



Tribal Consultation Ad-Hoc Meeting Agenda
11 am, June 6, 2023
Online Microsoft Teams Meeting

- 1. Welcome:** Kathrine McCoy, Senior Coordinator of Tribal Government Relations
- 2. Proposed Rule, State Plan, Waiver, and Rate Amendments**
 - POLICY UPDATES
 - Biosimilar Reimbursement
 - Supplemental Drug Rebate Agreement
 - ADvantage Waiver Amendment
- 3. Other Business and Project Updates**
 - Reach Out and Read Oral Health Service Initiative - Marny Dunlap
 - PHE Unwinding – Kathrine McCoy
 - Tribal Partnership Action Plan – Kathrine McCoy
 - Community Health Events - Vickie Sams & Carley Fryrear
- 4. Adjourn**—Next Tribal Consultation Scheduled for 11 am, July 5, 2023

Proposed Rule, State Plan, and Waiver Amendments

POLICY UPDATES:

To further the agency's commitment to meaningful consultation with Tribal partners, all proposed policy revisions will be provided at the start of the consultation when they are available. An I/T/U public notice advised of the below proposed rule, state plan, and waiver revisions will be issued at least 60 days prior to their submission, but no less than 14 days (limited to abnormal circumstances). The agency strives to keep Tribal partners abreast of any exigent circumstances that may arise and cause timeframes to be updated or shortened.

In addition, the agency's website houses a policy changes blog that is dedicated to Native American Consultation. This [blog page](#) allows for comments/questions from providers and members to be submitted to the Agency and become part of the official record. All comments received are considered during the policy making process. The policy updates that are presented during this Tribal Consultation meeting will be officially posted for I/T/U provider and member review during the consultation period. To ensure that you stay informed of proposed policy changes, please sign up for the [web alert](#) option. These alerts will be sent out to all subscribers whenever any new proposed policy changes are posted for public comment.

Biosimilar Reimbursement— The Oklahoma Health Care Authority (OHCA) will seek to align reimbursement for certain biosimilar products with the Medicare Part B fee schedule. The Inflation Reduction Act (2022) included a provision directing Medicare Part B to increase reimbursement for certain biosimilar products from Average Sales Price (ASP) + 6% to ASP + 8%. Based on CMS guidance, OHCA is amending the State Plan and rules to replace specific references to ASP + 6% with language indicating payment will match Medicare Part B's fee schedule.



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Kevin Corbett | Chief Executive Officer

J. Kevin Stitt | Governor

Anticipated Tribal Impact: None.

Proposed Policy Change Timeline:

60-day Tribal Consultation Period: May 26, 2023 – July 25, 2023

Public Comment Period: May 26, 2023 – June 25, 2023

Tribal Consultation: June 6, 2023

SPA Proposed Effective Date: July 1, 2023

MAC Meeting: Sept. 7, 2023

OHCA Board Meeting: Sept. 20, 2023

Rules Requested Effective Date: Upon Governor's signature or the 45th day post submission of the rules (Nov. 6, 2023)

Supplemental Drug Rebate Agreement — The Oklahoma Health Care Authority (OHCA) will seek approval of a State Plan amendment reflecting the new effective date for the updated pharmacy supplemental rebate agreement. The agreements will be effective on and after January 1, 2024. This is a required annual update.

Anticipated Tribal Impact: None.

Proposed Policy Change Timeline:

60-day Expedited Tribal Consultation Period: May 26, 2023 – July 25, 2023

Public Comment Period: May 26, 2023 - June 25, 2023

Tribal Consultation: June 6, 2023

SPA Proposed Effective Date: Jan. 1, 2024

ADvantage Waiver Amendment — The Oklahoma Health Care Authority (OHCA) will seek to amend the 1915(c) HCBS ADvantage Waiver and rules. The program's reimbursement rates for remote supports services have not kept pace with commensurate services provided by other Oklahoma 1915(c) HCBS waiver programs. The amendments will increase the reimbursement rate for ADvantage Waiver remote supports services to match corresponding rates of other Oklahoma 1915(c) waivers. The amendments will also allow the maximum number of home-delivered meals per ADvantage member to remain at two meals per day instead of one, past the expiration of the Appendix K emergency waiver. The proposed change also seeks to lower the eligibility age that an individual can enter the program from 21 to 19 years of age.

Anticipated Tribal Impact: Direct; tribal members between 19 and 21 may be eligible for the Program.

Proposed Policy Change Timeline:

60-day Tribal Consultation Period: June 6, 2023 – Aug. 5, 2023

Public Comment Period: June 6, 2023 – July 5, 2023

MAC Meeting: Sept. 7, 2023

SPARC: Sept. 11, 2023

OHCA Board Meeting: Dec. 7, 2023

Proposed Effective Date: Oct. 1, 2023



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