Urban Indian organizations.

The Utah Department of Health (UDOH) and Utah Medicaid utilize an established model to seek advice on a regular, ongoing basis from Utah Tribal governments, IHS and the Urban Indian Organization. The three key components of the model are the Utah Federally Recognized Tribal Consultation Policy, the Utah Indian Health Advisory Board (UIHAB), and the UDOH Indian Health Liaison/Health Policy Consultant.

UDOH Tribal Consultation Policy is the framework for how the State, Tribal governments, Urban Indian Organization, UDOH, and Medicaid communicate regarding all health issues. This policy is signed by all Utah Tribal leadership, the Governor, the UDOH Executive Director, and the Urban Indian Organization. The policy delineates the responsibilities of UDOH, UIHAB, and the UDOH Indian Health Liaison.

T.N. #	10-011	Approval Date	4-7-11
Supercodes T.N. #	03-016	Effective Date	10-1-10
Supersedes T.N. #	03-016	Effective Date	10-1-1

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

State:	UTAH	
SECTION 1 -	SINGLE STATE AGENCY ORGANIZATION (Continued)	

Tribal Consultation Requirements (Continued)

UIHAB is comprised of appointed health representatives from all seven Tribal governments, IHS and the Urban Indian Organization in Utah. In addition, UIHAB has representation from three Indian Health Services Area Offices providing services to American Indian/Alaska Natives (Al/AN) in Utah, Albuquerque, Navajo, and Phoenix. This Board meets monthly and is facilitated by the UDOH Indian Health Liaison. The meeting has several standing agenda items that include Medicaid, CHIP and SPA/Rulemaking. All State Plan Amendments and waivers will be presented to the Board. The items or updates are presented to the Board as the initial step in the consultation process. If UIHAB or any individual Tribe feels the need for further consultation specific to the issue at hand, a formal request is made (as noted in Consultation policy) and a separate consultation meeting is scheduled specific to that issue. If there are no impacts noted from UIHAB representatives, no further discussion is required.

The UDOH Indian Health Liaison schedules and facilitates UIHAB meetings, tracks information and requests, ensures there are appropriate meeting minutes, and coordinates with the UIHAB Executive Committee to set the agenda. The Indian Health Liaison reports on a quarterly basis to the Utah Tribal Leaders on issues that include health care access, barriers to care or services, improvements, projects, data, policy initiatives and updates, and other UDOH business impacting tribal and Urban Indian communities.

If additional consultation is requested, the liaison works with UDOH and the Tribe(s) requesting consultation to plan and carry out a consultation meeting. The liaison documents any steps taken and sends out final documentation to UDOH and the Tribe(s).

T.N. #	10-011	Approval Date	4-7-11
Supersedes T.N. #	New	Effective Date	10-1-10

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

State:	UTAH	
SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)		

<u>Tribal Consultation Requirements</u> (Continued)

The Indian Health Liaison was contacted by Medicaid in April 2010 for guidance on the best process to inform Utah Tribal and Urban Indian organization representatives of this new consultation requirement for Medicaid and CHIP. The UIHAB Executive Committee was informed and approved the request for standing agenda items for Medicaid and the CHIP State Plan. The new standing agenda item was placed on the agenda for the July 2010 UIHAB meeting.

T.N. #	10-011	Approval Date	4-7-11
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Supersedes T.N. #	New	Effective Date	10-1-10

Revision: HCFA-PM-94-3 (MB)

April 1994

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STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT MEDICAL ASSISTANCE PROGRAM

State:	UTAH

SECTION 1 - SINGLE STATE AGENCY ORGANIZATION (Continued)

Citation

1.5 <u>Pediatric Immunization Program</u>

1928 of the Act

- (1) The State has implemented a program for the distribution of pediatric vaccines to program-registered providers for the immunization of federally vaccine-eligible children in accordance with section 1928 as indicated below.
 - (a) The State program will provide each vaccine-eligible child with medically appropriate vaccines according to the schedule developed by the Advisory Committee on Immunization Practices and without charge for the vaccines.
 - (b) The State will outreach and encourage a variety of providers to participate in the program and to administer vaccines in multiple settings, e.g., private health care providers, providers that receive funds under Title V of the Indian Health Care Improvement Act, health programs or facilities operated by Indian tribes, and maintain a list of program-registered providers.
 - (c) With respect to any population of vaccine-eligible children a substantial portion of whose parents have limited ability to speak the English language, the State will identify program-registered providers who are able to communicate with this vaccine-eligible population in the language and cultural context which is most appropriate.
 - (d) The State will instruct program-registered providers to determine eligibility in accordance with section 1928(b) and (h) of the Social Security Act.
 - (e) The State will assure that no program-registered provider will charge more for the administration of the vaccine than the regional maximum established by the Secretary. The State will inform program-registered providers of the maximum fee for the administration of vaccines.
 - (f) The State will assure that no vaccine-eligible child is denied vaccines because of an inability to pay an administration fee.
 - (g) Except as authorized under section 1915(b) of the Social Security Act or as permitted by the Secretary to prevent fraud or abuse, the State will not impose any additional qualifications or conditions, in addition to those indicated above, in order for a provider to qualify as a program-registered provider.

T.N. #	94-014	Approval Date _	8-31-94
Supersedes T.N. #	New	Effective Date _	7-1-94

April 1994

MEDICAL ASSISTANCE PROGRAM		
State:	UTAH	
SECTION 1 - SINGLE	STATE AGENCY ORGANIZATION (Continued)	
Citation 1.5	Pediatric Immunization Program (Continued)	
1928 of the Act	(2) The State has not modified or repealed any Immunization Law in effect as of May 1, 1993 to reduce the amount of health insurance coverage of pediatric vaccines.	
(3)	The State Medicaid Agency has coordinated with the State Public Health Agency in the completion of this preprint page.	
(4)	The State agency with overall responsibility for the implementation and enforcement of the provisions of section 1928 is:	
	State Medicaid AgencyX State Public Health Agency	

T.N. #	94-014	Approval Date 8-31-94
Supersedes T.N. # _	New	Effective Date7-1-94