



Division of Medicaid & Children's Health, Region VI

February 25, 2011

Our Reference: SPA-NM-10-11

Ms. Julie Weinberg, Acting Division Director
Medical Assistance Division
State of New Mexico
Post Office Box 2348
Santa Fe, New Mexico 87504-2348

Dear Ms. Weinberg:

We have reviewed the proposed amendment to your Medicaid State Plan submitted under Transmittal Number 10-11. This state plan amendment establishes the Medicaid Recovery Audit Contractor (RAC) Program.

In the future, when the State submits a State Plan Amendment (SPA) that may impact Indians or Indian health providers, CMS will look for evidence of the State's tribal consultation process for that SPA. Pursuant to section 1902 (a) (73) of the Act added by section 5006 (e) of the Recovery and Reinvestment Act of 2009, the State must submit evidence to CMS regarding the solicitation of advice prior to submission of the SPA. This consultation must include all federally recognized tribes, Indian Health Service and Urban Indian Organizations within the state.

Transmittal Number 10-11 is approved with an effective date of January 1, 2011 as requested. A copy of the HCFA-179, Transmittal No. 10-11 dated December 6, 2010 is enclosed along with the approved plan pages.

If you have any questions, please contact Suzette Seng at (214) 767-6478.

Sincerely,

/s/

Bill Brooks
Associate Regional Administrator

Enclosures