



Registration of Facilities on Tribal Lands

A New Approach?



Federal Law

- 25 U.S.C. § 1647a, 42 U.S.C. § 1396j and 42 C.F.R. § 431.110
- A facility of IHS, a Tribe or a Tribal Organization may participate in AHCCCS if the facility meets Arizona's applicable licensure standards.
- Such a facility does not need to obtain the actual license to meet those standards.

Current Registration: IHS/638 Facility

- For an IHS or 638 facility, AHCCCS accepts CMS certification as evidence of meeting state licensure standards.
- If a 638 facility is not CMS certified, AHCCCS obtains an attestation from the 638 facility's governing organization that the facility meets state licensure standards.

Current Registration: Non-638 Facility Owned by a Tribe or Tribal Organization

- AHCCCS accepts CMS certification as evidence of meeting state licensure standards.
- If the facility is not CMS certified, AHCCCS obtains an attestation from the facility and Tribal leadership that the facility meets state licensure standards.

Current Registration: Private Facility on Tribal Lands

- Federal laws that allow payment to unlicensed facilities that meet state licensure standards do not apply to privately-owned facilities.
- In recognition of Tribal sovereignty, AHCCCS does not require a state license.
- Instead, DHS has entered into MOUs and IGAs with Tribes to perform courtesy surveys of the facilities. AHCCCS registers the facilities based on these surveys.

Future Changes

- AHCCCS is seeking to streamline the registration process for facilities operating on Tribal lands.
- AHCCCS intends to solicit feedback from the Tribes and Tribal Organizations on how to make the registration process more efficient.

Questions?



Thank You.

