

**Tribal Consultation Policy
State Plan Amendment
North Carolina**

Date of Submission: December 22, 2010

Approval Date: March 17, 2011

Effective Date of Amendment: December 28, 2010

Inclusiveness: The SPA describes consultation with the Eastern Band of the Cherokee Indians (EBCI) and any other Indian Health Program meeting the definition under the Social Security Act.

Process for Seeking Advice: A representative of EBCI will be assured nomination for appointment to the Medical Care Advisory Committee which meets at least quarterly, and the North Carolina Department of Health and Human Services will designate a liaison in the office of the Secretary to facilitate intergovernmental relationships. EBCI will receive written notification of changes before submission to CMS. The Tribe may request a face-to-face meeting or a teleconference. The Senior Health Official or his/her designee will be routinely invited to participate in planning related to CMS program actions. The Department will provide federally-recognized tribal programs with a current list of Division Contacts for Medicaid Administration to facilitate requests for technical assistance, policy clarification, and problem resolution.

Length of Time for Notification: At quarterly meeting, or if the meeting falls outside the quarterly meeting timeframe, 60 days prior to submission to CMS.

Length of Time for Response: 30 days.

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: The policy resulted from multiple conversations between the EBCI and the Department and site visits by Departmental officials to the Tribe in April 2010 and August 2010.

Process will be used for CHIP: Yes.

Process will be used for Waivers: Yes.