

From: "Endelman.(he/him)...jonathan.(CMS/CMCS)" (b)(6)
(b)(6)

Sent: 6/30/2023 3:11:07 PM -0400
To: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>; "Snyder, Laura (CMS/CMCS)" <Laura.Snyder1@cms.hhs.gov>; "Loizias, Alex (CMS/CMCS)" <Alexandra.Loizias@cms.hhs.gov>; "Davis, Lovie (CMS/CMCS)" <Lovie.Davis@cms.hhs.gov>; "Wilson, Andrew (CMS/CMCS)" <Andrew.Wilson1@cms.hhs.gov>

CC: "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)" <Deborah.McClure@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)" <Elle.Mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)" <Matthew.Schoonover@cms.hhs.gov>; "matthew.schoonover@cms.hhs.gov>

Subject: RE: RE: [REDACTED] (b)(5)

Attachments: [REDACTED] (b)(5)

Dear DMCP colleagues,

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)

Sent: Friday, June 30, 2023 1:53 PM

To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>

Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5)

Understood Jeremy. We will email you any SDP approval letter for any of these SDPs for your review prior to it going out. Thank you for your review. Have a good weekend.

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

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Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>

Sent: Friday, June 30, 2023 11:48 AM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS)

<Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC)

<Garrett.Mannchen@hhs.gov>

Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS)

<STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS)

<Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS)

<Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)

<Matthew.Schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5)

(b)(5)

Jonathan,

(b)(5)

Thank you (and Happy Friday!),

Jeremy Vogel (he/him)

Attorney, DHHS/OGC/CMSD

(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Wednesday, June 28, 2023 9:13 AM

To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

Jeremy,

1.

2.

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

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Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Tuesday, June 27, 2023 2:33 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Jeremy,

Thanks for the update.

Charlie Arnold
Director
CMCS/CMCS/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Tuesday, June 27, 2023 11:38 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Hi CMS,

(b)(5)

Have a good afternoon,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Vogel, Jeremy (HHS/OGC)
Sent: Monday, June 26, 2023 11:25 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <stuart.goldstein@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <rory.howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <richard.cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <kristin.fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)
(b)(5)

Hi Jonathan + colleagues,

Acknowledging receipt. [REDACTED] (b)(5)

Have a good afternoon,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, June 26, 2023 9:03 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED]
[REDACTED] (b)(5)

Dear Jeremy, Don, and Garrett,

(b)(5)

(b)(5)

(b)(5)

(b)(5)

Thank you for all of your assistance. Please let us know if you have any questions or would like to talk in greater detail.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
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Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Wednesday, May 17, 2023 10:21 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)
(b)(5)

Good morning, FMG,

(b)(5)

Thank you,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 9:00 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5) (b)(5)

Dear Jeremy and Don,

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 8, 2023 5:10 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Good afternoon Jeremy and Don,

(b)(5)

(b)(5)

(b)(5)

As always, thanks for your assistance.

Charlie Arnold
Director
CMCS/CMCS/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Monday, May 8, 2023 11:05 AM
To: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)
(b)(5)

(b)(5)

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Sent: Tuesday, May 2, 2023 2:50 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>

Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

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(b)(5)

Jeremy is on leave today. We will discuss this when he is back. [REDACTED]

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Tuesday, May 2, 2023 7:28 AM

To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>

Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: FW: [REDACTED]

(b)(5)

(b)(5)

Dear Jeremy and Don,

(b)(5)

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
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Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 1, 2023 5:11 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <jonathan.endelman@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: (b)(5)

Hi Jonathan,

(b)(5)

Thanks,

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

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From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 1, 2023 3:02 PM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE
(b)(5)

(b)(5)

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:29 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)
(b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:21 AM

To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5)

(b)(5)

Kristin,

A response is due to DMCP by May 18th

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>

Sent: Friday, April 28, 2023 11:18 AM

To: Endelman (he/him), Jonathan (CMS/CMCS) <jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS)

<Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED] (b)(5)
(b)(5)

[REDACTED] (b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Thursday, April 27, 2023 3:47 PM

To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED] (b)(5)
(b)(5)

Dear team,

Please find the submission attached.

Charlie, Kristin, and Stuart, please let us know how you would like to handle this.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)

Sent: Thursday, April 27, 2023 3:44 PM

To: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)

<Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS)

<Deborah.McClure@cms.hhs.gov>

Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>;

Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

Drew,

As you may be aware, (b)(5) I am raising this to my group leadership to see how they would like to handle the issue.

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

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Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>

Sent: Thursday, April 27, 2023 3:02 PM

To: Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>

Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>

Subject: (b)(5)

Good Afternoon,

(b)(5)

Table 5: Health Care-Related Provider Tax/Assessment(s)

Name of the Health Care-Related Provider Tax / Assessment (enter each on a separate line)	Identify the permissible class for this tax / assessment	Is the tax / assessment broad-based?	Is the tax / assessment uniform?	Is the tax / assessment under the 6% indirect hold harmless limit?	If not under the 6% indirect hold harmless limit, does it pass the “75/75” test?	Does it contain a hold harmless arrangement that guarantees to return all or any portion of the tax payment to the tax payer?
i. Federal Reimbursement Allowance	Hospital	Yes	Yes	Yes		No

Table six is blank:

Table 6: Health Care-Related Provider Tax/Assessment Waivers

Name of the Health Care-Related Provider Tax/Assessment Waiver (enter each on a separate line)	Submission Date	Current Status (Under Review, Approved)	Approval Date
i.			

(b)(5)

(b)(5)

Many thanks,

Drew

From: "Endelman (he/him), Jonathan (CMS/CMCS)" (b)(6)
(b)(6)

Sent: 6/26/2023 9:03:29 AM -0400
To: "Vogel, Jeremy (HHS/OGC)" <Jeremy.Vogel@hhs.gov>; "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Kosin, Donald (HHS/OGC)" <Donald.Kosin@HHS.GOV>; "Mannchen, Garrett (HHS/OGC)" <Garrett.Mannchen@hhs.gov>

CC: "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)" <Deborah.McClure@cms.hhs.gov>; "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)" <Elle.Mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)" <Matthew.Schoonover@cms.hhs.gov>

Subject: RE: RE: (b)(5)

Attachments: (b)(5) (1).pdf

Dear Jeremy, Don, and Garrett,

(b)(5)

(b)(5)

(b)(5)

(b)(5)

Thank you for all of your assistance. Please let us know if you have any questions or would like to talk in greater detail.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Wednesday, May 17, 2023 10:21 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)
[REDACTED] (b)(5)

Good morning, FMG,

(b)(5)

Thank you,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 9:00 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5) (b)(5)

Dear Jeremy and Don,

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 8, 2023 5:10 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Subject: RE: (b)(5)

Good afternoon Jeremy and Don,

(b)(5)

(b)(5)

(b)(5)

(b)(5)

As always, thanks for your assistance.

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Monday, May 8, 2023 11:05 AM
To: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

(b)(5)
Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Sent: Tuesday, May 2, 2023 2:50 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)
(b)(5)

Jeremy is on leave today. We will discuss this when he is back. (b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 2, 2023 7:28 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: FW: (b)(5)

Dear Jeremy and Don,

(b)(5)

(b)(5)

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 1, 2023 5:11 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Hi Jonathan,

(b)(5)

Thanks,

Charlie Arnold
Director
CMCS/CMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 1, 2023 3:02 PM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

(b)(5)

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:29 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)
(b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:21 AM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Kristin,

A response is due to DMCP by May 18th. [REDACTED] (b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:18 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS)

<Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Thursday, April 27, 2023 3:47 PM

To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5)

Dear team,

Please find the submission attached.

Charlie, Kristin, and Stuart, please let us know how you would like to handle this.

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)

Sent: Thursday, April 27, 2023 3:44 PM

To: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)

<Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS)

<Deborah.McClure@cms.hhs.gov>

Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>;

Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle

(CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5) [REDACTED]

(b)(5) [REDACTED]

Drew,

As you may be aware, [REDACTED] (b)(5) [REDACTED] I am raising this to my group leadership to see how they would like to handle the issue.

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

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Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>

Sent: Thursday, April 27, 2023 3:02 PM

To: Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>

Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>

Subject:

(b)(5)

Good Afternoon,

(b)(5)

(b)(5)

Table 5: Health Care-Related Provider Tax/Assessment(s)

Name of the Health Care-Related Provider Tax / Assessment (enter each on a separate line)	Identify the permissible class for this tax / assessment	Is the tax / assessment broad-based?	Is the tax / assessment uniform?	Is the tax / assessment under the 6% indirect hold harmless limit?	If not under the 6% indirect hold harmless limit, does it pass the “75/75” test?	Does it contain a hold harmless arrangement that guarantees to return all or any portion of the tax payment to the tax payer?
i. Federal Reimbursement Allowance	Hospital	Yes	Yes	Yes		No

Table six is blank:

Table 6: Health Care-Related Provider Tax/Assessment Waivers

Name of the Health Care-Related Provider Tax/Assessment Waiver (enter each on a separate line)	Submission Date	Current Status (Under Review, Approved)	Approval Date
i.			

(b)(5)

Many thanks,

Drew

From: "Vogel, Jeremy (HHS/OGC)" <Jeremy.Vogel@hhs.gov>
Sent: 6/30/2023 11:48:22 AM -0400
To: "Endelman (he/him), Jonathan (CMS/CMCS)" <Jonathan.Endelman@cms.hhs.gov>; "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Kosin, Donald (HHS/OGC)" <Donald.Kosin@HHS.GOV>; "Mannchen, Garrett (HHS/OGC)" <Garrett.Mannchen@hhs.gov>
CC: "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)" <Deborah.McClure@cms.hhs.gov>; "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)" <Iarrica.mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)" <matthew.schoonover@cms.hhs.gov>
Subject: RE: RE: [REDACTED] (b)(5)
[REDACTED] (b)(5)

Jonathan,

(b)(5)

Thank you (and Happy Friday!),

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Wednesday, June 28, 2023 9:13 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Iarrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)
[REDACTED] (b)(5)

Jeremy,

1.
2.

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Tuesday, June 27, 2023 2:33 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]
(b)(5)

(b)(5)

Jeremy,

Thanks for the update.

Charlie Arnold
Director
CMCS/FGM/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Tuesday, June 27, 2023 11:38 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED]
(b)(5)

Hi CMS,

(b)(5)

Have a good afternoon,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Vogel, Jeremy (HHS/OGC)
Sent: Monday, June 26, 2023 11:25 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <stuart.goldstein@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <rory.howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <richard.cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <kristin.fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)
[REDACTED] (b)(5)

Hi Jonathan + colleagues,

Acknowledging a receipt. [REDACTED] (b)(5)
[REDACTED] (b)(5)

Have a good afternoon,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, June 26, 2023 9:03 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)

<matthew.schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

Dear Jeremy, Don, and Garrett,

(b)(5)

Thank you for all of your assistance. Please let us know if you have any questions or would like to talk in greater detail.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>

Sent: Wednesday, May 17, 2023 10:21 AM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS)

<Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>

Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS)

<STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS)

<Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS)

<Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)

<Matthew.Schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

Good morning, FMG,

(b)(5)

Thank you,

Jeremy Vogel (he/him)

Attorney, DHHS/OGC/CMSD

(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Tuesday, May 16, 2023 9:00 AM

To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin,

Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>

Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS)

<STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

Dear Jeremy and Don,

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>

Sent: Monday, May 8, 2023 5:10 PM

To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>

Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS)

<STUART.GOLDSTEIN@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; McClure,

Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

Good afternoon Jeremy and Don,

(b)(5)

As always, thanks for your assistance.

Charlie Arnold

Director

CMCS/FGM/DFP

(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Monday, May 8, 2023 11:05 AM
To: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)
[REDACTED] (b)(5)

FMG — did we circle back on this? [REDACTED] (b)(5)

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Sent: Tuesday, May 2, 2023 2:50 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)
[REDACTED] (b)(5)

Jeremy is on leave today. We will discuss this when he is back. [REDACTED] (b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 2, 2023 7:28 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: FW: [REDACTED] (b)(5)

Dear Jeremy and Don,

(b)(5)

(b)(5)

(b)(5) Please let us know your thoughts at your earliest convenience. We look forward to working with you on this issue. Please let us know if we can be of any further assistance.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 1, 2023 5:11 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Hi Jonathan,

(b)(5)

Thanks,

Charlie Arnold

Director
CMCS/FMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 1, 2023 3:02 PM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) (b)(5)

(b)(5)

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>

Sent: Friday, April 28, 2023 11:29 AM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Friday, April 28, 2023 11:21 AM

To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

Kristin,

A response is due to DMCP by May 18th,

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
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Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:18 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Thursday, April 27, 2023 3:47 PM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Dear team,

Please find the submission attached.

Charlie, Kristin, and Stuart, please let us know how you would like to handle this.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)
Sent: Thursday, April 27, 2023 3:44 PM
To: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) [REDACTED]

Drew,

As you may be aware, [REDACTED] (b)(5) I am raising this to my group leadership to see how they would like to handle the issue.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>
Sent: Thursday, April 27, 2023 3:02 PM

To: Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>
Subject: (b)(5)

Good Afternoon,

(b)(5)

Table 5: Health Care-Related Provider Tax/Assessment(s)

Name of the Health Care-Related Provider Tax / Assessment (enter each on a separate line)	Identify the permissible class for this tax / assessment	Is the tax / assessment broad-based?	Is the tax / assessment uniform?	Is the tax / assessment under the 6% indirect hold harmless limit?	If not under the 6% indirect hold harmless limit, does it pass the “75/75” test?	Does it contain a hold harmless arrangement that guarantees to return all or any portion of the tax payment to the tax payer?
i. Federal Reimbursement Allowance	Hospital	Yes	Yes	Yes		No

Table six is blank:

Table 6: Health Care-Related Provider Tax/Assessment Waivers

Name of the Health Care-Related Provider Tax/Assessment Waiver (enter each on a separate line)	Submission Date	Current Status (Under Review, Approved)	Approval Date
i.			

(b)(5)

Many thanks,

Drew

Sent: 9/13/2023 12:20:26 PM -0400
To: "Vogel, Jeremy (HHS/OGC)" <Jeremy.Vogel@hhs.gov>; "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Kosin, Donald (HHS/OGC)" <Donald.Kosin@HHS.GOV>; "Mannchen, Garrett (HHS/OGC)" <Garrett.Mannchen@hhs.gov>
CC: "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)" <Deborah.McClure@cms.hhs.gov>; "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)" <Elle.Mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)" <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)
Dear Jeremy,

We wanted to alert you to the fact that

Jonathan Endelman, PhD
Social Science Research Analyst
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Wednesday, June 28, 2023 9:55 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Hi Jonathan,

(b)(5)

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Wednesday, June 28, 2023 9:13 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Jeremy,

1.
2.

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Tuesday, June 27, 2023 2:33 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Jeremy,

Thanks for the update.

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <jeremy.Vogel@hhs.gov>
Sent: Tuesday, June 27, 2023 11:38 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Hi CMS,

(b)(5)

indicated below).

Have a good afternoon,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | jeremy.Vogel@hhs.gov

From: Vogel, Jeremy (HHS/OGC)
Sent: Monday, June 26, 2023 11:25 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Hi Jonathan + colleagues,

Acknowledging receipt: [redacted]

(b)(5)

Have a good afternoon,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, June 26, 2023 9:03 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE [redacted]

(b)(5)

Dear Jeremy, Don, and Garrett,

(b)(5)

(b)(5)

(b)(5)

(b)(5)

Thank you for all of your assistance. Please let us know if you have any questions or would like to talk in greater detail.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Wednesday, May 17, 2023 10:21 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Good morning, FMG,

[REDACTED] (b)(5)

Thank you,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 9:00 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Dear Jeremy and Don,

[REDACTED] (b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 8, 2023 5:10 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) [REDACTED]

Good afternoon Jeremy and Don,

(b)(5)

(b)(5)

(b)(5)

As always, thanks for your assistance.

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Monday, May 8, 2023 11:05 AM
To: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

(b)(5)

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Sent: Tuesday, May 2, 2023 2:50 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Jeremy is on leave today. We will discuss this when he is back. (b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 2, 2023 7:28 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS)

<Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: FW: [REDACTED]

(b)(5)

Dear Jeremy and Don,

(b)(5)

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 1, 2023 5:11 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Hi Jonathan,

(b)(5)

Thanks,

Charlie Arnold
Director
CMCS/CMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 1, 2023 3:02 PM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

(b)(5)

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:29 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) [REDACTED]

(b)(5) [REDACTED]

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:21 AM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) [REDACTED]

Kristin,

A response is due to DMCP by May 18th [REDACTED]

(b)(5) [REDACTED]

(b)(5) [REDACTED]

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)

Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:18 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: FMG Consult Requested: MO_Fee_IPH_Renewal_20230701-20240630 and MO_Fee_OPH_Renewal_20230701-20240630

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Thursday, April 27, 2023 3:47 PM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Dear team,

Please find the submission attached.

Charlie, Kristin, and Stuart, please let us know how you would like to handle this.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)
Sent: Thursday, April 27, 2023 3:44 PM
To: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Drew,

As you may be aware, (b)(5) I am raising this to my group leadership to see how they would like to handle the issue.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>
Sent: Thursday, April 27, 2023 3:02 PM
To: Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>
Subject: (b)(5)

Good Afternoon,

(b)(5)

(b)(5)

Table 5: Health Care-Related Provider Tax/Assessment(s)

Name of the Health Care-Related Provider Tax / Assessment (enter each on a separate line)	Identify the permissible class for this tax / assessment	Is the tax / assessment broad-based?	Is the tax / assessment uniform?	Is the tax / assessment under the 6% indirect hold harmless limit?	If not under the 6% indirect hold harmless limit, does it pass the "75/75" test?	Does it contain a hold harmless arrangement that guarantees to return all or any portion of the tax payment to the tax payer?
i. Federal Reimbursement Allowance	Hospital	Yes	Yes	Yes		No

Table six is blank:

Table 6: Health Care-Related Provider Tax/Assessment Waivers

Name of the Health Care-Related Provider Tax/Assessment Waiver (enter each on a separate line)	Submission Date	Current Status (Under Review, Approved)	Approval Date
i.			

(b)(5)

Many thanks,

Drew

From: "Endelman (he/him), Jonathan (CMS/CMCS)" <EXCHANGELABS/EXCHANGE
ADMINISTRATIVE GROUP
(FYDIBOHF23SPDLT)/RECIPIENTS/05217CCC66224897B76E09F9EB989E50
-JONATHAN.EN>
Sent: 5/17/2023 10:34:04 AM -0400
To: "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Clark, Jennifer
(CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)"
<Richard.Cuno@cms.hhs.gov>; "Fan, Kristin (CMS/CMCS)"
<Kristin.Fan@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)"
<STUART.GOLDSTEIN@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)"
<Deborah.McClure@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)"
<Elle.Mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)"
<matthew.schoonover@cms.hhs.gov>
Subject: FW: [REDACTED] (b)(5)
[REDACTED] (b)(5)

Dear Charlie and Stuart,

(b)(5)

[REDACTED] (b)(5) recommending the same letter approach

If so, can we let OGD and DMCP know that?

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.

Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)
Sent: Wednesday, May 17, 2023 10:31 AM
To: 'Vogel, Jeremy (HHS/OGC)' <Jeremy.Vogel@hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) [REDACTED]

Thanks Jeremy. We sincerely appreciate the feedback. Have a good day.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Wednesday, May 17, 2023 10:21 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Good morning, FMG,

(b)(5)

Thank you,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 9:00 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Dear Jeremy and Don,

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 8, 2023 5:10 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS)
<STUART.GOLDSTEIN@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; McClure,
Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5)

(b)(5)

Good afternoon Jeremy and Don,

(b)(5)

(b)(5)

(b)(5)

As always, thanks for your assistance.

Charlie Arnold

Director

CMCS/FGM/DFP

(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>

Sent: Monday, May 8, 2023 11:05 AM

To: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb

(CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: (b)(5)
(b)(5)

(b)(5)

(b)(5)

Jeremy Vogel (he/him)

Attorney, DHHS/OGC/CMSD

(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>

Sent: Tuesday, May 2, 2023 2:50 PM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>

Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: (b)(5)
(b)(5)

(b)(5)

Jeremy is on leave today. We will discuss this when he is back.

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Tuesday, May 2, 2023 7:28 AM

To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>

Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: FW: (b)(5)
(b)(5)

(b)(5)

Dear Jeremy and Don,

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov

7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 1, 2023 5:11 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) (b)(5)

Hi Jonathan,

(b)(5)

Thanks,

Charlie Arnold
Director
CMCS/FGM/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 1, 2023 3:02 PM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark,

Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)
(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:29 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:21 AM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Kristin,

A response is due to DMCP by May 18th. [REDACTED] (b)(5) [REDACTED] (b)(5) about the hold harmless issue, we certainly [REDACTED] (b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>

Sent: Friday, April 28, 2023 11:18 AM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Thursday, April 27, 2023 3:47 PM

To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: FMG Consult Requested: MO_FeeIPH_Renewal_20230701-20240630 and MO_FeeOPH_Renewal_20230701-20240630

Dear team,

Please find the submission attached.

Charlie, Kristin, and Stuart, please let us know how you would like to handle this.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)
Sent: Thursday, April 27, 2023 3:44 PM
To: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Drew,

As you may be aware, (b)(5) I am raising this to my group leadership to see how they would like to handle the issue.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>
Sent: Thursday, April 27, 2023 3:02 PM
To: Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>
Subject: (b)(5)

Good Afternoon,

(b)(5)

(b)(5)

Table 5: Health Care-Related Provider Tax/Assessment(s)

Name of the Health Care-Related Provider Tax / Assessment (enter each on a separate line)	Identify the permissible class for this tax / assessment	Is the tax / assessment broad-based?	Is the tax / assessment uniform?	Is the tax / assessment under the 6% indirect hold harmless limit?	If not under the 6% indirect hold harmless limit, does it pass the “75/75” test?	Does it contain a hold harmless arrangement that guarantees to return all or any portion of the tax payment to the tax payer?
i. Federal Reimbursement Allowance	Hospital	Yes	Yes	Yes		No

Table six is blank:

Table 6: Health Care-Related Provider Tax/Assessment Waivers

Name of the Health Care-Related Provider Tax/Assessment Waiver (enter each on a separate line)	Submission Date	Current Status (Under Review, Approved)	Approval Date
i.			

(b)(5)

Many thanks,

Drew

Sent: 6/28/2023 9:13:25 AM -0400
To: "Vogel, Jeremy (HHS/OGC)" <Jeremy.Vogel@hhs.gov>; "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Kosin, Donald (HHS/OGC)" <Donald.Kosin@HHS.GOV>; "Mannchen, Garrett (HHS/OGC)" <Garrett.Mannchen@hhs.gov>
CC: "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)" <Deborah.McClure@cms.hhs.gov>; "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)" <larrica.mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)" <matthew.schoonover@cms.hhs.gov>
Subject: RE: RE: [REDACTED] (b)(5) [REDACTED]

Jere

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Monday, June 26, 2023 11:25 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) [REDACTED]

Hi Jonathan + colleagues,

Acknowledging receipt [REDACTED] (b)(5) [REDACTED]

Have a good afternoon,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, June 26, 2023 9:03 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE [REDACTED] (b)(5)

Dear Jeremy, Don, and Garrett,

(b)(5)

Thank you for all of your assistance. Please let us know if you have any questions or would like to talk in greater detail.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Wednesday, May 17, 2023 10:21 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Good morning, FMG,

[REDACTED] (b)(5)

Thank you,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 9:00 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: FMG Consult Requested: MO_FeeIPH_Renewal_20230701-20240630 and MO_FeeOPH_Renewal_20230701-20240630

Dear Jeremy and Don,

[REDACTED]
(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 8, 2023 5:10 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Subject: RE: (b)(5)

Good afternoon Jeremy and Don,

(b)(5)

As always, thanks for your assistance.

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Monday, May 8, 2023 11:05 AM
To: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

[REDACTED] (b)(5)

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Sent: Tuesday, May 2, 2023 2:50 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Jeremy is on leave today. We will discuss this when he is back [REDACTED] (b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 2, 2023 7:28 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larriса.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: FW: [REDACTED] (b)(5)

Dear Jeremy and Don,

[REDACTED] (b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
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7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 1, 2023 5:11 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <jonathan.endelman@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Hi Jonathan,

(b)(5)

Thanks,

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 1, 2023 3:02 PM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
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410.786.4738
jonathan.endelman@cms.hhs.gov
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Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:29 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:21 AM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Kristin,

A response is due to DMCP by May 18th.

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
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Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:18 AM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Thursday, April 27, 2023 3:47 PM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Dear team,

Please find the submission attached.

Charlie, Kristin, and Stuart, please let us know how you would like to handle this.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)
Sent: Thursday, April 27, 2023 3:44 PM
To: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS)

<larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5)

Drew,

As you may be aware, [REDACTED] (b)(5) [REDACTED] I am raising this to my group leadership to see how they would like to handle the issue.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>

Sent: Thursday, April 27, 2023 3:02 PM

To: Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>;

Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>

Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>

Subject: [REDACTED]

(b)(5)

Good Afternoon,

(b)(5)

Table 5: Health Care-Related Provider Tax/Assessment(s)

Name of the Health Care-Related Provider Tax / Assessment (enter each on a separate line)	Identify the permissible class for this tax / assessment	Is the tax / assessment broad-based?	Is the tax / assessment uniform?	Is the tax / assessment under the 6% indirect hold harmless limit?	If not under the 6% indirect hold harmless limit, does it pass the “75/75” test?	Does it contain a hold harmless arrangement that guarantees to return all or any portion of the tax payment to the tax payer?
i. Federal Reimbursement Allowance	Hospital	Yes	Yes	Yes		No

Table six is blank:

Table 6: Health Care-Related Provider Tax/Assessment Waivers

Name of the Health Care-Related Provider Tax/Assessment Waiver (enter each on a separate line)	Submission Date	Current Status (Under Review, Approved)	Approval Date
i.			

(b)(5)

Many thanks,
Drew

Sent: 12/22/2022 3:48:21 PM -0500
To: "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>; "Bonelli, Anna (CMS/CMCS)" <Anna.Bonelli@cms.hhs.gov>; "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Boston, Beverly (CMS/CMCS)" <Beverly.Boston@cms.hhs.gov>; "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Mosley, Larrica (CMS/CMCS)" <larrica.mosley@cms.hhs.gov>; "Burns, James (CMS/CMCS)" <James.Burns@cms.hhs.gov>
CC: "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>; "Silanskis, Jeremy (CMS/CMCS)" <Jeremy.Silanskis@cms.hhs.gov>; "Maccarroll, Amber (CMS/CMCS)" <Amber.MacCarroll@cms.hhs.gov>; "adams, lia (CMS/CMCS)" <Lia.Adams@cms.hhs.gov>
Subject: RE: RE: DUE COB TODAY: Medicaid Financing CIB
Thank you Kristin. Beverly please let us know if you need anything else. Thank you.

Best,

Jonathan

Jonathan Endelman
Social Science Research Analyst
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Thursday, December 22, 2022 2:30 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Looks good to me.

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Thursday, December 22, 2022 3:23 PM
To: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Dear all,

It looks like we have all gone in and edited the questions. Are we all okay with them at this point? Is there anything else we need to do?

Best,

Jonathan

Jonathan Endelman
Social Science Research Analyst
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)
Sent: Thursday, December 22, 2022 12:34 PM
To: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Try this link:

[Internal QAs CIB Health Care Related Taxes Hold Harmless Dec 21 3pm98\(kf\) Three.docx \(cms.gov\)](Internal QAs CIB Health Care Related Taxes Hold Harmless Dec 21 3pm98(kf) Three.docx (cms.gov))

Best,

Jonathan

Jonathan Endelman
Social Science Research Analyst
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)
Sent: Thursday, December 22, 2022 12:06 PM
To: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Dear all,

Would be nice to get more time, but should not be a problem to get done today. I will go in and edit now.

Here is SharePoint link so we can all work at the same time:

[CIB Questions](#)

Best,

Jonathan

Jonathan Endelman

Social Science Research Analyst
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Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>
Sent: Thursday, December 22, 2022 11:59 AM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Sorry, everyone, I'm up to my eyeballs in Unwinding and I won't be able to review this today.

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Thursday, December 22, 2022 12:00 PM
To: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Here are a couple thoughts to get folks started. Please edit at will and then we can clean up. I have thoughts for the other two, but wanted to at least share this.

From: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>
Sent: Thursday, December 22, 2022 11:59 AM
To: Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>;

Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <Clarrica.Mosley@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Ok, thank you Beverly.

Thanks,
Jen

From: Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>
Sent: Thursday, December 22, 2022 11:53 AM
To: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <Clarrica.Mosley@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Q/As due COB today and CIB release date, slated for 1/13 is accurate. Q/As normally travel with the release item to be cleared which is why they are needed earlier.

Hope this helps.

Beverly

From: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>
Sent: Thursday, December 22, 2022 11:48 AM
To: Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <Clarrica.Mosley@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: RE: DUE COB TODAY: Medicaid Financing CIB

Ok, thanks Beverly. I am sorry if I missing it, but when is this due back to you? I am asking because I see COB today in the subject line and then an expected released date of 1/13/23 in the attached, so I just want to make sure we get it back to you timely.

Thanks,
Jen

From: Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>
Sent: Thursday, December 22, 2022 11:32 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>
Cc: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Subject: DUE COB TODAY: Medicaid Financing CIB

Hello,

(b)(5)

Please make updates and return to me by the requested timeline.

Thank you

Beverly

From: Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>
Sent: Monday, December 19, 2022 10:18 AM
To: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>
Subject: RE: Medicaid Financing CIB

I'll accept the changes and will move it forward. Will provide timeframes for clearance

Thanks

Beverly

From: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Sent: Monday, December 19, 2022 10:17 AM
To: adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>; Boston, Beverly (CMS/CMCS) <Beverly.Boston@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>
Subject: RE: Medicaid Financing CIB

Please see attached a few additional edits. Overall, this is in great shape and ready to enter into clearance once the changes are accepted. Thanks everyone!

From: Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>
Sent: Monday, December 12, 2022 10:16 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>
Subject: RE: Medicaid Financing CIB

Thanks Jonathan â€“

I made a few edits in the attached (primarily formatting/ spacing) and I agree, I think this is in good shape.

Rory -please use this version for your review.

Thanks, Amber

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, December 12, 2022 8:52 AM
To: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS)

<Jeremy.Silanskis@cms.hhs.gov>; Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS)
<Anna.Bonelli@cms.hhs.gov>; Burns, James (CMS/CMCS) <James.Burns@cms.hhs.gov>; Clark, Jennifer
(CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>;
Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Mosley, Larrica (CMS/CMCS)
<Larrica.Mosley@cms.hhs.gov>
Subject: FW: Medicaid Financing CIB

Dear Rory,

Please see attached our responses to OGC's comments on the CIB for your review. Overall, there did not appear to be any major issues.

Best,

Jonathan

Jonathan Endelman
Social Science Research Analyst
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>
Sent: Monday, December 12, 2022 7:43 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Cc: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Subject: FW: Medicaid Financing CIB

Charlie,

Attached please find the response to comments on the CIB from OGC.

Thanks Stuart

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Thursday, December 1, 2022 10:53 AM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS)
<Charlie.Arnold@cms.hhs.gov>; Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Burns, James
(CMS/CMCS) <James.Burns@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>;

Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Teal, Lela (CMS/CMCS) <Lela.Teal@cms.hhs.gov>
Subject: FW: Medicaid Financing CIB

Dear all,

Overall, not too many difficult comments from OGC. I took a shot at responding to them.

Best,

Jonathan

Jonathan Endelman
Social Science Research Analyst
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Thursday, December 1, 2022 9:32 AM
To: adams, lia (CMS/CMCS) <Lia.Adams@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Cc: Maccarroll, Amber (CMS/CMCS) <Amber.MacCarroll@cms.hhs.gov>; Silanskis, Jeremy (CMS/CMCS) <Jeremy.Silanskis@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>
Subject: FW: Medicaid Financing CIB

Hi Lia and Rory,

I just received this from Jeremy (as I was responding to your email Lia). Please see attached. Rory asked that we submit it to him as soon as we receive it. We will review the comments/edits and make any necessary adjustments.

Thanks,

Charlie Arnold
Director
CMCS/CMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Thursday, December 1, 2022 10:26 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Subject: RE: Medicaid Financing CIB

Hi again, Charlie,

(b)(5)

Thanks much!

Jeremy Vogel
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Thursday, December 1, 2022 9:50 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Subject: RE: Medicaid Financing CIB

Thanks!

Charlie Arnold
Director
CMCS/FGM/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Thursday, December 1, 2022 9:43 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>; Hoskins, David (HHS/OGC)

<David.Hoskins@HHS.GOV>
Subject: RE: Medicaid Financing CIB

Good morning, Charlie,

I can't say our holiday was terribly restful either, but that was largely by design, as I got to visit the Grand Canyon and Zion National Park! I am glad you had a good time in all events, and hopefully ate well 😊

[REDACTED] (b)(5) [REDACTED] Thank you for the ping!

Jeremy Vogel
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Thursday, December 1, 2022 6:32 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Subject: RE: Medicaid Financing CIB

Good morning,

I hope you had a restful holiday. It is never restful in our house when everyone returns home, but it was a very good time.

[REDACTED] (b)(5) [REDACTED]

Please let me know if you have any questions.

Thanks,

Charlie Arnold
Director
CMCS/CMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Monday, November 14, 2022 8:47 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>

Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Subject: RE: Medicaid Financing CIB

Thanks, Charlie. I think we can make end of the month work

Hope you had a nice long weekend,

Jeremy Vogel
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, November 14, 2022 6:19 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Subject: RE: Medicaid Financing CIB

Good morning Jeremy,

We are sharing it concurrently with Dan. Given that the NAMD meeting is this week and Thanksgiving next week, I think we have a couple weeks. I will let you know if it changes.

Thanks for your work on this.

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

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From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Thursday, November 10, 2022 10:13 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Subject: RE: Medicaid Financing CIB

Thanks, Charlie!

(b)(5)

Jeremy Vogel
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Wednesday, November 9, 2022 3:05 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Subject: RE: Medicaid Financing CIB

Good afternoon Jeremy,

(b)(5)

Thanks,

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Friday, October 28, 2022 9:37 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Subject: RE: Medicaid Financing CIB

Thanks for the update, Charlie. Have a great Friday and weekend,

Jeremy Vogel
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Thursday, October 27, 2022 10:54 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Subject: RE: Medicaid Financing CIB

Good morning Jeremy,

(b)(5)

(b)(5) We will get it to you as soon as we know the requested changes and make them.

Thanks, again.

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

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From: Arnold, Charlie (CMS/CMCS)
Sent: Thursday, October 27, 2022 6:50 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@HHS.GOV>
Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Subject: RE: Medicaid Financing CIB

Good morning Jeremy,

(b)(5)

We are looking forward to your comments and edits.

Thanks, again.

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

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From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Wednesday, October 26, 2022 5:38 PM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Hoskins, David (HHS/OGC)

<David.Hoskins@HHS.GOV>

Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>

Subject: RE: Medicaid Financing CIB

Hi Charlie,

(b)(5)

Have a great evening,

Jeremy Vogel

Attorney, DHHS/OGC/CMSD

(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>

Sent: Wednesday, October 26, 2022 4:46 PM

To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Hoskins, David (HHS/OGC)

<David.Hoskins@HHS.GOV>

Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>

Subject: RE: Medicaid Financing CIB

Good afternoon,

As mentioned below, (b)(5)

(b)(5)

(b)(5) Please let us know if you have any additional questions for us, during your review.

Thanks for your assistance.

Charlie Arnold

Director

CMCS/CMG/DFP

(443) 962-2499

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: Arnold, Charlie (CMS/CMCS)

Sent: Friday, October 14, 2022 8:40 AM

To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Hoskins, David (HHS/OGC)

<David.Hoskins@HHS.GOV>

Cc: Mannchen, Garrett (HHS/OGC) <Garrett.Mannchen@hhs.gov>
Subject: Medicaid Financing CIB

Good morning Jeremy and David,

(b)(5)

We expect to have the draft CIB completed early next week. Rory wanted me to give you a "heads-up" that we will likely be getting it to you for review and comment next week and, perhaps, a call with you.

As always, thanks for your assistance.

Charlie Arnold
Director
CMCS/FGM/DFP
Centers for Medicare & Medicaid Services
(443) 962-2499
(443) 380-5802 Fax

Any opinion expressed in this email communication does not represent the opinion of the agency and will not bind or obligate CMS. CMS has relied on the facts and information presented and if any material facts have not been disclosed, any opinion/advice is without force and effect. Any advice is limited to the facts presented and is part of informal discussions of the issues raised.

From: "Vogel, Jeremy (HHS/OGC)" <Jeremy.Vogel@hhs.gov>
Sent: 5/17/2023 10:21:28 AM -0400
To: "Endelman (he/him), Jonathan (CMS/CMCS)" <Jonathan.Endelman@cms.hhs.gov>; "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Kosin, Donald (HHS/OGC)" <Donald.Kosin@HHS.GOV>
CC: "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)" <Deborah.McClure@cms.hhs.gov>; "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)" <Elle.Mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)" <Matthew.Schoonover@cms.hhs.gov>
Subject: (b)(5)

Good morning, FMG,

(b)(5)

Thank you,

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 9:00 AM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

Dear Jeremy and Don,

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>
Sent: Monday, May 8, 2023 5:10 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Subject: RE: FMG Consult Requested: MO_Fee_IPH_Renewal_20230701-20240630 and MO_Fee_OPH_Renewal_20230701-20240630

Good afternoon Jeremy and Don,

(b)(5)

As always, thanks for your assistance.

Charlie Arnold
Director
CMCS/FMG/DFP
(443) 962-2499

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From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Monday, May 8, 2023 11:05 AM
To: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

FMG — did we circle back on this? [REDACTED] (b)(5)

Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Sent: Tuesday, May 2, 2023 2:50 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5)

Jeremy is on leave today. We will discuss this when he is back. [REDACTED] (b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 2, 2023 7:28 AM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>
Cc: Bonelli, Anna (CMS/CMCS) <Anna.Bonelli@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: FW: FMG Consult Requested: MO_FeeIPH_Renewal_20230701-20240630 and MO_FeeOPH_Renewal_20230701-20240630

Dear Jeremy and Don,

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>

Sent: Monday, May 1, 2023 5:11 PM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: [REDACTED]

(b)(5)

(b)(5)

Hi Jonathan,

(b)(5)

Thanks.

Charlie Arnold

Director

CMCS/FGM/DFP

(443) 962-2499

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From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 1, 2023 3:02 PM
To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: [REDACTED] (b)(5) [REDACTED]
[REDACTED] (b)(5) [REDACTED]

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>

Sent: Friday, April 28, 2023 11:29 AM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Friday, April 28, 2023 11:21 AM

To: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE:

(b)(5)

(b)(5)

Kristin,

A response is due to DMCP by May 18th.

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>
Sent: Friday, April 28, 2023 11:18 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

(b)(5)

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Thursday, April 27, 2023 3:47 PM
To: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>
Subject: RE: (b)(5)

(b)(5)

Dear team,

Please find the submission attached.

Charlie, Kristin, and Stuart, please let us know how you would like to handle this.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Endelman (he/him), Jonathan (CMS/CMCS)
Sent: Thursday, April 27, 2023 3:44 PM
To: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>

Subject: RE: (b)(5)

(b)(5)

Drew,

As you may be aware, (b)(5) I am raising this to my group leadership to see how they would like to handle the issue.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>
Sent: Thursday, April 27, 2023 3:02 PM
To: Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Cc: Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>; CMS State Directed Payment <StateDirectedPayment@cms.hhs.gov>
Subject: (b)(5)

Good Afternoon,

(b)(5)

Table 5: Health Care-Related Provider Tax/Assessment(s)

Name of the Health Care-Related Provider Tax / Assessment (enter each on a separate line)	Identify the permissible class for this tax / assessment	Is the tax / assessment broad-based?	Is the tax / assessment uniform?	Is the tax / assessment under the 6% indirect hold harmless limit?	If not under the 6% indirect hold harmless limit, does it pass the "75/75" test?	Does it contain a hold harmless arrangement that guarantees to return all or any portion of the tax payment to the tax payer?
i. Federal Reimbursement Allowance	Hospital	Yes	Yes	Yes		No

Table six is blank:

Table 6: Health Care-Related Provider Tax/Assessment Waivers

Name of the Health Care-Related Provider Tax/Assessment Waiver (enter each on a separate line)	Submission Date	Current Status (Under Review, Approved)	Approval Date
i.			

(b)(5)

(b)(5)

Many thanks,

Drew

From: "Beattie, Elisa (CMS/CMCS)" <Elisa.Beattie@cms.hhs.gov>
Sent: 5/17/2023 7:50:21 AM -0400
To: "Endelman (he/him), Jonathan (CMS/CMCS)" <Jonathan.Endelman@cms.hhs.gov>; "Higgins, Susan (CMS/CMCS)" <Susan.Higgins@cms.hhs.gov>; "Vogel, Jeremy (HHS/OGC)" <Jeremy.Vogel@hhs.gov>; "Kosin, Donald (HHS/OGC)" <Donald.Kosin@HHS.GOV>; "Parris, Robert (CMS/CMCS)" <Robert.Parris@cms.hhs.gov>
CC: "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)" <larrica.mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)" <matthew.schoonover@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)" <Deborah.McClure@cms.hhs.gov>
Subject: RE: RE: D'Amoto Provision

(b)(5)

(b)(5)

Thanks

Elisa

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Wednesday, May 17, 2023 7:44 AM
To: Higgins, Susan (CMS/CMCS) <Susan.Higgins@cms.hhs.gov>; Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Thanks Sue. If we want to,

(b)(5)

(b)(5)

1.
2.

(b)(5)

(b)(5)

Thanks everyone.

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

jonathan.endelman@cms.hhs.gov

7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Higgins, Susan (CMS/CMCS) <Susan.Higgins@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 5:14 PM

To: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>

Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: D'Amoto Provision

Good afternoon,

(b)(5)

(b)(5)

(b)(5)

(b)(5)

From: Whitaker, Carolyn M. (CMS/CMCS) <Carolyn.Whitaker@cms.hhs.gov>
Sent: Wednesday, April 30, 2014 1:56 PM
To: Goldstein, Stuart S. (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard A. (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>
Cc: Higgins, Susan L. (CMS/CMCHO) <Susan.Higgins@cms.hhs.gov>
Subject: NY-2014-1-E-02

Hi Stuart and Rich,

(b)(5)

Carolyn

http://www.health.ny.gov/facilities/cash_assessment/sos_367-i.htm

Legislative Enactments

SOCIAL SERVICES LAW SECTION 367-i

§ 367-i. Personal care services provider assessments.

1. Providers of personal care services, excepting those certified under article thirty-six of the public health law, are charged assessments on their gross receipts received from all personal care services and other operating income on a cash basis in the percentage amounts and for the periods specified in subdivision two of this section. Such assessments shall be submitted by or on behalf of such personal care services providers to the commissioner of health or his/her designee.
2. (a) The assessment shall be six-tenths of one percent of each such provider's gross receipts received from all personal care services and other operating income on a cash basis beginning January first, nineteen hundred ninety-one; provided, however, that for all such gross receipts

received on or after April first, nineteen hundred ninety-nine, such assessment shall be two-tenths of one percent, and further provided that such assessment shall expire and be of no further effect for all such gross receipts received on or after January first, two thousand.

(b) Notwithstanding any contrary provisions of this section or any other contrary provision of law or regulation, the assessment shall be thirty-five hundredths of one percent of each such provider's gross receipts from all personal care services and other operating income on a cash basis for periods on and after April first, two thousand nine.

3. Gross receipts received from all personal care services and other operating income for purposes of the assessments pursuant to this section shall include, but not be limited to, all monies received for or on account of personal care services, provided, however, that subject to the provisions of subdivision eleven of this section income received from grants, charitable contributions, donations and bequests and governmental deficit financing shall not be included, and provided further, however, that moneys received from a certified home health agency or a provider of a long term home health care program assessed on such moneys pursuant to section thirty-six hundred fourteen-a of the public health law shall not be included.

4. Estimated payments by or on behalf of such personal care services providers to the commissioner of health or his/her designee of funds due from the assessments pursuant to subdivision two of this section shall be made on a monthly basis. Estimated payments shall be due on or before the fifteenth day following the end of a calendar month to which an assessment applies.

5. (a) If an estimated payment made for a month to which an assessment applies is less than seventy percent of an amount the commissioner of health determines is due, based on evidence of prior period moneys received by a personal care services provider or evidence of moneys received by such personal care services provider for that month, the commissioner of health may estimate the amount due from such personal care services provider and may collect the deficiency pursuant to paragraph (c) of this subdivision.

(b) If an estimated payment made for a month to which an assessment applies is less than ninety percent of an amount the commissioner of health determines is due, based on evidence of prior period moneys received by a personal care services provider or evidence of moneys received by such personal care services provider for that month, and at least two previous estimated payments within the preceding six months were less than ninety percent of the amount due, based on similar evidence, the commissioner of health may estimate the amount due from such personal care services provider and may collect the deficiency pursuant to paragraph (c) of this subdivision.

(c) Upon receipt of notification from the commissioner of health of a provider's deficiency under this section, the comptroller or a fiscal intermediary designated by the director of the budget, or the commissioner of social services, or a corporation organized and operating in accordance with article forty-three of the insurance law, or an organization operating in accordance with article forty-four of the public health law shall withhold from the amount of any payment to be made by the state or by such article forty-three corporation or article forty-four organization to the provider the amount of the deficiency determined under paragraph (a) or (b) of this subdivision or paragraph (e) of subdivision six of this section. Upon withholding such amount, the comptroller or a designated fiscal intermediary, or the commissioner of social services, or corporation organized and operating in accordance with

article forty-three of the insurance law or organization operating in accordance with article forty-four of the public health law shall pay the commissioner of health, or his designee, such amount withheld on behalf of the provider.

(d) The commissioner of health shall provide a provider with notice of any estimate of an amount due for an assessment pursuant to paragraph (a) or (b) of this subdivision or paragraph (e) of subdivision six of this section at least three days prior to collection of such amount by the commissioner of health. Such notice shall contain the financial basis for the commissioner of health's estimate.

(e) In the event a provider objects to an estimate by the commissioner of health pursuant to paragraph (a) or (b) of this subdivision or paragraph (e) of subdivision six of this section of the amount due for an assessment, the provider, within sixty days of notice of an amount due, may request a public hearing. If a hearing is requested, the commissioner of health shall provide the provider an opportunity to be heard and to present evidence bearing on the amount due for an assessment within thirty days after collection of an amount due or receipt of a request for a hearing, whichever is later. An administrative hearing is not a prerequisite to seeking judicial relief.

(f) The commissioner of health may direct that a hearing be held without any request by a personal care services provider.

6. (a) Every personal care services provider shall submit reports on a cash basis of actual gross receipts received from all patient care services and operating income for each month as follows:

(i) for the period January first, nineteen hundred ninety-one through January thirty-first, nineteen hundred ninety-one, the report shall be filed on or before March fifteenth, nineteen hundred ninety-one; and

(ii) for the quarter year ending March thirty-first, nineteen hundred ninety-one and for each quarter thereafter, the report shall be filed on or before the forty-fifth day after the end of such quarter.

(b) Every personal care services provider shall submit a certified annual report on a cash basis of gross receipts received in such calendar year from all patient care services and operating income. (c) The reports shall be in such form as may be prescribed by the commissioner of health to accurately disclose information required to implement this section.

(d) Final payments shall be due for all personal care services providers for the assessments pursuant to subdivision two of this section upon the due date for submission of the applicable quarterly report.

(e) The commissioner of health may recoup deficiencies in final payments pursuant to paragraph (c) of subdivision five of this section.

7. (a) If an estimated payment made for a month to which an assessment applies is less than ninety percent of the actual amount due for such month, interest shall be due and payable to the commissioner of health on the difference between the amount paid and the amount due from the day of the month the estimated payment was due until the date of payment. The rate of interest shall be twelve percent per annum or at the rate of interest set by the commissioner of taxation and finance with respect to underpayments of tax pursuant to subsection (e) of section one thousand ninety-six of

the tax law minus four percentage points. Interest under this paragraph shall not be paid if the amount thereof is less than one dollar. Interest, if not paid by the due date of the following month's estimated payment, may be collected by the commissioner of health pursuant to paragraph (c) of subdivision five of this section in the same manner as an assessment pursuant to subdivision two of this section.

(b) If an estimated payment made for a month to which an assessment applies is less than seventy percent of the actual amount due for such month, a penalty shall be due and payable to the commissioner of health of five percent of the difference between the amount paid and the amount due for such month when the failure to pay is for a duration of not more than one month after the due date of the payment with an additional five percent for each additional month or fraction thereof during which such failure continues, not exceeding twenty-five percent in the aggregate. A penalty may be collected by the commissioner of health pursuant to paragraph (c) of subdivision five of this section in the same manner as an assessment pursuant to subdivision two of this section.

(c) Overpayment by a personal care services provider of an estimated payment shall be applied to any other payment due from the personal care services provider pursuant to this section, or, if no payment is due, at the election of the personal care services provider shall be applied to future estimated payments or refunded to the personal care services provider. Interest shall be paid on overpayments from the date of overpayment to the date of crediting or refund at the rate determined in accordance with paragraph (a) of this subdivision if the overpayment was made at the direction of the commissioner of health. Interest under this paragraph shall not be paid if the amount thereof is less than one dollar.

8. Funds accumulated, including income from invested funds, from the assessments specified in this section, including interest and penalties, shall be deposited by the commissioner of health and credited to the general fund.

9. Notwithstanding any inconsistent provision of law or regulation to the contrary, the assessments pursuant to this section shall not be an allowable cost in the determination of reimbursement rates pursuant to this article.

10. The assessment shall not be collected in excess of twelve million dollars from such providers for the period of January first, nineteen hundred ninety-one through March thirty-first, nineteen hundred ninety-two. The amount of the assessment collected pursuant to subdivision two of this section in excess of twelve million dollars shall be refunded to providers by the commissioner of health based on the ratio which a provider's assessment for such period bears to the total of the assessments for such period paid by such providers.

11. Each exclusion of sources of gross receipts received from the assessments effective on or after April first, nineteen hundred ninety-two established pursuant to this section shall be contingent upon either: (a) qualification of the assessments for waiver pursuant to federal law and regulation; or (b) consistent with federal law and regulation, not requiring a waiver by the secretary of the department of health and human services related to such exclusion; in order for the assessments under this section to be qualified as a broad-based health care related tax for purposes of the revenues received by the state pursuant to the assessments not reducing the amount expended by the state as medical assistance for purposes of federal financial participation. The commissioner of health shall collect the

assessments relying on such exclusions, pending any contrary action by the secretary of the department of health and human services. In the event the secretary of the department of health and human services determines that the assessments do not so qualify based on any such exclusion, then the exclusion shall be deemed to have been null and void as of April first, nineteen hundred ninety-two, and the commissioner of health shall collect any retroactive amount due as a result, without interest or penalty provided the personal care services provider pays the retroactive amount due within ninety days of notice from the commissioner of health to the provider that an exclusion is null and void. Interest and penalties shall be measured from the due date of ninety days following notice from the commissioner of health to the provider

Carolyn (Whitaker) Spence, CPA, MS

Centers for Medicare and Medicaid Services

CMCS/FMG/DFO

7500 Security Blvd.

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(410) 786-1068

-----Original Message-----

From: Guhl, John R. (CMS/CMCHO) <John.Guhl@cms.hhs.gov>
Sent: Wednesday, March 14, 2012 10:45 AM
To: 'jeu01@health.state.ny.us' <jeu01@health.state.ny.us>; 'pnm01@health.state.ny.us' <pnm01@health.state.ny.us>; 'jah23@health.state.ny.us' <jah23@health.state.ny.us>
Cc: Melendez, Michael (CMS/CMCHO) <michael.melendez@cms.hhs.gov>; Brady, Thomas S. (CMS/NC) <THOMAS.BRADY@CMS.HHS.GOV>; Weaver, Robert K. (CMS/CMCS) <Robert.Weaver@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Holligan, Ricardo (CMS/CMCS) <Ricardo.Holligan@cms.hhs.gov>; Jew, Shing (CMS/NC) <Shing.Jew@cms.hhs.gov>
Subject: PCS tax

(b)(5)

If you have any questions or if you would like to discuss this further, please contact me.

Thanks,

Sue

From: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 2:44 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>;
Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC)
<Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer
(CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)
<Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>;
Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb
(CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS)
<larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)
<matthew.schoonover@cms.hhs.gov>; Higgins, Susan (CMS/CMCS)
<Susan.Higgins@cms.hhs.gov>
Subject: RE: D'Amoto Provision

(b)(5)

Thanks,

Elisa

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 1:46 PM
To: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>; Higgins, Susan (CMS/CMCS) <Susan.Higgins@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Thanks Elisa.

(b)(5)

(b)(5) I have not heard anything with regard to when the meeting with the State of New York will be.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)

Division of Financial Policy (DFP)

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From: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>

Sent: Tuesday, May 16, 2023 1:19 PM

To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>;

Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC)

<Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>

Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer

(CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)

<Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>;

Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb

(CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS)

<Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)

<Matthew.Schoonover@cms.hhs.gov>

Subject: RE: D'Amoto Provision

Hi Jonathan,

I can research answers to these questions for you. It will take me a few days to get back to you as we are getting close to review deadlines.

If you need responses sooner, I suggest reaching out to Sue Higgins (Susan.Higgins@cms.hhs.gov). She issued the 2014 deferral for Personal Care Services and may know the history behind that tax.

Thanks,

Elisa

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Tuesday, May 16, 2023 12:56 PM

To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Beattie, Elisa (CMS/CMCS)

<Elisa.Beattie@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>;

Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Thanks Jeremy. This is very helpful.

(b)(5)

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(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director

Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

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From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Tuesday, May 16, 2023 9:53 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Good morning, all,

(b)(5)

(b)(5)

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Jeremy Vogel (he/him)
Attorney, DHHS/OGC/CMSD
(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 8:30 AM
To: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Thanks Elisa. I have a couple of thoughts.

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Looking forward to hearing your thoughts Jeremy and Don. Thank you.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
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410.786.4738
jonathan.endelman@cms.hhs.gov
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Baltimore, MD 21244-1850

From: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 7:27 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>;
Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC)
<Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>

Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: D'Amoto Provision

Good morning,

There are a few updates to the information described below.

(b)(5)

(b)(5)

42 CFR Section 433.56 says outpatient hospital services are permissible.

(b)(5)

(b)(5)

Thanks,

Elisa

Elisa Beattie

Accountant

Centers for Medicare and Medicaid Services

U.S. Department of Health and Human Services

Email: Elisa.Beattie@cms.hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 15, 2023 5:04 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: D'Amoto Provision

Dear Jeremy and Don,

(b)(5)

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(b)(5)

President Bill Clinton, the president at the time, exercise a line-item veto under the Line Item Veto Act of 1996 removing the D'Amoto provision. The City of New York sued President Clinton in a Supreme Court Case entitled "City of New York v. Clinton" which was decided on June 25, 1998, with the opinion written by Justice John Paul Stevens. It declared the Line Item Veto Act of 1996 unconstitutional. On August 11, 1997, President Clinton Signed cancellation letters removing his line item vetoes from the Balanced Budget Act of 1997. As a result, the D'Amoto provision was signed into law as part of the Balanced Budget Act of 1997, and as far as I know, remains valid law until today.

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(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
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Baltimore, MD 21244-1850

From: "Fan, Kristin (CMS/CMCS)" <Kristin.Fan@cms.hhs.gov>
Sent: 5/17/2023 7:53:41 AM -0400
To: "Beattie, Elisa (CMS/CMCS)" <Elisa.Beattie@cms.hhs.gov>; "Endelman (he/him), Jonathan (CMS/CMCS)" <Jonathan.Endelman@cms.hhs.gov>; "Higgins, Susan (CMS/CMCS)" <Susan.Higgins@cms.hhs.gov>; "Vogel, Jeremy (HHS/OGC)" <Jeremy.Vogel@hhs.gov>; "Kosin, Donald (HHS/OGC)" <Donald.Kosin@HHS.GOV>; "Parris, Robert (CMS/CMCS)" <Robert.Parris@cms.hhs.gov>
CC: "Arnold, Charlie (CMS/CMCS)" <Charlie.Arnold@cms.hhs.gov>; "Clark, Jennifer (CMS/CMCS)" <Jennifer.Clark@cms.hhs.gov>; "Cuno, Richard (CMS/CMCS)" <Richard.Cuno@cms.hhs.gov>; "Goldstein, Stuart (CMS/CMCS)" <STUART.GOLDSTEIN@cms.hhs.gov>; "Mosley, Elle (CMS/CMCS)" <larrica.mosley@cms.hhs.gov>; "Schoonover, Matthew (CMS/CMCS)" <matthew.schoonover@cms.hhs.gov>; "McClure, Deb (CMS/CMCS)" <Deborah.McClure@cms.hhs.gov>
Subject: RE: RE: D'Amoto Provision

(b)(5)

From: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>
Sent: Wednesday, May 17, 2023 7:50 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Higgins, Susan (CMS/CMCS) <Susan.Higgins@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Subject: RE: D'Amoto Provision

(b)(5)

(b)(5)

Thanks

Elisa

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Wednesday, May 17, 2023 7:44 AM
To: Higgins, Susan (CMS/CMCS) <Susan.Higgins@cms.hhs.gov>; Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>
Subject: RE: D'Amoto Provision

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(b)(5)

Thanks everyone.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)

Center for Medicaid and CHIP Services (CMCS)

Financial Management Group (FMG)

Division of Financial Policy (DFP)

410.786.4738

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7500 Security Blvd.

Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: Higgins, Susan (CMS/CMCS) <Susan.Higgins@cms.hhs.gov>

Sent: Tuesday, May 16, 2023 5:14 PM

To: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>

Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <matthew.schoonover@cms.hhs.gov>

Subject: RE: D'Amoto Provision

Good afternoon,

(b)(5)

(b)(5)

(b)(5)

(b)(5)

From: Whitaker, Carolyn M. (CMS/CMCS) <Carolyn.Whitaker@cms.hhs.gov>
Sent: Wednesday, April 30, 2014 1:56 PM
To: Goldstein, Stuart S. (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; Cuno, Richard A. (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>
Cc: Higgins, Susan L. (CMS/CMCHO) <Susan.Higgins@cms.hhs.gov>
Subject: NY-2014-1-E-02

Hi Stuart and Rich,

(b)(5)

Carolyn

http://www.health.ny.gov/facilities/cash_assessment/sos_367-i.htm

Legislative Enactments

SOCIAL SERVICES LAW SECTION 367-i

§ 367-i. Personal care services provider assessments.

1. Providers of personal care services, excepting those certified under article thirty-six of the public health law, are charged assessments on their gross receipts received from all personal care services and other operating income on a cash basis in the percentage amounts and for the periods specified in subdivision two of this section. Such assessments shall be submitted by or on behalf of such personal care services providers to the commissioner of health or his/her designee.
 2. (a) The assessment shall be six-tenths of one percent of each such provider's gross receipts received from all personal care services and other operating income on a cash basis beginning January first, nineteen hundred ninety-one; provided, however, that for all such gross receipts received on or after April first, nineteen hundred ninety-nine, such assessment shall be two-tenths of one percent, and further provided that such assessment shall expire and be of no further effect for all such gross receipts received on or after January first, two thousand.
(b) Notwithstanding any contrary provisions of this section or any other contrary provision of law or regulation, the assessment shall be thirty-five hundredths of one percent of each such provider's gross receipts from all personal care services and other operating income on a cash basis for periods on and after April first, two thousand nine.
 3. Gross receipts received from all personal care services and other operating income for purposes of the assessments pursuant to this section shall include, but not be limited to, all monies received for or on account of personal care services, provided, however, that subject to the provisions of subdivision eleven of this section income received from grants, charitable contributions, donations and bequests and governmental deficit financing shall not be included, and provided further, however, that moneys received from a certified home health agency or a provider of a long term home health care program assessed on such moneys pursuant to section thirty-six hundred fourteen-a of the public health law shall not be included.
 4. Estimated payments by or on behalf of such personal care services providers to the commissioner of health or his/her designee of funds due from the assessments pursuant to subdivision two of this section shall be made on a monthly basis. Estimated payments shall be due on or before the fifteenth day following the end of a calendar month to which an assessment applies.
 5. (a) If an estimated payment made for a month to which an assessment applies is less than seventy percent of an amount the commissioner of health determines is due, based on evidence of prior period moneys received by a personal care services provider or evidence of moneys received by such personal care services provider for that month, the commissioner of health may estimate the amount due from such personal care services provider and may collect the deficiency pursuant to paragraph (c) of this subdivision.

(b) If an estimated payment made for a month to which an assessment applies is less than ninety percent of an amount the commissioner of health determines is due, based on evidence of prior period moneys received by a personal care services provider or evidence of moneys received by such personal care services provider for that month, and at least two previous estimated payments within the preceding six months were less than ninety percent of the amount due, based on similar evidence, the commissioner of health may estimate the amount due from such personal care services provider and may collect the deficiency pursuant to paragraph (c) of this subdivision.

(c) Upon receipt of notification from the commissioner of health of a provider's deficiency under this section, the comptroller or a fiscal intermediary designated by the director of the budget, or the commissioner of social services, or a corporation organized and operating in accordance with article forty-three of the insurance law, or an organization operating in accordance with article forty-four of the public health law shall withhold from the amount of any payment to be made by the state or by such article forty-three corporation or article forty-four organization to the provider the amount of the deficiency determined under paragraph (a) or (b) of this subdivision or paragraph (e) of subdivision six of this section. Upon withholding such amount, the comptroller or a designated fiscal intermediary, or the commissioner of social services, or corporation organized and operating in accordance with article forty-three of the insurance law or organization operating in accordance with article forty-four of the public health law shall pay the commissioner of health, or his designee, such amount withheld on behalf of the provider.

(d) The commissioner of health shall provide a provider with notice of any estimate of an amount due for an assessment pursuant to paragraph (a) or (b) of this subdivision or paragraph (e) of subdivision six of this section at least three days prior to collection of such amount by the commissioner of health. Such notice shall contain the financial basis for the commissioner of health's estimate.

(e) In the event a provider objects to an estimate by the commissioner of health pursuant to paragraph (a) or (b) of this subdivision or paragraph (e) of subdivision six of this section of the amount due for an assessment, the provider, within sixty days of notice of an amount due, may request a public hearing. If a hearing is requested, the commissioner of health shall provide the provider an opportunity to be heard and to present evidence bearing on the amount due for an assessment within thirty days after collection of an amount due or receipt of a request for a hearing, whichever is later. An administrative hearing is not a prerequisite to seeking judicial relief.

(f) The commissioner of health may direct that a hearing be held without any request by a personal care services provider.

6. (a) Every personal care services provider shall submit reports on a cash basis of actual gross receipts received from all patient care services and operating income for each month as follows:

(i) for the period January first, nineteen hundred ninety-one through January thirty-first, nineteen hundred ninety-one, the report shall be filed on or before March fifteenth, nineteen hundred ninety-one; and

(ii) for the quarter year ending March thirty-first, nineteen hundred ninety-one and for each quarter thereafter, the report shall be filed on or before the forty-fifth day after the end of such quarter.

(b) Every personal care services provider shall submit a certified annual report on a cash basis of gross receipts received in such calendar year from all patient care services and operating income. (c) The reports shall be in such form as may be prescribed by the commissioner of health to accurately disclose information required to implement this section.

(d) Final payments shall be due for all personal care services providers for the assessments pursuant to subdivision two of this section upon the due date for submission of the applicable quarterly report.

(e) The commissioner of health may recoup deficiencies in final payments pursuant to paragraph (c) of subdivision five of this section.

7. (a) If an estimated payment made for a month to which an assessment applies is less than ninety percent of the actual amount due for such month, interest shall be due and payable to the commissioner of health on the difference between the amount paid and the amount due from the day of the month the estimated payment was due until the date of payment. The rate of interest shall be twelve percent per annum or at the rate of interest set by the commissioner of taxation and finance with respect to underpayments of tax pursuant to subsection (e) of section one thousand ninety-six of the tax law minus four percentage points. Interest under this paragraph shall not be paid if the amount thereof is less than one dollar. Interest, if not paid by the due date of the following month's estimated payment, may be collected by the commissioner of health pursuant to paragraph (c) of subdivision five of this section in the same manner as an assessment pursuant to subdivision two of this section.

(b) If an estimated payment made for a month to which an assessment applies is less than seventy percent of the actual amount due for such month, a penalty shall be due and payable to the commissioner of health of five percent of the difference between the amount paid and the amount due for such month when the failure to pay is for a duration of not more than one month after the due date of the payment with an additional five percent for each additional month or fraction thereof during which such failure continues, not exceeding twenty-five percent in the aggregate. A penalty may be collected by the commissioner of health pursuant to paragraph (c) of subdivision five of this section in the same manner as an assessment pursuant to subdivision two of this section.

(c) Overpayment by a personal care services provider of an estimated payment shall be applied to any other payment due from the personal care services provider pursuant to this section, or, if no payment is due, at the election of the personal care services provider shall be applied to future estimated payments or refunded to the personal care services provider. Interest shall be paid on overpayments from the date of overpayment to the date of crediting or refund at the rate determined in accordance with paragraph (a) of this subdivision if the overpayment was made at the direction of the commissioner of health. Interest under this paragraph shall not be paid if the amount thereof is less than one dollar.

8. Funds accumulated, including income from invested funds, from the assessments specified in this section, including interest and penalties, shall be deposited by the commissioner of health and credited to the general fund.

9. Notwithstanding any inconsistent provision of law or regulation to the contrary, the assessments pursuant to this section shall not be an allowable cost in the determination of reimbursement rates pursuant to this article.

10. The assessment shall not be collected in excess of twelve million dollars from such providers for the period of January first, nineteen hundred ninety-one through March thirty-first, nineteen hundred ninety-two. The amount of the assessment collected pursuant to subdivision two of this section in excess of twelve million dollars shall be refunded to providers by the commissioner of health based on the ratio which a provider's assessment for such period bears to the total of the assessments for such period paid by such providers.

11. Each exclusion of sources of gross receipts received from the assessments effective on or after April first, nineteen hundred ninety-two established pursuant to this section shall be contingent upon either: (a) qualification of the assessments for waiver pursuant to federal law and regulation; or (b) consistent with federal law and regulation, not requiring a waiver by the secretary of the department of health and human services related to such exclusion; in order for the assessments under this section to be qualified as a broad-based health care related tax for purposes of the revenues received by the state pursuant to the assessments not reducing the amount expended by the state as medical assistance for purposes of federal financial participation. The commissioner of health shall collect the assessments relying on such exclusions, pending any contrary action by the secretary of the department of health and human services. In the event the secretary of the department of health and human services determines that the assessments do not so qualify based on any such exclusion, then the exclusion shall be deemed to have been null and void as of April first, nineteen hundred ninety-two, and the commissioner of health shall collect any retroactive amount due as a result, without interest or penalty provided the personal care services provider pays the retroactive amount due within ninety days of notice from the commissioner of health to the provider that an exclusion is null and void. Interest and penalties shall be measured from the due date of ninety days following notice from the commissioner of health to the provider

Carolyn (Whitaker) Spence, CPA, MS

Centers for Medicare and Medicaid Services

CMCS/FMG/DFO

7500 Security Blvd.

S3-17-05

Baltimore, Maryland 21244

(410) 786-1068

-----Original Message-----

From: Guhl, John R. (CMS/CMCHO) <John.Guhl@cms.hhs.gov>
Sent: Wednesday, March 14, 2012 10:45 AM
To: 'jeu01@health.state.ny.us' <jeu01@health.state.ny.us>; 'pnm01@health.state.ny.us'
<pnm01@health.state.ny.us>; 'jah23@health.state.ny.us' <jah23@health.state.ny.us>
Cc: Melendez, Michael (CMS/CMCHO) <michael.melendez@cms.hhs.gov>; Brady, Thomas
S. (CMS/NC) <THOMAS.BRADY@CMS.HHS.GOV>; Weaver, Robert K. (CMS/CMCS)
<Robert.Weaver@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS)
<STUART.GOLDSTEIN@cms.hhs.gov>; Holligan, Ricardo (CMS/CMCS)
<Ricardo.Holligan@cms.hhs.gov>; Jew, Shing (CMS/NC) <Shing.Jew@cms.hhs.gov>
Subject: PCS tax

(b)(5)

If you have any questions or if you would like to discuss this further, please contact me.

Thanks,

Sue

From: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 2:44 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>;
Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC)
<Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer
(CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)
<Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>;
Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb
(CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS)
<larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)
<matthew.schoonover@cms.hhs.gov>; Higgins, Susan (CMS/CMCS)
<Susan.Higgins@cms.hhs.gov>
Subject: RE: D'Amoto Provision

(b)(5)

Thanks,

Elisa

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 1:46 PM
To: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC)
<Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris,
Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer
(CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)
<Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>;
Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb
(CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS)
<larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)
<matthew.schoonover@cms.hhs.gov>; Higgins, Susan (CMS/CMCS)
<Susan.Higgins@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Thanks Elisa. (b)(5)
(b)(5) I have not heard anything with regard to when the meeting with the State of New York will be.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
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Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 1:19 PM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>;
Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC)
<Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer
(CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)
<Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>;
Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb
(CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS)
<larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)
<matthew.schoonover@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Hi Jonathan,

I can research answers to these questions for you. It will take me a few days to get back to you as we are getting close to review deadlines.

If you need responses sooner, I suggest reaching out to Sue Higgins (Susan.Higgins@cms.hhs.gov). She issued the 2014 deferral for Personal Care Services and may know the history behind that tax.

Thanks,

Elisa

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>

Sent: Tuesday, May 16, 2023 12:56 PM

To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>;

Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>

Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)

<Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>;

Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS)

<Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)

<Matthew.Schoonover@cms.hhs.gov>

Subject: RE: D'Amoto Provision

(b)(5)

(b)(5)

(b)(5)

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>
Sent: Tuesday, May 16, 2023 9:53 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>; Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Good morning, all,

Thanks, Jonathan, for this interesting question.

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(b)(5)

(b)(5)

Jeremy Vogel (he/him)

Attorney, DHHS/OGC/CMSD

(202) 205-8778 | Jeremy.Vogel@hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 8:30 AM
To: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Thanks Elisa. I have a couple of thoughts.

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

(b)(5)

Looking forward to hearing your thoughts Jeremy and Don. Thank you.

Best,

Jonathan

Jonathan Endelman, PhD

Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28
Baltimore, MD 21244-1850

From: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>
Sent: Tuesday, May 16, 2023 7:27 AM
To: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>;
Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC)
<Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer
(CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS)
<Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>;
Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb
(CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS)
<larrica.mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS)
<matthew.schoonover@cms.hhs.gov>
Subject: RE: D'Amoto Provision

Good morning,

There are a few updates to the information described below.

(b)(5)

(b)(5)

(b)(5)

Thanks,

Elisa

Elisa Beattie

Accountant

Centers for Medicare and Medicaid Services

U.S. Department of Health and Human Services

Email: Elisa.Beattie@cms.hhs.gov

From: Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Sent: Monday, May 15, 2023 5:04 PM
To: Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kosin, Donald (HHS/OGC) <Donald.Kosin@HHS.GOV>; Parris, Robert (CMS/CMCS) <Robert.Parris@cms.hhs.gov>
Cc: Beattie, Elisa (CMS/CMCS) <Elisa.Beattie@cms.hhs.gov>; Arnold, Charlie (CMS/CMCS) <Charlie.Arnold@cms.hhs.gov>; Clark, Jennifer (CMS/CMCS) <Jennifer.Clark@cms.hhs.gov>; Cuno, Richard (CMS/CMCS) <Richard.Cuno@cms.hhs.gov>; Fan, Kristin (CMS/CMCS) <Kristin.Fan@cms.hhs.gov>; Goldstein, Stuart (CMS/CMCS) <STUART.GOLDSTEIN@cms.hhs.gov>; McClure, Deb (CMS/CMCS) <Deborah.McClure@cms.hhs.gov>; Mosley, Elle (CMS/CMCS) <Elle.Mosley@cms.hhs.gov>; Schoonover, Matthew (CMS/CMCS) <Matthew.Schoonover@cms.hhs.gov>
Subject: D'Amoto Provision

Dear Jeremy and Don,

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President Bill Clinton, the president at the time, exercise a line-item veto under the Line Item Veto Act of 1996 removing the D'Amoto provision. The City of New York sued President Clinton in a Supreme Court Case entitled "City of New York v. Clinton" which was decided on June 25, 1998, with the opinion written by Justice John Paul Stevens. It declared the Line Item Veto Act of 1996 unconstitutional. On August 11, 1997, President Clinton Signed cancellation letters removing his line item vetoes from the Balanced Budget Act of 1997. As a result, the D'Amoto provision was signed into law as part of the Balanced Budget Act of 1997, and as far as I know, remains valid law until today.

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Have a good evening.

Best,

Jonathan

Jonathan Endelman, PhD
Acting Technical Director
Centers for Medicare & Medicaid Services (CMS)
Center for Medicaid and CHIP Services (CMCS)
Financial Management Group (FMG)
Division of Financial Policy (DFP)
410.786.4738
jonathan.endelman@cms.hhs.gov
7500 Security Blvd.
Mail Stop, S3-14-28

Baltimore, MD 21244-1850

From: "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>
Sent: 8/31/2023 12:39:04 PM -0400
To: "Campbell, Matthew (HHS/OGC)" <Matthew.Campbell@hhs.gov>; "Giles, John (CMS/CMCS)" <John.Giles1@cms.hhs.gov>
CC: "Saslaw, Alexandra R. (CIV)" <Alexandra.R.Saslaw@usdoj.gov>; "Hoskins, David (HHS/OGC)" <David.Hoskins@hhs.gov>; "Vogel, Jeremy (HHS/OGC)" <Jeremy.Vogel@hhs.gov>; "Kaiser, Bridgette (HHS/OGC)" <Bridgette.Kaiser@hhs.gov>
Subject: RE: RE: PI Motion in Florida Hold Harmless Litigation

Hi, Matt. Thanks for connecting today. Sorry for the delayed response. Would 10AM EDT work tomorrow?

From: Campbell, Matthew (HHS/OGC) <Matthew.Campbell@hhs.gov>
Sent: Tuesday, August 29, 2023 4:02 PM
To: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>; Giles, John (CMS/CMCS) <John.Giles1@cms.hhs.gov>
Cc: Saslaw, Alexandra R. (CIV) <Alexandra.R.Saslaw@usdoj.gov>; Hoskins, David (HHS/OGC) <David.Hoskins@hhs.gov>; Vogel, Jeremy (HHS/OGC) <Jeremy.Vogel@hhs.gov>; Kaiser, Bridgette (HHS/OGC) <Bridgette.Kaiser@hhs.gov>
Subject: PI Motion in Florida Hold Harmless Litigation

Rory and John,

(b)(5)

Matt

Matthew A. Campbell
Attorney
Office of the General Counsel â€“ CMS Division
U.S. Department of Health & Human Services
330 Independence Ave. S.W.
Cohen Building, Room 5316
Washington, D.C. 20201
(202) 240-3275 (office)
[REDACTED] (b)(6) [REDACTED] (mobile)

From: "Giles, John (CMS/CMCS)" <John.Giles1@cms.hhs.gov>
Sent: 7/3/2023 9:32:56 AM -0400
To: "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>; "Snyder, Laura (CMS/CMCS)" <Laura.Snyder1@cms.hhs.gov>; "Giles, John (CMS/CMCS)" <John.Giles1@cms.hhs.gov>
Subject: RE: RE: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)

Thanks Rory. To be clear, it sounds like [REDACTED] (b)(5) [REDACTED]
(b)(5)

Thank you for any advice.

John Giles, MPA
Acting Director, Managed Care Group
Center for Medicaid and CHIP Services
Centers for Medicare & Medicaid Services
Phone: 410-786-5545
E-mail: John.Giles1@cms.hhs.gov

From: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Sent: Monday, July 3, 2023 7:48 AM
To: Giles, John (CMS/CMCS) <John.Giles1@cms.hhs.gov>; Snyder, Laura (CMS/CMCS) <Laura.Snyder1@cms.hhs.gov>
Subject: FW: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)
Importance: High

FYI

From: Howe, Rory (CMS/CMCS)
Sent: Monday, July 3, 2023 7:46 AM
To: CMS - FMG-Division Directors-Branch Chiefs <FMG-DivisionDirectors-BranchChiefs@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: CMS - FMG Front Office <FMGFrontOffice@cms.hhs.gov>
Subject: FW: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)
Importance: High

Good morning everyone,

Please see attached a district court order granting Texas' motion for a preliminary injunction. [redacted] (b)(5)

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more information as soon as it is available.

We will share

Thanks,

Rory_

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From: "Truffer, Christopher (CMS/OACT)" <Christopher.Truffer@cms.hhs.gov>
Sent: 7/5/2023 8:38:34 AM -0400
To: "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>
Subject: RE: RE: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)

Out of curiosity

(b)(5)

From: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Sent: Wednesday, July 5, 2023 8:13 AM
To: Truffer, Christopher (CMS/OACT) <Christopher.Truffer@cms.hhs.gov>
Subject: FW: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)
Importance: High

FYI

From: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Sent: Monday, July 3, 2023 7:46 AM
To: CMS - FMG-Division Directors-Branch Chiefs <FMG-DivisionDirectors-BranchChiefs@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: CMS - FMG Front Office <FMGFrontOffice@cms.hhs.gov>
Subject: FW: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)
Importance: High

Good morning everyone,

Please see attached a district court order granting Texas' motion for a preliminary injunction. Please also see very preliminary analysis from DOJ below. Importantly, while DOJ and OGC review the order,

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(b)(5) (b)(5)
more information as soon as it is available.

We will share

Thanks,

Rory_

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From: "Truffer, Christopher (CMS/OACT)" <Christopher.Truffer@cms.hhs.gov>
Sent: 7/5/2023 8:20:20 AM -0400
To: "Howe, Rory (CMS/CMCS)" <Rory.Howe@cms.hhs.gov>
Subject: RE: RE: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)

Thanks Rory

From: Howe, Rory (CMS/CMCS) <Rory.Howe@cms.hhs.gov>
Sent: Wednesday, July 5, 2023 8:13 AM
To: Truffer, Christopher (CMS/OACT) <Christopher.Truffer@cms.hhs.gov>
Subject: FW: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)
Importance: High

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Sent: Monday, July 3, 2023 7:46 AM
To: CMS - FMG-Division Directors-Branch Chiefs <FMG-DivisionDirectors-BranchChiefs@cms.hhs.gov>; Endelman (he/him), Jonathan (CMS/CMCS) <Jonathan.Endelman@cms.hhs.gov>
Cc: CMS - FMG Front Office <FMGFrontOffice@cms.hhs.gov>
Subject: FW: Preliminary Injunction in Texas v. CMS, 6:23-cv-161 (ED Tex)
Importance: High

Good morning everyone,

Please see attached a district court order granting Texas' motion for a preliminary injunction. Please also see very preliminary analysis from DOJ below. Importantly, while DOJ and OGC review the order:

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more information as soon as it is available.

We will share

Thanks,

Rory_

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