

**MILLE LACS BAND OF OJIBWE
HEALTH AND HUMAN SERVICES POLICY & PROCEDURE**

Department: Administration Services-Finance

Policy Number: HHS-ADM-BO 3820

Policy Title: Direct Care Services

Attachments:

Revision History: 15/05; 5/15; 10/2016; 11/2017; 4/2018

Revised by/Date: Holly Hunter 11/8/2021

Approved by: 
Jan Manary, Executive Director of Health Services

Date: 11.15.21

Approved by: 
Nicole Anderson, Commissioner of HHS

Date: 11-18-21

POLICY STATEMENT: Under section 105(g) of the Indian Self Determination and Education Act, the Mille Lacs Band of Ojibwe whom operate Indian Health Service (IHS) health care programs through Public Law 93-638 compact/contract must:

- Adhere to departmental regulations the same as the IHS would if it were operating the same health care program or facility;
- Serve the same population the Secretary of Health and Human Services would have served;
- Provide Services to any eligible American Indian/Alaskan Native whom presents himself/herself at the tribal health care facility; and
- State in its compact or contract if services are limited to specific segment of the population.

PURPOSE: The purpose of this policy is to define patient eligibility of Direct Care Services provided by the Mille Lacs Band of Ojibwe Health and Human Services outlined by IHS 638 compact/contract.

This policy applies to health care services provided at Mille Lacs Band of Ojibwe health care facilities. These services include: Clinical, including Pharmaceutical and Optometry services; Mental Health services; Substance Use Disorder services; Public Health and Home Health services; and Contract Health Care services.

PROCEDURE: Services will be made available, as medically indicated, to the following persons:

Mille Lacs Band of Ojibwe Membership and Descendants

- Any Mille Lacs Band of Ojibwe Tribal member whom presents himself/herself to Mille Lacs Band of Ojibwe health care facility for health care services.
- Any first generation descendant of the Mille Lacs Band of Ojibwe who presents himself/herself to Mille Lacs Band Ojibwe health care facility for health care services.

Other Tribal Members and Descendants

- Any Native persons, enrolled of any federally recognized Tribe whom presents himself/herself to Mille Lacs Band of Ojibwe health care facility for health care services.
- Any first generation descendant of any federally recognized Tribe whom presents himself/herself to Mille Lacs Band of Ojibwe health care facility for health care services.

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Non-Native Persons

- Non-Native insured spouse/widow of an eligible Native American whom presents himself/herself to Mille Lacs Band of Ojibwe health care facility for health care services.
- Non-Native insured employees, employee spouses, or employee children of the Mille Lacs Band of Ojibwe whom presents himself/herself to Mille Lacs Band of Ojibwe health care facility for health care services.

Adoptive Children and Foster Children

- Any Non-Native child who has been adopted or is in the Foster Care of the Mille Lacs Band or a Mille Lacs Band tribal member whom presents himself/herself to Mille Lacs Band of Ojibwe health care facility for health care services.

Non-Native Pregnant Women

- Any Non-Native woman seeking prenatal care when pregnant with a Native child.

Disease Control

The Mille Lacs Band of Ojibwe Health and Human Services will provide medically indicated services to non-Indian members of an eligible Native persons' household if they Medical Director determines it is necessary to control an acute infectious disease or if it presents a public health hazard.

Emergency Care

If the patient's condition is such that immediate care and treatment are necessary to prevent danger to life or limb, services must be provided while pending notification of eligibility.

A medical record will be made for all patients receiving emergency care. If the pending identification does not confirm that the patient as an Indian beneficiary, billing can be done after the emergency care is received.

No person will be refused treatment.

Priorities of Care

Priorities for care and treatment will be determined on the basis of relative medical need. Access to other arrangements for obtaining necessary care will also be a determinant, because Mille Lacs Band of Ojibwe health services are funded by Indian Health Service, the Mille Lacs Band of Ojibwe health services is the "payer of last resort" after the patient has utilized his/her alternative third party resources and benefits.

Internal and/or External References	Public Law 93-638; 25 U.S. Code §450j Sec. 105(g); 42 CFR §136.12 and §136.12; IHM Part 2, Chapter 1
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