HEALTH CARE AUTHORITY

**Michelle Lujan Grisham, Governor**
Kari Armijo, Secretary
Alanna Dancis, Acting Medicaid Director

July 30, 2026

**RE: Tribal Notification to Request Advice and Comments Letter 26-16: Proposed Amendments to 1915(c) Home and Community-Based Services, Mi Via Waiver**

Dear Tribal Leadership, Indian Health Service, Tribal Health Providers, and Other Interested Parties:

Seeking advice and comments from New Mexico's Indian Nations, Tribes, Pueblos and their health care providers is an important component of the government-to-government relationship with the State of New Mexico. In accordance with the New Mexico Health Care Authority's (HCA's) Tribal Notification to Request Advice and Comments process, this letter is to inform you that HCA, through the Medical Assistance Division (MAD), is accepting written comments until **5:00 p.m., Mountain Time (MT) on September 28, 2026,** regarding proposed amendments to the 1915(c) Home and Community-Based Services (HCBS) Mi Via Waiver (NM.0448.R04).

**The HCA is proposing the following amendments to the Mi Via Waiver:**

1. Addition of Support Broker Services as a service. Supports Broker Services are being added to ensure that Mi Via participants who do not have guardian, family member, or other natural support available to assist with employer-related functions have access to the support necessary to successfully direct and maintain their waiver services. (Appendix C 1/3, E1, E2, I-2, J2)
2. The term "Employer of Record" was updated to "Supports Broker (voluntary or paid service)" to more accurately reflect the role of the individual assisting the participant with employer-related functions and align with the new Support Broker Services. (Appendix C 1/3, E1, E2, I-2, J2)

**Estimated Total Financial Impact**
HCA does not anticipate a financial impact.

**Tribal Impact**
The State anticipates a positive impact to tribal members, participants, families and tribal health care providers as the addition of Support Broker Services expands the opportunities of eligible recipients to choose a self-directed waiver model and receive support necessary to be successful in the Mi Via Waiver program.

**Tribal Advice and Comments**
Tribes and tribal healthcare providers may view the proposed waiver amendments on the HCA webpage at: https://www.hca.nm.gov/providers/written-tribal-consultations/. ***Notification letter 26-16.***

A written copy of these documents may be requested by contacting the HCA Medical Assistance Division (HCA/MAD) in Santa Fe at (505) 827-1337.

**Important Dates**

A public hearing to receive testimony on this proposed rule will be held on September 28, 2026, at 9:00 a.m. MT. The hearing will be held in the Large Conference Room of the Administrative Services Division (ASD), 1474 Rodeo Rd, Santa Fe, NM 87505 and via Microsoft Teams.

**Join Teams Meeting**
**Join:** https://teams.microsoft.com/meet/214061791286588?p=TFtzOZeBM3nkmcdvmM
Meeting ID: 214 061 791 286 588
Passcode: ho9QX3hd

**Dial in by phone**
+1 505-312-4308,,802356014# United States, Albuquerque
Phone conference ID: 802 356 014#

**Written advice and comments must be received no later than 5:00 p.m. MT on September 28, 2026.** Please send your advice, comments or questions to the MAD Native American Liaison, Pharon Morgan, at (505) 469-6877 or by email to pharon.morgan@hca.nm.gov.

Sincerely,

Alanna Dancis, Acting Director
Medical Assistance Division