

**From:** [Ulbee, Gretchen \(DHS\)](#)  
**To:** [Sheer, Jennifer L. \(CMS/CMCS\)](#)  
**Date:** \* No Date \*  
**Subject:** FW: DRAFT Agreement in Principle  
**Attachment(s):** 1

Jessica -

Thank you for the opportunity to review the draft agreement in principle.

As we discussed on the phone, Minnesota has two suggested revisions to the text of the letter. The suggested language is set out as “track changes” in the attached document. The request to add a mention of an effective date is the most important item, and deletion of the language pertaining to the citizenship documentation is of secondary importance.

As you know, our legislature is constitutionally required to balance the state budget. It is extremely unusual for the state to book anticipated savings for a waiver that has not yet been granted. Including an effective date would add an additional degree of certainty to the agreement.

With regard to the citizenship documentation issue, Minnesota has determined that an immediate change in state law is not necessary to operationalize the requirement effective July 1 to ensure that we do not claim FFP for those individuals whose citizenship verification has not met the federal standards. To simplify discussions with the legislature, the administration would like to retain the flexibility to avoid raising issues relating to citizenship documentation. We

understand that we must meet the citizenship documentation requirements to claim FFP.

Regardless of whether or not CMS accepts Minnesota's suggested revisions, Minnesota would greatly appreciate receipt of this letter by close of business tomorrow, Friday May 20, 2011 for use prior to the mandatory adjournment date of our state legislative session on Monday, May 23.

Thank you,

Gretchen Ulbee

Gretchen Ulbee  
Minnesota Department of Human Services

From: Schubel, Jessica (CMS/CMCS) [mailto:   
Sent: Thursday, May 19, 2011 2:05 PM  
To: Ulbee, Gretchen (DHS)  
Cc: Garner, Angela D. (CMS/CMCS); Sheer, Jennifer L. (CMS/CMCS)  
Subject: DRAFT Agreement in Principle

Gretchen,

Please find the attached draft agreement in principle for your review.

Thanks,

Jessica

Jessica L. Schubel, MPH

Project Officer

Division of State Demonstrations, Waivers & Managed Care

Center for Medicaid, CHIP and Survey & Certification, CMS

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