

August 9, 2022

Dear Tribal Consultation Members:

This letter is regarding the Tribal Consultation between the North Dakota Department of Human Services and the North Dakota Indian Tribes. The consultation process was established to ensure Tribal governments are included in the decision-making processes when proposed changes in the Medicaid or Children's Health Insurance Program(s) will directly impact the North Dakota Tribes and/or their Tribal members.

### **North Dakota Department of Health and Human Services**

Effective September 1, 2022 North Dakota Medicaid will be submitting a state plan amendment update the title of the single State Medicaid agency to North Dakota Department of Health and Human Services. This is a technical update to reflect the unified agency created by the 2021 Legislative Assembly House Bill 1247.

### **1915(i) Behavioral Health Home and Community Based Services**

Effective on or after September 1, 2022, North Dakota Medicaid will be submitting a 1915(i) state plan amendment updating the conflict of interest standards to allow provider shortage areas to be defined as all counties in the state other than Burleigh and Cass. Other revisions include updates to the quality improvement strategy, non-medical transportation rate methodology, provider qualifications, and scope of the 1915(i) supported employment service.

### **Other Proposed Changes**

Effective on or after October 1, 2022 North Dakota Medicaid will be submitting a state plan amendment to update the minimum requirements for case managers to complete an initial assessment and an annual face-to-face reassessment. The current minimum requirements are for case managers to complete an initial assessment and a six-month face-to-face assessment. This will update increase efficiency in authorizing Medicaid state plan personal care to members with lower-level needs.

### **Correct Coding Initiative**

North Dakota Medicaid follows the National Correct Coding Initiative (NCCI) Edits. These edits were developed by the Centers for Medicare and Medicaid Services (CMCS) based on coding conventions defined in the American Medical Association's Correct Procedure Terminology Manual, national and local policies and edits, coding guidelines developed by national societies, analysis of standard medical and surgical practices and a review of current coding practices. CMS annually updates the Medicaid NCCI Policy Manual and the Medicaid NCCI Technical Guidance Manual. For more information go to

#### **MEDICAL SERVICES**

<https://www.medicaid.gov/medicaid/program-integrity/national-correct-coding-initiative-medicaid/index.html>

Please send comments, questions or concerns about the proposed State Plan Amendments or waivers to Medical Services, Attention: Tribal Consultation; 600 East Boulevard Avenue, Department 325, Bismarck, ND 58505. You may also send information via e-mail to [ndmedicaid@nd.gov](mailto:ndmedicaid@nd.gov).

The Department appreciates the continued opportunity to work collaboratively with you to achieve the Department's mission, which is, "To provide quality, efficient, and effective human services, which improve the lives of people."

Sincerely,

A handwritten signature in black ink that reads "Caprice Knapp". The signature is written in a cursive, flowing style.

Caprice Knapp, Director  
Medical Services Division