

**Tribal Consultation Policy
State Plan Amendment
New York**

Date of Submission:	Not specified.
Approval Date:	August 4, 2011
Effective Date of Amendment:	April 1, 2011
Inclusiveness:	The SPA describes consultation with Indian nation leaders, health clinic administrators, and Urban Indian Organization leaders and health department administrators.
Process for Seeking Advice:	In the case of SPAs, a copy of the Federal Public Notice will be provided along with a cover letter that offers State staff to meet with Indian leaders in person upon request. Prior to submission, a draft of the proposed amendments will be forwarded to the above Indian representatives. In the case of clinic administrators, notice will be by email; all other Indian representatives will be notified by regular mail. In the case of changes that do not require SPAs, a draft copy of the Administrative Directive will be forwarded to Indian representatives. For intent to submit proposals, written notification to Indian representatives will be provided when there is impact on Indians.
Length of Time for Notification:	For SPAs, at least two weeks before submission to CMS. 60-day email notification to I/T/Us and U.S. Postal Service notification to all other American Indians of State intent to submit proposals for demonstration projects, new applications amendments extension, requests or renewals for waivers that impact I/T/Us.
Length of Time for Response:	For SPAs and Administrative Directives, two weeks. For proposals, not specified.
Process for Seeking Expedited Advice:	Not specified.
Length of Time for Expedited Notification:	Not specified.
Length of Time for Expedited Response:	Not specified.
Consultation with Tribe concerning the SPA:	A tribal consultation session on March 29, 2011 included the distribution and discussion of the proposed tribal consultation policy. Tribal representatives received contact information to address questions. The State received no comments or questions as of May 1, 2011. In addition, the State mailed on April 29, 2011 to Indian nation and organization leaders and Indian health clinic administrators the March 29, 2011 presentation and handouts and offered a two-week period to comment or request a meeting. No responses were received as of May 13, 2011.
Process will be used for CHIP:	Yes.
Process will be used for Waivers:	60 day notification