

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
7500 Security Boulevard, Mail Stop S2-01-16  
Baltimore, Maryland 21244-1850



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**Children and Adults Health Programs Group**

July 9, 2015

Michael Hales  
Deputy Director  
Utah Department of Health  
P.O. Box 143101  
Salt Lake City, UT 84114

Dear Mr. Hales:

Thank you for your recent request for a one-year extension, with no changes, to Utah's section 1115 demonstration, entitled "Primary Care Network (PCN)" (Project Nos. 11-W-00145/8 and 21-W-00054/8). The Centers for Medicare & Medicaid Services (CMS) received your extension request on June 26, 2015. On April 27, 2012, CMS issued a Final Rule and guidance on section 1115 demonstration projects, outlining specific elements that need to be included in a state's extension request in order for CMS to determine that the request is complete. Once an extension request has been determined complete, CMS can begin the official review process, including initiation of the 30-day federal public comment period.

We have completed a preliminary review of your extension request in accordance with the April 27<sup>th</sup> Final Rule. As discussed with members of your staff, we have determined that the state's extension request has not met the requirements for a complete extension request as specified under section 42 CFR 431.412(c).

At this time, we will not begin our 30-day federal public comment and notice process as specified under 42 CFR 431.416(b). Once we receive an application from the state that includes the information listed in the enclosure, we will conduct another preliminary review to determine if the revised request is complete. We will notify you of our determination no later than 15 days after receipt of your revised extension request.

We look forward to working with you and your staff, and are available to provide technical assistance as you revise the state's extension request. If you have additional questions or concerns, please contact your project officer Shanna Janu, Division of State Demonstrations and Waivers, at (410) 786-1370 or at [shanna.janu@cms.hhs.gov](mailto:shanna.janu@cms.hhs.gov).

Sincerely,

/s/

Angela D. Garner  
Acting Division Director  
Division of State Demonstrations and Waivers

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Enclosure

cc: Richard Allen, Associate Regional Administrator, Region VIII  
Rebecca Burch Mack, CMS Denver Regional Office

**Enclosure – List of Missing Elements from Demonstration Application**

- Historical narrative of the demonstration [42 CFR §431.412(c)(2)(i)].
- A statement that there will be no changes to the demonstration and that the same waivers and expenditure authorities will apply in the extension period [42 CFR §431.412(c)(2)(ii) & 42 CFR §431.412(c)(2)(iii)].
- Documentation on the quality of and access to care provided under the demonstration [42 CFR §431.412(c)(2)(iv)].
- Budget neutrality for the extension period [42 CFR §431.412(c)(2)(v)].
- Evaluation report of the demonstration, inclusive of evaluation activities and findings to date, as well as plans for evaluation activities during the extension period [42 CFR §431.412(c)(2)(vi)].
- Documentation of the public notice requirements in 42 CFR §431.408 [42 CFR §431.412(c)(2)(vii)].



# STATE OF UTAH

GARY R. HERBERT  
GOVERNOR

OFFICE OF THE GOVERNOR  
SALT LAKE CITY, UTAH  
84114-2220

SPENCER J. COX  
LIEUTENANT GOVERNOR

June 26, 2015

The Honorable Sylvia Mathews Burwell  
Secretary  
U.S. Department of Health and Human Services  
200 Independence Avenue, S.W.  
Washington, D.C. 20201

Dear Secretary Burwell:

In compliance with the special terms and conditions (STCs) set forth by the Centers for Medicare and Medicaid Services (CMS), the state of Utah is requesting an additional one-year extension of the 1115 Primary Care Network (PC) Demonstration Waiver. On December 19, 2014, CMS granted an extension of the waiver (Projects Nos. 11-W-00145/8 and 21-W-00054/8) until December 31, 2015. This extension request will permit Utah to continue operating this waiver through December 31, 2016.

As you know, Utah continues to work toward a compromise plan that will allow our state to provide coverage to more uninsured adults. This process will require legislative action, as well as additional amendments to our current waiver. The implementation of a compromise plan will likely take place in calendar year 2016. In the meantime, there are approximately 15,700 Utahns who continue to rely on the Primary Care Network Waiver for access to preventive and emergency health care. It is critical that we maintain this important safety net while the state of Utah addresses the important issue of how to cover the uninsured.

Thank you for considering our waiver extension request. We look forward to your response. Should you have questions about this matter, please contact Dr. David Patton, executive director of the Utah Health Department, at (801) 538-6111 or [dpatton@utah.gov](mailto:dpatton@utah.gov).

Sincerely,

A handwritten signature in black ink that reads "Gary R. Herbert".

Gary R. Herbert  
Governor