ACF Administration for Children and Families	U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES Administration on Children, Youth and Families	
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	3. Originating Office: Children's Bureau	
	4. Key Words: Tribal FMAP Rates	

INFORMATION MEMORANDUM

To: State, Tribal and Territorial Agencies Administering or Supervising the Administration of Title IV-E of the Social Security Act, Indian Tribes, Tribal Organizations and Tribal Consortia

Subject: Issuance of Final Federal Register Notice on Calculation of Annual Federal Medical Assistance Percentage (FMAP) Rates for Indian Tribes for Use in the Title IV-E Foster Care, Adoption Assistance, and Kinship Guardianship Assistance Programs

Legal and Related References: Title IV-E, Sections 474 and 479B of the Social Security Act (the Act); the Fostering Connections to Success and Increasing Adoptions Act of 2008 (Public Law (P.L.) 110-351); ACYF-CB-PI-10-14, dated November 23, 2010

Purpose: The purpose of this Information Memorandum (IM) is to provide notice to title IV-E agencies and to Tribes interested in the title IV-E program that the Department of Health and Human Services (HHS) has issued a final notice with respect to the calculation of Tribal FMAP rates for use in the title IV-E Foster Care, Adoption Assistance, and Kinship Guardianship Assistance Programs.

Background: FMAP rates have been published annually for each State by the HHS according to a formula specified in statute (section 1905(b) of the Social Security Act, 42 U.S.C. 1396d(b)). Among other purposes, these rates are applied to expenditures made during a Federal fiscal year (FFY) for assistance payments under the title IV-E Foster Care, Adoption Assistance and Kinship Guardianship Assistance Programs to determine the amount of the Federal share. Calculated FMAP rates vary between statutory minimum and maximum levels of 50 and 83 percent. The formula used produces higher Federal matching rates for jurisdictions with lower per capita incomes relative to the U.S. as a whole.

The Fostering Connections to Success and Increasing Adoptions Act of 2008 (P.L.110-351) through the establishment of section 479B of the Social Security Act authorizes Indian Tribes, tribal organizations and tribal consortia, (hereinafter Indian Tribes) to submit a plan to operate the Foster Care, Adoption Assistance, and Kinship Guardianship Assistance Programs under title IV-E of the Social Security Act and to receive funding directly from the Federal government. This option became effective in FFY 2010. Indian Tribes may also receive title IV-E funds through cooperative agreements or contracts with the States within which they are located. The statute required that separate FMAP rates be established for Indian Tribes participating in title IV-E programs that are based on the per capita income of the service population of the Indian

Tribe. The Tribal FMAP rates are to be used whether these programs are administered directly by the Indian Tribe or through an agreement or contract with a title IV-E State agency per sections 474(a)(1) and (2) of the Social Security Act. The higher of the applicable Tribal FMAP rate or the FMAP rate for any State in which the Indian Tribe is located is thus to be used in the calculation of the Federal share of title IV-E claims for assistance payments made by Tribes or States on behalf of those title IV-E eligible Indian children served by an Indian Tribe with an approved title IV-E plan or covered through a qualifying agreement or contract between the Indian Tribe and a title IV-E State agency.

The publication of a methodology on the calculation of Tribal FMAP rates provides the information needed by Indian Tribes and States to assure proper submission of title IV-E program assistance payment claims. A Notice with Comment Period containing a proposed methodology on this topic was initially published on October 8, 2010. Title IV-E agencies were subsequently given permission to use this proposed Tribal FMAP rate methodology in calculating applicable title IV-E claims with the caveat that adjustments to claims would be required if the final Tribal FMAP methodology results in a different FMAP rate than was computed through the provisional FMAP rate. See ACYF-CB-PI-10-14 dated November 23, 2010 for more details.

Information: On August 1, 2011 a final notice was published in the Federal Register identifying the methodology that will be used to calculate Tribal FMAP rates applicable to FFYs 2010 and beyond for assistance payments under Indian Tribe Foster Care, Adoption Assistance and Guardianship Assistance Programs authorized by title IV-E of the Social Security Act. The final notice can be viewed online at: http://www.gpo.gov/fdsys/pkg/FR-2011-08-01/pdf/2011-19358.pdf. It is also provided as Attachment B to this IM.

A table listing the calculated Tribal FMAP rates for FFYs 2010-2012 for many Indian Tribes that have expressed interest in directly administering title IV-E programs and/or are participating in title IV-E agreements or contracts with States is provided as Attachment C. To receive information about the applicable Tribal FMAP for any Indian Tribe not listed, please contact your Children's Bureau (CB) Regional Office. It should be noted that the final methodology also provides for a process whereby an Indian Tribe may submit supplemental data on its per capita income for consideration prior to the finalization of a Tribal FMAP rate for an upcoming FFY.

The established Tribal FMAP rates should be used in preparing title IV-E claims by those Indian Tribes directly operating title IV-E programs and by States that maintain title IV-E agreements or contracts with Indian Tribes. Note that the Tribal FMAP rate is applicable for State IV-E agency assistance payment claims for those title IV-E eligible children served through a cooperative agreement or a contract that is in effect between it and a federally recognized Indian Tribe to operate the title IV-E Foster Care, Adoption Assistance, and/or Kinship Guardianship Assistance program together. It does not matter whether the assistance payments are made directly by the State title IV-E agency or through the Tribe and there is no requirement that the State title IV-E agency provide funds to the Tribe for the administration of the program.

Indian Tribes with approved title IV-E plans should use the applicable Tribal FMAP rate in reporting title IV-E assistance payment expenditures and estimates on Form CB-496, Part 1,

lines 1, 21 and 31 as well as where applicable in Form CB-496, Part 2. State title IV-E agencies should use the applicable Tribal FMAP rate(s) in reporting title IV-E assistance payment expenditures and estimates associated with title IV-E agreements or contracts with Indian Tribes on Form CB-496, Part 1, lines 2, 22 and 32 as well as where applicable in Form CB-496, Part 2. (See ACYF-CB-PI-10-14 for the complete CB-496 Form and instructions.)

Effective Date: August 1, 2011**.**

Inquiries: Children's Bureau Regional Program Managers

/s/
Bryan Samuels
Commissioner

Attachments
Attachment A – CB Regional Office Program Managers
Attachment B – Federal Register Notice Finalizing Methodology for Tribal FMAP Rates
Attachment C - Table of Tribal FMAP Rates

ATTACHMENT A – Children's Bureau Regional Program Managers

Region I - Boston
Bob Cavanaugh
Bcavanaugh@acf.hhs.gov
JFK Federal Building Rm. 2000
Boston, MA 02203
(617) 565-1020 (p)
States: Connecticut, Maine, Massachusetts
New Hampshire, Rhode Island, Vermont

Region II - New York City
Junius Scott
jscott@acf.hhs.gov
26 Federal Plaza Rm. 4114
New York, NY 10278
(212) 264-2890 (p)
States and Territories: New Jersey, New York
Puerto Rico, Virgin Islands

Region III - Philadelphia
Lisa Pearson
lisa.pearson@acf.hhs.gov
150 S. Independence
Mall West—Suite 864
Philadelphia, PA 19106-3499
(215) 861-4000 (p)
States: Delaware, District of Columbia, Maryland
Pennsylvania, Virginia, West Virginia

Region IV - Atlanta
Ruth Walker
rwalker@acf.hhs.gov
Atlanta Federal Center
61 Forsyth Street SW Suite 4M60
Atlanta, GA 30303
(404) 562-2900 (p)
States: Alabama, Mississippi, Florida
North Carolina, Georgia, South Carolina
Kentucky, Tennessee

Region V - Chicago
Angela Green
angela.green@acf.hhs.gov
233 N. Michigan Avenue
Suite 400
Chicago, IL 60601
312) 353-9672 (p)
States: Illinois, Indiana, Michigan, Minnesota
Ohio, Wisconsin

Region VI - Dallas
Janis Brown
janis.Brown@acf.hhs.gov
1301 Young Street, Suite 945
Dallas, TX 75202-5433
(214) 767-8466
States
Arkansas, Louisiana, New Mexico, Oklahoma,
Texas

Region VII - Kansas City
Rosalyn Wilson
rwilson@acf.hhs.gov
Federal Office Building
Room 276
601 E 12th Street
Kansas City, MO 64106
(816) 426-3981 (p)
States: Iowa, Kansas, Missouri, Nebraska

Region VIII - Denver
Marilyn Kennerson
mkennerson@acf.hhs.gov
999 18th Street - South Terrace
4th Floor
Denver, Colorado 80202
(303) 844-3100 (p)
States: Colorado, Montana, North Dakota
South Dakota, Utah, Wyoming

Region IX - San Francisco
Paul Kirisitz (acting)
pkirisitz@acf.hhs.gov
1250 Maryland Avenue, SW, Suite 800
Washington, DC 20024
Phone: (202) 205-6733
States and Territories: Arizona, California, Hawaii, Nevada, Outer Pacific—American Samoa Commonwealth of the Northern Marianas, Federated States of Micronesia (Chuuk, Pohnpei, Yap) Guam, Marshall Islands, Palau

Region X - Seattle
Tina Minor
tina.minor@acf.hhs.gov
2201 Sixth Avenue, Suite 300, MS-70
Seattle, WA 98121
(206) 615-3657
States: Alaska, Idaho, Oregon, Washington

Description of methodology. For effective judging and evaluation, a description of the development methods for the solution to the challenge will be requested. For instance, a prize may be awarded to the solution of a challenge to develop an algorithm that enables reliable prediction of a certain event. A responder could submit the correct algorithm, but without the methodology, the evaluation process could not be adequately performed.

ESTIMATED ANNUALIZED BURDEN TABLE

Forms	Type of respondent	No. of respondents	No. of responses per respondent	Average burden (in hours) per response	Total burden hours
Challenge Template A	Individuals or Households	500	1	10/60	83.3
Challenge Template A	Organizations	500	1	10/60	83.3
Challenge Template A	Businesses	500	1	10/60	83.3
Challenge Template A	State, territory, tribal or local governments.	30	1	10/60	5
Challenge Template A	Federal government	30	1	10/60	5
Total		1,560			255.9

Mary Forbes,

Paperwork Reduction Act Clearance Officer, Office of the Secretary.

[FR Doc. 2011–19323 Filed 7–29–11; 8:45 am]

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Calculation of Annual Federal Medical Assistance Percentages for Indian Tribes for Use in the Title IV–E Foster Care, Adoption Assistance, and Kinship Guardianship Assistance Programs

AGENCY: Office of the Secretary, DHHS.

ACTION: Notice.

SUMMARY: This notice finalizes the methodology that will be used to calculate reimbursement rates applicable to fiscal years 2010 and beyond for assistance payments under the tribal Foster Care, Adoption Assistance and Guardianship Assistance Programs authorized by title IV–E of the Social Security Act. A Notice with Comment Period on this topic was previously published on October 8, 2010.

DATES: *Effective Date.* The methodology described in this Notice is effective upon publication.

A. Background

The Fostering Connections to Success and Increasing Adoptions Act of 2008 (''Fostering Connections Act, '' Pub. L. 110–351), authorizes Indian tribes, tribal organizations and tribal consortia to receive funding directly for Foster Care, Adoption Assistance, and Kinship Guardianship Assistance Programs under title IV–E of the Social Security Act (42 U.S.C. 679c). Such direct funding was authorized to begin in fiscal year (FY) 2010 for Indian tribes, tribal organizations or tribal consortia with approved title IV–E plans, or eligible Indian tribes may submit plans to operate such programs at any time in the future. Indian tribes not operating their own programs may receive title IV–E funds through cooperative agreements or contracts with the States within which they are located. The methodology described in this notice is also applicable in calculating reimbursement rates under such agreements beginning in FY 2010.

The Federal share of assistance payments for the Title IV–E Foster Care, Adoption Assistance and Kinship Guardianship Assistance Programs is calculated using the Federal Medical Assistance Percentage (FMAP), a match rate calculated annually for each State by the Department of Health and Human Services (HHS) according to a formula specified in statute (section 1905(b) of the Social Security Act, 42 U.S.C. 1396d(b)). The FMAP formula involves comparing the State's average per capita income over a three year period with the average per capita income of the U.S. as a whole for the same three year period, and results in FMAP rates that vary between statutory minimum and maximum levels of 50 and 83 percent. The formula produces higher Federal matching rates for jurisdictions with lower per capita incomes relative to the U.S. as a whole.

Indian tribes previously have not been authorized to directly administer Federal programs that use FMAPs and therefore tribal FMAPs have not previously been calculated. However, the Fostering Connections Act requires HHS to establish FMAP rates for Indian tribes, tribal organizations, or tribal consortia (Pub. L. 110–351, section 301(d); 42 U.S.C. 679c(d)). The Act further specifies that each Tribe's annual FMAP shall be based on the per capita income of the service population of the Indian tribe, tribal organization, or tribal consortium. However, no tribal FMAP shall be lower than the FMAP of any State in which the Indian tribe, tribal organization, or tribal consortium is located.

The FMAP rates calculated using the methodology described here will be used for Indian tribes' title IV–E Foster Care, Adoption Assistance, and Kinship Guardianship Assistance programs whether they are administered directly by the Indian tribe or through an agreement or contract with a title IV–E State agency per sections 474(a)(1) and (2) of the Social Security Act, 42 U.S.C. 674(a)(1) and (2). Thus, a State may also claim reimbursement for title IV–E allowable assistance payments made on behalf of tribal children served through agreements or contracts with Indian tribes at the higher of the FMAP rate applicable to the State or the FMAP rate for the involved Indian tribe.

B. Outreach Regarding the October 8, 2010, Federal Register Notice and Comments Received

On October 8, 2010, HHS published a **Federal Register** Notice requesting comments on its proposed methodology for calculating FMAP for Indian tribes. A 60-day comment period was provided. HHS mailed copies of the Notice to tribal chairman of all federally recognized Indian tribes and posted the Notice to several electronic listserves operated by the Department's Administration for Children and Families that are most relevant to tribal child welfare programs. Each of the letters and postings provided dates and call-in instructions for four conference calls that were to be held to describe the content of the Notice and answer any questions Tribes may have had about it. These calls were held on November 3, 4, 9 and 10, 2010.

A single set of written comments was received on the content of the **Federal**

Register Notice and the methodology for calculating tribal FMAP rates. These comments, from the National Indian Child Welfare Association (NICWA), supported several specific aspects of the proposed methodology. These include: (1) The use of the standard FMAP formula to calculate rates for Indian tribes, substituting the Indian tribe's per capita income in place of the State's; (2) the proposal to round each Indian tribe's rate up to the next higher whole number; (3) the extension of temporary FMAP increases as specified in Section 5001 of Public Law 111–5, ''the American Recovery and Reinvestment Act of 2009'' and Section 201 of Public Law 111–226, the ''Education, Jobs and Medicaid Assistance Act'' to Indian tribes as they apply to States; and (4) our recommendation to use, as a default, data for the population identified as American Indian or Alaska Native only in the Indian tribe's service area to calculate the FMAP rate, while being open to discussion if the Indian tribe believes another formulation better represents its service population.

The NICWA comments also expressed guarded support for our proposed methodology for calculating FMAP rates for consortia or tribal organizations serving multiple Indian tribes, noting the methodology ''may be appropriate'' but noting that individual situations may produce complicating factors of which NICWA is unaware. Neither we nor NICWA has yet identified specific cases in which the proposed methodology is problematic. However, we acknowledge that no methodology is guaranteed to work in all situations and remain willing to work with tribal organizations and consortia to consider alternate methods in cases where the proposed methodology proves inadequate.

NICWA did express the concern that our proposed data source for FMAP calculations for fiscal year 2012 and beyond involves 5-year per capita income estimates from the American Community Survey (ACS). These data were unavailable before the comment period closed. NICWA, supported by a resolution from the National Congress of American Indians, suggested that we extend the comment period for several months in order to allow a thorough examination of the new data, which was scheduled for release in December, 2010. By the time the NICWA comments were received on the last day of the comment period, it was too late to extend the comment period under the existing Federal Register Notice. We did consider re-opening the comment period and also considered finalizing only rates for 2010 and 2011 while asking anew for comments on the methodology for 2012 and beyond. However, we have decided not to reopen the comment period for two reasons. First, an examination of these new data, published December 14, 2010, reveal few differences between the rates produced using the ACS 5-year estimates and those produced using the 2000 decennial Census data NICWA supported. Second, while NICWA expressed apprehension because the new data was as yet unseen, neither NICWA nor any other organization has identified a viable alternative to these data for routine use. While individual Indian tribes may have alternative data sources, and we have said consistently that we will consider such alternative data as an Indian tribe may choose to submit, the 5-year ACS data is the only data set we have been able to identify that provides consistent information on the per capita incomes of the range of Indian tribes eligible to participate in the title IV–E Foster Care, Adoption Assistance, and Guardianship Assistance Programs. Without a viable alternative to consider, and new evidence that the proposed data source is viable for FY 2012 and beyond, we have decided to finalize the methodology as proposed. A fuller analysis of the 5-year ACS estimates and their implications for tribal FMAP rates appears below. A look-up table for 2012 FMAP rates, equivalent to the table for FYs 2010 and 2011 that appeared in the previous Federal Register Notice, appears at the end of this Notice. We also repeat at the end of this notice the lookup table for the FMAP rates applicable to FYs 2010 and 2011.

During the conference calls we held with Indian tribes to explain the proposed methodology we did receive questions on the data sources used to calculate the rate, i.e., the 2000 Decennial Census and the ACS, both produced by the U.S. Census Bureau. Specifically, we were asked whether the Census Bureau's definition of income includes tribal payments to members (it does) and whether the data source makes any adjustments to account for the high cost of living in Alaska (it does not). In addition, several callers asked us to provide them with the per capita income data for their Indian tribe, and the associated FMAP rate calculated using the proposed methodology. We provided this information in each case. One caller also asked for clarification regarding which components of the title IV–E Program are matched using the FMAP. We noted that FMAP is used to match assistance payments, which are primarily room and board costs for children in foster care and payments to families under the adoption assistance and kinship guardianship assistance programs. Other costs, particularly administrative and training costs, are matched at other statutorily defined match rates, 50 percent in the case of administrative costs, and 55 to 75 percent in the case of eligible training costs.

C. Analysis of American Community Survey 5-Year Estimates for 2005–2009

As noted above, the first 5-year ACS estimates were published by the Census Bureau on December 14, 2010. We have conducted an analysis of these data to determine FMAP rates under our proposed methodology for 162 Indian tribes and Alaska native communities that have, to date, either expressed interest in participating in title IV–E programs directly or have agreements or contracts with states under which they operate title IV–E programs. We considered as ''interested'' those Indian tribes that currently operate title IV–E programs through agreements with States as well as those that either applied for a title IV–E planning grant from the Children's Bureau, or that submitted a letter of intent to the Children's Bureau indicating they are considering the submission of a title IV–E plan. Such letters of intent were solicited by the Children's Bureau in a program instruction in December, 2008 (*http://www.acf.hhs.gov/programs/cb/laws_policies/policy/pi/2008/pi0806.htm*). Our analysis of ACS 5-year estimates in conjunction with the FMAP calculation methodology has revealed the following:

- All 11 Indian tribes with current title IV–E planning grants would receive the maximum FMAP under the proposed methodology using the newly released 5-year ACS data, as they did under the 2000 Decennial Census data.
- Of the 162 Indian tribes and Alaska native communities examined, 5-year ACS data was found to be available covering 151 of these Indian tribes and Alaska native communities. Of the 151, data for those on tribal lands identifying themselves as American Indian or Alaska Native (AI/AN) was available for 143. For the remaining 8 Indian tribes data is available for persons of all races residing in the tribal area, but not for the AI/AN population specifically.
- The data established that, using AI/AN data when it is available and data for all persons where it is not, a total of 128 of the 151 Indian tribes and Alaska native communities for which ACS data is available would receive the maximum FMAP of 83 percent.

• Twenty-four other Indian tribes that have expressed interest in the title IV–E program were determined to have higher per capita income and as a result the applicable Tribal FMAP would be lower than the maximum rate. These 24 include four tribes that would receive rates of between 80 and 83 percent, 10 that would receive rates between 70 and 79 percent, seven that would receive rates between 60 and 69 percent and two that would receive rates between 50 and 59 percent. In only three cases (two in Oklahoma and one in Michigan) was the calculated FMAP for the Indian tribe lower than that of the State within which the Indian tribe is located. In these three cases, the Indian tribe would receive the State's higher FMAP rate.

• Per capita income data is not available in the 5-year ACS data for 11 very small Indian tribes that have previously expressed an interest in the title IV–E programs, but which have not yet submitted a title IV–E plan or received a title IV–E plan development grant. Some of these Indian tribes currently receive title IV–E funds under a contract or cooperative agreement with the State(s) within which they are located. As described in section E below, we have modified our proposal to provide a method of calculating FMAP for Indian tribes for which no ACS data is available.

• FMAP rates calculated using the 5-year ACS data are largely consistent with those calculated using the older 2000 Decennial Census data. Of the 147 Indian tribes for which we examined FMAP rates and for which income estimates are available in both data sets, 121 result in the same FMAP rates using both data sources, while 6 would receive slightly higher rates using the more recent data and 20 would receive slightly lower rates. This fluctuation is to be expected and likely reflects differential economic development since 2000. For instance, the Indian tribe may have opened a casino or other industry since 2000 that has improved its per capita income relative to the nation as a whole. Conversely, the Indian tribe may have been disproportionately affected by the recession if local industry was particularly hard hit relative to other parts of the nation.

The 5-year ACS data are the most recent data available for almost all of the Indian tribes that we are aware are considering participating in title IV–E programs and therefore represents the best measure of the current per capita income for each Indian tribe. The consistency with earlier Census data provides further confidence that the ACS data is suitable for the purpose of calculating FMAP rates for Indian tribes.

D. Calculation of FMAP for Indian Tribes for Use Matching Program Claims for Fiscal Years 2010 and 2011

In the October 8 **Federal Register** Notice we proposed to adapt the standard FMAP formula used for States by substituting each participating Indian tribe's per capita income for that of the State, that is to use the formula 1–0.45((Indian Tribe's Per Capita Income)^2/(U.S. Per Capita Income)^2). We further proposed that minimum and maximum FMAP rates would apply to Indian tribes as they do to States, noting that we had no legal authority to waive these limits. We proposed to use 2000 Decennial Census data to calculate the FMAP rates for FYs 2010 and 2011, noting that it was the only data source we identified that included per capita income data for all the Indian tribes that had expressed interest in participating in the Title IV–E programs. We proposed to use data for those living on tribal lands who identified themselves solely as American Indian or Alaska Native when that data is available, and data for all persons in the tribal area when it is not. Finally, we had proposed that rather than use decimal places, tribal FMAP rates would be rounded up to the next highest whole number (up to a maximum of 83 percent).

Having received one supportive comment and no negative comments on each of the above components of our proposed methodology and no information about alternative data sources, we are finalizing this proposal with respect to calculating the FMAP rates for FYs 2010 and 2011.

The calculations using this methodology are to be the default method to be used to calculate FMAP for Indian tribes. However, as spelled out in the statute, if in any case the tribal FMAP rate calculated in this manner is lower than that of any State in which the Indian tribe is located, the Indian tribe would receive the higher State rate instead. In addition, also as directed by statute, HHS will consider using supplemental data identified by an Indian tribe, tribal organization or tribal consortium rather than 2000 Decennial Census data on per capita income if the Indian tribe, tribal organization or tribal consortium can demonstrate that the supplemental data better represents the per capita income of its service population. See section H below for further information on how HHS will evaluate the suitability of supplemental data.

E. Calculation of FMAP for Indian Tribes for Use Matching Program Claims for Fiscal Years 2012 and Beyond

For fiscal years 2012 and beyond we had proposed to use the same methodology for calculating the FMAP rate for participating Indian tribes, but had proposed to use more recent data on tribal per capita incomes—5-year estimates from the Census Bureau's American Community Survey, the first of which were to be released in December 2010. As was the case with the 2000 Decennial Census data, we had proposed to use data for those on tribal lands identifying themselves only as American Indian or Alaska Native where it is available, and data for all persons on tribal lands where it is not. The 5-year estimates for 2005–2009 were released as scheduled on December 14, 2010. These estimates will be updated annually by the Census Bureau by adding a new year's data and dropping the oldest year. As described above, the new data result in FMAP rates that are substantially similar to those produced by the earlier 2000 Decennial Census data they replace. Decennial census data for 2010 and beyond will not include the per capita income data needed for the FMAP formula.

We are finalizing this proposal with respect to calculating the FMAP rates for FY 2012 and subsequent FYs. The FY 2012 FMAP rates for Indian tribes will thus be calculated using the ACS 5-year estimates for 2005–2009 published on December 14, 2010. The tribal FMAP rates for each subsequent FY will utilize the most recent update of the ACS 5-year estimates available as of June 30 of the prior FY. As with the calculations for fiscal years 2010 and 2011, no Indian tribe will receive an FMAP rate less than that of any State in which the Indian tribe is located, and any supplemental data provided by the Indian tribe will be considered.

As noted above, once the first 5-year ACS estimates were published on December 14, 2010, it became clear that for a few small Indian tribes, even 5-year ACS estimates would not be sufficient to produce per capita income estimates for either the AI/AN alone population or for persons of all races living on tribal lands. In these cases, we will use as a third choice the per capita income of all individuals in the State who identify themselves as American Indian/Alaska Native as an estimate of the Indian tribe's per capita income. If the Indian tribe operates in multiple States, we will weigh the per capita income of the AI/AN population in each

State by the proportion of the Indian tribe's service population in the State. In establishing FMAP for Indian tribes for which ACS data is unavailable we will take care to consult with the Indian tribe regarding the availability of alternate data.

F. Calculation of FMAP for Consortia and Tribal Organizations Serving Multiple Tribes

In the October 8, 2010 **Federal Register** Notice we had proposed to calculate FMAP rates for consortia and tribal organizations serving multiple Indian tribes by weighting the per capita income data according to the proportional representation of each Indian tribe's service population relative to the total service population of the organization or consortium. Receiving no comments opposing the proposed methodology and having no alternatives suggested, this now becomes our established method for producing FMAP for organizations and consortia serving multiple Indian tribes. Again, consistent with NICWA's comments, we will consult with organizations and consortia as the issue comes up to ensure this method accurately represents the program's service population.

G. Procedures for Producing Annual Updates to Federal Medical Assistance Percentages for Indian Tribes

As noted above, we will use as our default source of per capita income data the 5-year estimates the American Community Survey. These data will be updated annually by the Census Bureau on a rolling basis by dropping the earliest of the 5 years and adding the latest. For fiscal year 2012 rates we will use ACS data for 2005–2009. For fiscal year 2013 we will update to using data for 2006–2010, and so forth. The formula for the calculation will remain as described above. In the third quarter of each fiscal year ACF regional office staff will communicate with each Indian tribe, tribal organization, or tribal consortium with an approved title IV–E plan their tribal FMAP rate for the upcoming fiscal year. Those States reporting title IV–E claims for Tribe-State agreement assistance payments will also be informed by the ACF regional office staff of the calculated FMAP rates for Indian tribes located in their State. Because most Indian tribes will be receiving the maximum FMAP rate, the calculation formula provides for rounding up to the next highest full percentage point and per capita incomes do not tend to change rapidly, it is likely that many programs will see little, if any, matching rate shifts from year to year. A link to a table similar to the ones at the end of this notice will be posted annually on ACF's Web site (*http://www.acf.hhs.gov*) displaying the per capita income thresholds for each FMAP rate for the fiscal year.

H. Consideration of Supplemental Data

As noted in our previous **Federal Register** Notice, before finalizing new FMAP rates for a year, HHS will consider any additional relevant data on its per capita income submitted by a Indian tribe, tribal organization or tribal consortium. In the absence of supplemental data, HHS will use the data and procedures described above to calculate the applicable FMAP for the grantee. Additional data submitted by Indian tribes, tribal organizations and tribal consortia will be evaluated by the Division of Mandatory Grants in the Office of Grants Management at ACF. Such data may be submitted to the attention of Joseph Lonergan, Director, Division of Mandatory Grant, ACF Office of Grants Management, at 202–401–6603 (phone); 202–401–5644 (fax); or email: *tribalfmap@hhs.gov.* Supplemental data may relate to matters such as the per capita income of the Indian tribe, tribal organization or consortium, the numbers and/or geographic locations of its service population, and/or defining the grantee's service population to include individuals other than those who identified themselves solely as American Indian to be considered for the purposes of calculating the applicable per capita income.

The suitability of supplemental data submissions from Indian Tribes, tribal organizations and tribal consortia will be evaluated based on criteria that include: Whether the Decennial Census or American Community Survey data that would otherwise be used is either missing or has a high margin of error; if the supplemental data reflects the same or similar definitions of income as do the national data, such as what types of income are included and excluded; if the data have been collected and tabulated in a reliable manner; and if the data are current or more recently updated than the data that would otherwise be used and therefore reflect more current economic conditions of the Indian tribe's service population.

Data to be considered for a given fiscal year's calculation should be submitted no later than 30 days before the beginning of the next fiscal year (September 1) in order to provide sufficient time for the Department to evaluate the suitability of the additional data. The tribal FMAP rate for the next fiscal year calculated from the ACS 5-year data will be in effect beginning on October 1 of that year unless and until a decision is made by the Department to revise it based on the supplemental data previously provided by the Indian tribe, tribal organization, or tribal consortium. Tribal leadership will be consulted prior to a final decision by the Department regarding the suitability of any supplemental data submitted. The Department will also work closely with tribal leaders before establishing a final FMAP for the upcoming fiscal year.

I. Application of Temporary Increases to Tribal Federal Medical Assistance Percentages

As proposed in our previous **Federal Register** Notice, to the extent permitted by law we will extend to Tribes any temporary adjustments to FMAP that apply to States. Temporary FMAP rates that applied to states in Fiscal Year 2010 and 2011 (i.e., those authorized by Public Law 111–5 and Public Law 111–226) will apply to Indian tribes. The applicability of any future FMAP adjustments to Indian tribes, tribal organizations, and tribal consortia will depend on the specific statutory language enacting such adjustments.

FOR FURTHER INFORMATION CONTACT: Laura Radel, Office of the Assistant Secretary for Planning and Evaluation, Room 404–E—Hubert H. Humphrey Building, 200 Independence Avenue, SW., Washington, DC 20201; 202–690–5938; *Laura.Radel@hhs.gov.*

(Catalog of Federal Domestic Assistance Program Nos. 93.658: Foster Care Title IV–E; 93.659: Adoption Assistance; 93.090: Guardianship Assistance)

Dated: May 20, 2011.

Kathleen Sebelius,

Secretary.

BILLING CODE 4150–05–P

Per Capita Income Levels
Matched to FY 2010/FY 2011 Federal Medical Assistance Percentage

To determine an Indian Tribe's Federal Medical Assistance Percentage (FMAP) for Fiscal Years 2010 and 2011, find the Indian Tribe's per capita income from the 2000 Decennial Census (American Indian/Alaska Native Alone population) in the list of FMAPs below.

1999 Per Capita Income from the 2000 Decennial Census Data: U.S. Estimate = $21,587
FMAP Formula: 1 - 0.45 x (Indian Tribe Per Capita Income²/U.S. Per Capita Income²)

1999 Tribal Per Capita Income Range from 2000 Decennial Census Data		Resulting FMAP	FMAP Including 6.2 Percentage Point Increase Authorized by ARRA through the First Quarter of FY 2011[1]
Income Greater Than or Equal to	Income Less Than or Equal to		
$0	$13,652	83%	89.2%
$13,653	$14,027	82%	88.2%
$14,028	$14,391	81%	87.2%
$14,392	$14,746	80%	86.2%
$14,747	$15,093	79%	85.2%
$15,094	$15,433	78%	84.2%
$15,434	$15,765	77%	83.2%
$15,766	$16,090	76%	82.2%
$16,091	$16,408	75%	81.2%
$16,409	$16,721	74%	80.2%
$16,722	$17,028	73%	79.2%
$17,029	$17,329	72%	78.2%
$17,330	$17,625	71%	77.2%
$17,626	$17,917	70%	76.2%
$17,918	$18,203	69%	75.2%
$18,204	$18,486	68%	74.2%
$18,487	$18,764	67%	73.2%
$18,765	$19,038	66%	72.2%
$19,039	$19,308	65%	71.2%
$19,309	$19,574	64%	70.2%
$19,575	$19,837	63%	69.2%
$19,838	$20,096	62%	68.2%
$20,097	$20,352	61%	67.2%
$20,353	$20,605	60%	66.2%
$20,606	$20,855	59%	65.2%
$20,856	$21,102	58%	64.2%
$21,103	$21,346	57%	63.2%
$21,347	$21,587	56%	62.2%
$21,588	$21,825	55%	61.2%
$21,826	$22,061	54%	60.2%
$22,062	$22,295	53%	59.2%
$22,296	$22,526	52%	58.2%
$22,527	$22,754	51%	57.2%
$22,755		50%	56.2%

[1] The ARRA FMAP enhancement has been extended for two additional quarters (i.e. January – June 2011). To calculate the Tribal FMAP rate for these periods, use the rate provided in the "Resulting FMAP" column and add 3.2 percentage points for the quarter ending March 31, 2011 and 1.2 percentage points for the quarter ending June 30, 2011.

Per Capita Income Levels
Matched to FY 2012 Federal Medical Assistance Percentage

To determine an Indian tribe's Federal Medical Assistance Percentage (FMAP) for Fiscal Year 2012, find the Indian tribe's per capita income, using American Community Survey 5-year estimates for the American Indian/Alaska Native "alone" population for 2005-2009, in the list of FMAPs below.

U.S. Per Capita Income (2005-2009) $27,401

FMAP Formula: 1 - 0.45 x (Indian Tribe Per Capita Income²/U.S. Per Capita Income²)

Tribal Per Capita Income Range from American Community Survey Estimates for FY 2005-2009		Resulting FMAP
Income Greater Than or Equal to	Income Less Than or Equal to	
$0	$17,329	83%
$17,330	$17,804	82%
$17,805	$18,267	81%
$18,268	$18,718	80%
$18,719	$19,159	79%
$19,160	$19,589	78%
$19,590	$20,010	77%
$20,011	$20,423	76%
$20,424	$20,828	75%
$20,829	$21,224	74%
$21,225	$21,614	73%
$21,615	$21,996	72%
$21,997	$22,372	71%
$22,373	$22,742	70%
$22,743	$23,106	69%
$23,107	$23,464	68%
$23,465	$23,817	67%
$23,818	$24,165	66%
$24,166	$24,508	65%
$24,509	$24,846	64%
$24,847	$25,179	63%
$25,180	$25,509	62%
$25,510	$25,834	61%
$25,835	$26,155	60%
$26,156	$26,472	59%
$26,473	$26,785	58%
$26,786	$27,095	57%
$27,096	$27,401	56%
$27,402	$27,703	55%
$27,704	$28,003	54%
$28,004	$28,299	53%
$28,300	$28,593	52%
$28,594	$28,883	51%
$28,884		50%

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Committee on Vital and Health Statistics: Meeting

Pursuant to the Federal Advisory Committee Act, the Department of Health and Human Services (HHS) announces the following advisory committee meeting.

Name: National Committee on Vital and Health Statistics (NCVHS), Full Committee Meeting.

Time and Date: August 26, 2011: 3 p.m.–5 p.m., E.D.T.

Place: Teleconference. Dial-In Number: 1–877–939–9305, participant code is 4431134.

Status: Open.

Purpose: This teleconference is being held to discuss a letter to the HHS Secretary regarding the President's Council of Advisors on Science and Technology (PCAST) Report on Health Information Technology and to approve the final draft.

FOR FURTHER INFORMATION CONTACT: Substantive program information as well as summaries of meetings and a roster of committee members may be obtained from Marjorie S. Greenberg, Executive Secretary, NCVHS, National Center for Health Statistics, Centers for Disease Control and Prevention, 3311 Toledo Road, Room 2402, Hyattsville, Maryland 20782, telephone (301) 458–4245. Information also is available on the NCVHS home page of the HHS Web

Per Capita Income Data and Federal Medical Assistance Percentages for FYs 2010-12 for Indian Tribes Expressing Interest in Operating Tribal IV-E Programs

(includes Tribes Submitting Letters of Intent, Tribes with Title IV-E Planning Grants and Tribes with Title IV-E Agreements or Contracts with States)

Region	State	Tribe/Tribal Association	Per Capita Income for the American Indian/Alaska Native "Alone" Population from the 2000 Decennial Census	American Indian/Alaska Native Alone from American Community Survey (ACS) 5-Year Estimates 2005-2009	Basic Federal Medical Assistance Percentage (FMAP) for Fiscal Years 2010 and 2011	FMAP 2012 based on 5-year American Community Survey Estimate for 2005-2009	FY 2012 FMAP Rate of the State in Which the Tribe is Located	Notes
I	ME	Aroostook Band of Micmacs	$7,807	Not listed	83%	83%	63.27%	Tribe is not listed in ACS data, though it was in the 2000 census. Rate shown for 2012 is based on the per capita income for the entire AI/AN population in the State (which is $14,220).
I	ME	Houlton Band of Maliseets	$5,179	$10,316	83%	83%	63.27%	
I	ME	Passamaquoddy Pleasant Point	$0	$13,758	83%	83%	63.27%	
I	ME	Passamaquoddy Indian Township	NA (too small)	NA (too small)	83%	83%	63.27%	Tribe is listed but too small for an estimate to be produced in either the 2000 census or in ACS 5-year data. Rate shown is based on the per capita income for the entire AI/AN population in the state (which is $14,220 for ACS).
I	ME	Penobscot	$13,335	$10,426	83%	83%	63.27%	
I	MA	Wampanoag of Gay Head	$10,543	$26,709	83%	58%	50.00%	Margin of error on ACS per capita income estimate is $13,136; listed as Wampanoag-Aquinnah Trust Land, Massachusetts
I	MA	Mashpee Wampanoag	Not listed	Not listed	76%	74%	50.00%	This Tribe is not listed in census data. Rates shown are based on the per capita income for the entire AI/AN population in the state (which was $15,889 in the 2000 census and $20,842 for ACS)
II	NY	Cayuga Nation of Indians	$8,970	$3,300	83%	83%	50.00%	
II	NY	Oneida Nation Social Services	$14,771	NA (too small)	79%	83%	50.00%	
II	NY	Seneca Nation	$13,538	$20,143	83%	76%	50.00%	The tribe is listed on two reservations: Allegany and Cattagarus. Income shown is weighted by the proportion of the AI/AN population living on each reservation.
II	NY	St. Regis Mohawk	$12,016	$13,552	83%	83%	50.00%	
III		THERE ARE NO FEDERALLY RECOGNIZED TRIBES IN REGION III						
IV	AL	Poarch Band of Creek Indians	$8,294	$14,006	83%	83%	68.62%	

Region	State	Tribe/Tribal Association	Per Capita Income for the American Indian/Alaska Native "Alone" Population from the 2000 Decennial Census	American Indian/Alaska Native Alone from American Community Survey (ACS) 5-Year Estimates 2005-2009	Basic Federal Medical Assistance Percentage (FMAP) for Fiscal Years 2010 and 2011	FMAP 2012 based on 5-year American Community Survey Estimate for 2005-2009	FY 2012 FMAP Rate of the State in Which the Tribe is Located	Notes
V	MI	Bay Mills	$12,394	$18,911	83%	79%	66.14%	
V	MI	Grand Traverse Band of Ottawa & Chippewa Indians	$13,106	$14,190	83%	83%	66.14%	
V	MI	Hannahville Indian Community	$9,788	$14,043	83%	83%	66.14%	
V	MI	Keweenaw Bay Indian Community	$12,048	$17,184	83%	83%	66.14%	Identified in census data as the L'Anse Reservation
V	MI	Lac Vieux Desert Band of Lake Superior Chippewa Tribal Government	$7,843	$17,165	83%	83%	66.14%	
V	MI	Little River Band of Ottawa Indians of Michigan	$0	NA (too small)	83%	78%	66.14%	Tribe is identified in both Census and ACS data but sample size is too small for per capita income estimates to be produced either for the AI/AN population or for the total population on tribal lands. The rate shown for 2012 is based on the entire AI/AN population in the state (which is $19,218).
V	MI	Little Traverse Bay Bands of Odawa Indians	NA (too small)	NA (too small)	83%	60%	66.14%	AI/AN unavailable in ACS data; 2012 rate based on all persons on tribal lands.
V	MI	Match-E-Be-Nash-She-Wish Band (Gun Lake Tribe)	$14,868	$23,226	79%	68%	66.14%	Tribe not listed in census data; data shown is that for AI/AN population in Allegan County, MI (the tribe's stated service area)
V	MI	Pokagon Band of Pottawatomi (MI & IN)	$8,352	NA (too small)	83%	83%	66.14%	AI/AN unavailable in ACS data; 2012 rate based on all persons on tribal lands.
V	MI	Saginaw Chippewa Tribe of Michigan	$17,436	$31,442	71%	66.14%	66.14%	Identified in census data as the Isabella Reservation. Calculated rate is 50% for FY 2012, but rate shown is the higher state rate per the hold harmless provision.
V	MI	Sault St. Marie Chippewa	$7,229	$8,571	83%	83%	66.14%	
V	MN	Leech Lake Band of Ojibwe	$8,180	$11,305	83%	83%	50.00%	
V	MN	Mille Lacs Band of Ojibwe Indians	$9,790	$15,227	83%	83%	50.00%	
V	MN	Red Lake Band of Chippewa Indians	$7,876	$10,553	83%	83%	50.00%	
V	MN	White Earth Reservation Tribal Council	$9,127	$12,583	83%	83%	50.00%	
V	WI	Bad River	$10,584	$11,242	83%	83%	60.53%	

Region	State	Tribe/Tribal Association	Per Capita Income for the American Indian/Alaska Native "Alone" Population from the 2000 Decennial Census	American Indian/Alaska Native Alone from American Community Survey (ACS) 5-Year Estimates 2005-2009	Basic Federal Medical Assistance Percentage (FMAP) for Fiscal Years 2010 and 2011	FMAP 2012 based on 5-year American Community Survey Estimate for 2005-2009	FY 2012 FMAP Rate of the State in Which the Tribe is Located	Notes
V	WI	Forest County Potawatomi Community	$22,315	$18,462	60.16%	80%	60.53%	Margin of error on ACS data is $5,461; For FY 2010/2011 the hold harmless provision comes into play; the tribe's calculated rate is 52% but the rate shown is the State's 2011 FMAP rate of 60.16%.
V	WI	Ho-Chunk Nation	$9,969	$11,887	83%	83%	60.53%	
V	WI	Lac Courte Oreilles Tribal Gov Board	$9,119	$11,147	83%	83%	60.53%	
V	WI	Lac Du Flambeau	$10,741	$12,487	83%	83%	60.53%	
V	WI	Menominee Indian Tribe of Wisconsin	$8,096	$10,439	83%	83%	60.53%	
V	WI	Red Cliff Band of Lake Superior Chippewas	$8,587	$10,999	83%	83%	60.53%	
V	WI	Stockbridge-Munsee	$14,817	$18,412	68%	80%	60.53%	Margin of error on ACS per capita income estimate is $2,645
VI	NM	Acoma Pueblo	$8,680	$11,782	83%	83%	69.36%	
VI	NM	Jicarilla Apache Nation	$8,791	$13,991	83%	83%	69.36%	
VI	NM	Pueblo of Cochiti	$9,671	$11,458	83%	83%	69.36%	
VI	NM	Pueblo of Nambe	$9,295	$14,010	83%	83%	69.36%	
VI	NM	Pueblo of Picuris	$7,420	$18,837	83%	79%	69.36%	
VI	NM	Pueblo of Pojoaque	$10,911	$18,740	83%	79%	69.36%	
VI	NM	Pueblo of Santa Ana	$9,962	$12,619	83%	83%	69.36%	
VI	NM	Pueblo of Santa Clara	$9,544	$15,296	83%	83%	69.36%	
VI	NM	Pueblo of Taos	$9,512	$13,929	83%	83%	69.36%	
VI	NM	Pueblo of Zuni	$6,029	$9,359	83%	83%	69.36%	
VI	OK	Alabama Quassarte Tribal Town	Not listed	Not listed	83%	83%	63.88%	This tribe is not listed in census data. Rates shown are based on the per capita incomes for all AI/AN persons in the State (which is $11,681 in 2000 Census data and $15,707 in ACS data).
VI	OK	Absentee Shawnee Tribe	$11,759	$16,392	83%	83%	63.88%	
VI	OK	Apache Tribe of Oklahoma	$10,648	$14,018	83%	83%	63.88%	listed in the census data with Kiowa
VI	OK	Caddo Indian Tribe	$7,079	$9,797	83%	83%	63.88%	
VI	OK	Cherokee Nation of Oklahoma	$11,258	$15,237	83%	83%	63.88%	
VI	OK	Cheyenne & Arapaho Tribes	$9,804	$14,515	83%	83%	63.88%	
VI	OK	Chickasaw Nation	$11,083	$15,689	83%	83%	63.88%	
VI	OK	Choctaw Nation of Oklahoma	$10,780	$14,330	83%	83%	63.88%	
VI	OK	Citizen-Potawatomi Nation	$11,759	$16,392	83%	83%	63.88%	
VI	OK	Comanche Tribe	$10,648	$14,018	83%	83%	63.88%	listed in the census data with Kiowa

Region	State	Tribe/Tribal Association	Per Capita Income for the American Indian/Alaska Native "Alone" Population from the 2000 Decennial Census	American Indian/Alaska Native Alone from American Community Survey (ACS) 5-Year Estimates 2005-2009	Basic Federal Medical Assistance Percentage (FMAP) for Fiscal Years 2010 and 2011	FMAP 2012 based on 5-year American Community Survey Estimate for 2005-2009	FY 2012 FMAP Rate of the State in Which the Tribe is Located	Notes
VI	OK	Delaware Tribe of Indians	$7,079	$9,797	83%	83%	63.88%	
VI	OK	Eastern Shawnee	$14,500	$45,162	80%	63.88%	63.88%	Margin of error on ACS per capita income estimate is $39,067; For FY 2012 the tribe's caluclated rate is 50%,which is lower than the state's FMAP of 63.88%, so the hold harmless provision comes into play.
VI	OK	Fort Sill Apache Tribe of Oklahoma	$10,648	$14,018	83%	83%	63.88%	listed with Kiowa
VI	OK	Iowa	$9,787	$23,659	83%	67%	63.88%	Margin of error on ACS per capita income estimate is $8,906
VI	OK	Kaw Nation	$12,425	$14,362	83%	83%	63.88%	
VI	OK	Kialegee Tribal Town	Not listed	Not listed	83%	83%	63.88%	This tribe is not listed in census data. Rates shown are based on the per capita incomes for all AI/AN persons in the State (which is $11,681 in 2000 Census data and $15,707 in ACS data).
VI	OK	Kickapoo Tribe of Oklahoma	$8,237	$14,491	83%	83%	63.88%	
VI	OK	Kiowa	$10,648	$14,018	83%	83%	63.88%	
VI	OK	Miami Tribe of Oklahoma	$4,109	$56,202	83%	63.88%	63.88%	Margin of error on ACS per capita income estimate is $67,711; For FY 2012 the tribe's calculated rate is 50% which is lower than the state's FMAP of 63.88%, so the hold harmless provision comes into play.
VI	OK	Modoc Tribe of Oklahoma	$9,703	$11,986	83%	83%	63.88%	
VI	OK	Muscogee (Creek) Nation	$13,200	$17,117	83%	83%	63.88%	
VI	OK	Osage Tribe	$12,203	$17,146	83%	83%	63.88%	
VI	OK	Otoe-Missouria Tribe	$6,949	$8,797	83%	83%	63.88%	
VI	OK	Ottawa Tribe of Oklahoma	$10,532	$13,746	83%	83%	63.88%	
VI	OK	Pawnee Nation of Oklahoma	$11,051	$14,775	83%	83%	63.88%	
VI	OK	Peoria Tribe of Oklahoma	$11,001	$16,482	83%	83%	63.88%	
VI	OK	Ponca Tribe of Oklahoma	$6,079	$8,592	83%	83%	63.88%	
VI	OK	Quapaw Tribe of Oklahoma	$8,940	$14,364	83%	83%	63.88%	
VI	OK	Sac & Fox Nation (Oklahoma)	$9,647	$14,971	83%	83%	63.88%	
VI	OK	Seminole Nation of Oklahoma	$8,316	$12,342	83%	83%	63.88%	
VI	OK	Seneca-Cayuga Tribe of Oklahoma	$12,634	$13,101	83%	83%	63.88%	
VI	OK	Tonkawa Tribe of Oklahoma	$7,782	$8,913	83%	83%	63.88%	

Region	State	Tribe/Tribal Association	Per Capita Income for the American Indian/Alaska Native "Alone" Population from the 2000 Decennial Census	American Indian/Alaska Native Alone from American Community Survey (ACS) 5-Year Estimates 2005-2009	Basic Federal Medical Assistance Percentage (FMAP) for Fiscal Years 2010 and 2011	FMAP 2012 based on 5-year American Community Survey Estimate for 2005-2009	FY 2012 FMAP Rate of the State in Which the Tribe is Located	Notes
VI	OK	United Keetoowah Band of Cherokee Indians	Not listed	Not listed	83%	83%	63.88%	This tribe is not listed in census data. Rates shown are based on the per capita incomes for all AI/AN persons in the State (which is $11,681 in 2000 Census data and $15,707 in ACS data).
VI	OK	Wichita and Affiliated Tribes	$7,079	$9,797	83%	83%	63.88%	
VI	OK	Wyandotte Nation	$7,700	$22,752	83%	69%	63.88%	Margin of error on ACS per capita income estimate is $11,944
VI	TX	Kickapoo Traditional Tribe of Texas	$3,398	$6,125	83%	83%	58.22%	
VI	TX	Ramah Navajo School Board, Inc.	Not listed	Not listed	83%	83%	58.22%	See entry under Navajo Nation in Region IX
VI	TX	Alabama-Coushatta Tribe of Texas	$10,652	$9,692	83%	83%	58.22%	
VII	IA	Sac & Fox Tribe of the Mississippi in Iowa	$7,795	$13,013	83%	83%	60.71%	
VII	KS	Prairie Band Pottawattamie Tribe	$12,578	$13,438	83%	83%	56.91%	
VII	NE	Omaha Tribe of Nebraska	$6,328	$8,605	83%	83%	56.64%	
VII	NE	Ponca Tribe of Nebraska	$9,325	NA (too small)	83%	83%	56.64%	This tribe was too small to have an estimate in ACS data. Weighted per capita income for AI/AN alone population in the counties within the Tribe's stated service area is $11,422 (Charles Mix, SD; Woodbury, IA; Pottawattomie, IA; and the NE counties of Boyd; Burt; Douglas; Hall; Holt; Knox; Lancaster; Madison; Sarpy; Stanton; and Wayne)
VII	NE	Santee Sioux of Nebraska	$7,488	$8,946	83%	83%	56.64%	
VII	NE	Winnebago Tribe of Nebraska	$7,862	$9,530	83%	83%	56.64%	
VIII	MT	Chippewa Cree Tribe	$6,951	$12,046	83%	83%	66.11%	Identified in census data as the Rocky Boy Reservation
VIII	MT	Confederated Salish and Kootenai Tribes of the Flathead Nation	$9,811	$13,499	83%	83%	66.11%	Identified in census data as the Flathead Reservation; 3-year per capita income data is available for this tribe from the American Communities Survey.
VIII	MT	Crow Tribe	$8,680	$11,535	83%	83%	66.11%	
VIII	MT	Ft. Belknap	$7,848	$10,854	83%	83%	66.11%	
VIII	MT	Ft. Peck Assiniboine and Sioux Tribes	$6,970	$11,543	83%	83%	66.11%	
VIII	MT	Leech Lake Band of Ojibwe	$8,180	$11,305	83%	83%	66.11%	
VIII	MT	Northern Cheyenne	$6,730	$9,608	83%	83%	66.11%	

Region	State	Tribe/Tribal Association	Per Capita Income for the American Indian/Alaska Native "Alone" Population from the 2000 Decennial Census	American Indian/Alaska Native Alone from American Community Survey (ACS) 5-Year Estimates 2005-2009	Basic Federal Medical Assistance Percentage (FMAP) for Fiscal Years 2010 and 2011	FMAP 2012 based on 5-year American Community Survey Estimate for 2005-2009	FY 2012 FMAP Rate of the State in Which the Tribe is Located	Notes
VIII	ND	Sisseton-Wahpeton Oyate	$7,786	$10,244	83%	83%	55.40%	Identified in census data as the Lake Traverse Reservation
VIII	ND	Spirit Lake Tribal Social Services	$6,259	$8,039	83%	83%	55.40%	
VIII	ND	Standing Rock Sioux Tribe	$6,322	$7,123	83%	83%	55.40%	
VIII	ND	Three Affiliated Tribes - Fort Berthold Indian Reservation (Mandan, Hidatsa and Arikara Nation)	$7,915	$12,059	83%	83%	55.40%	
VIII	ND	Turtle Mt. Chippewa	$8,330	$9,711	83%	83%	55.40%	
VIII	SD	Cheyenne River Sioux Tribe	$6,609	$10,394	83%	83%	59.13%	
VIII	SD	Oglala Sioux Tribe	$5,619	$7,095	83%	83%	59.13%	Identified in census data as the Pine Ridge Reservation
VIII	SD	Rosebud Sioux	$5,613	$7,804	83%	83%	59.13%	
VIII	SD	Yankton Sioux	$6,170	$8,532	83%	83%	59.13%	
VIII	UT	Ute Indian Tribe	$6,934	$13,355	83%	83%	70.99%	Identified in census data as the Uintah and Ouray reservation.
VIII	UT	Ute Mountain Ute Tribe	$8,159	$9,450	83%	83%	70.99%	
VIII	WY	Eastern Shoshone Tribe	$7,304	$14,981	83%	83%	50.00%	Identified in census data as the Wind River Reservation.
VIII	WY	Northern Arapaho Business Council	$7,304	$14,981	83%	83%	50.00%	Identified in census data as the Wind River Reservation.
IX	AZ	Navajo Nation	$6,807	$9,766	83%	83%	67.30%	3-year per capita income data is available for this tribe from the American Communities Survey. The Navajo Nation is located partially in 3 states (Arizona, New Mexico and Utah). ACS data lists per capita income of persons on tribal lands separately for each state. Figures shown here combine the three state estimates by weighting them by the proportion of the tribal population living in each state.
IX	AZ	Pascua Yaqui Tribe	$5,627	$8,607	83%	83%	67.30%	
IX	AZ	Tohono O'odham Nation	$6,520	$9,386	83%	83%	67.30%	
IX	CA	Dry Creek Rancheria	$4,176	NA (too small)	83%	71%	50.00%	Tribe is identified in both Census and ACS data but sample size is too small for per capita income estimates to be produced either for the AI/AN population or for the total population on tribal lands. Rate shown for 2012 is based on the per capita income for the entire AI/AN population in the state (which is $22,080).

Region	State	Tribe/Tribal Association	Per Capita Income for the American Indian/Alaska Native "Alone" Population from the 2000 Decennial Census	American Indian/Alaska Native Alone from American Community Survey (ACS) 5-Year Estimates 2005-2009	Basic Federal Medical Assistance Percentage (FMAP) for Fiscal Years 2010 and 2011	FMAP 2012 based on 5-year American Community Survey Estimate for 2005-2009	FY 2012 FMAP Rate of the State in Which the Tribe is Located	Notes
IX	CA	Enterprise Rancheria	$5,400	$1,632	83%	83%	50.00%	
IX	CA	Hopland Band of Pomo Indians	$18,000	$11,091	69%	83%	50.00%	
IX	CA	Ione Band of Miwok Indians	$9,717	NA (too small)	83%	50%	50.00%	AI/AN unavailable in ACS data; 2012 rate based on all persons (per capita income for all persons on tribal lands is $29,724 +/- $6,292). The calculated rate for FY 2012 is the same as the State's FMAP rate.
IX	CA	Karuk Tribe	$4,938	$8,276	83%	83%	50.00%	
IX	CA	Kashia Band of Pomo Indians of the Stewarts Point Rancheria	$5,815	$16,647	83%	83%	50.00%	
IX	CA	Middletown Rancheria	$4,631	NA (too small)	83%	71%	50.00%	Tribe is identified in both Census and ACS data but sample size is too small for per capita income estimates to be produced either for the AI/AN population or for the total population on tribal lands. Rate shown for 2012 is based on the per capita income for the entire AI/AN population in the state (which is $22,080).
IX	CA	Paiute-Shoshone Indians of Bishop	$9,973	$16,839	83%	83%	50.00%	Identified in census data as the Bishop Reservation
IX	CA	Round Valley Indian Tribes	$12,498	$6,734	83%	83%	50.00%	
IX	CA	Scotts Valley Band of Pomo Indians	$13,271	$20,648	83%	75%	50.00%	Not identified in census data; figures shown are for the AI/AN only population in the counties in the Tribe's service area (Lake, Mendocino and Sonoma Counties in CA) The four counties' figures are combined by weighting by the size of the AI/AN population in each county.
IX	CA	Smith River Rancheria	$7,148	$6,900	83%	83%	50.00%	
IX	CA	Tule River Tribal Council	$9,156	$18,069	83%	81%	50.00%	Margin of error on ACS per capita income estimate is $6148
IX	CA and NV	Washoe Tribe of Nevada and California	$9,094	$11,516	83%	83%	50.00%	Identified in census data figures as four tribal lands: the Stewart, Carson, Dresslerville, and Woodfords colonies. Figures shown are a combined per capita income derived by weighting their individual per capita incomes by their respective population sizes.
IX	CA	Yurok Tribe	$6,839	$15,810	83%	83%	50.00%	
IX	NV	Moapa Band of Paiutes	$13,259	$10,048	83%	83%	56.20%	Identified in census data as the Moapa River Reservation

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X	AK	Asa'Carsarmiut Tribal Council	$7,642	$8,234	83%	83%	50.00%	Identified in census data as the native village of Napakiak, Alaska
X	AK	Bristol Bay Native Association	$11,541	$15,311	83%	83%	50.00%	Identified in census data as the Bristol Bay Native American Regional Corporation
X	AK	Chevak Native Village	$5,900	$8,084	83%	83%	50.00%	
X	AK	Copper River Native Association	$13,916	$15,652	82%	83%	50.00%	According to its web site, the Copper River Native Association serves the villages of Kluti-Kaah (Copper Center), Tazlina, Gakonka, Gulkana, and Cantwell. Figures shown are combined per capita incomes derived by weighting these villages' individual per capita incomes by their respective population sizes.
X	AK	Kawerak, Inc.	$10,603	$13,025	83%	83%	50.00%	Identified in census data as the Bering Strait Native Regional Corporation
X	AK	Ketchikan Indian Community	$15,702	$22,422	77%	70%	50.00%	This Tribe was not identified in census data. The data used here is for those in the Ketchikan Micro Area
X	AK	Knik Tribal Council	$14,509	$15,582	80%	83%	50.00%	3-year per capita income data is available for this tribe from the American Communities Survey.
X	AK	Kodiak Area Native Association	$15,401	$23,594	78%	67%	50.00%	Data shown is for the Kodiak Micro Area.
X	AK	Maniilaq Association	$11,368	$14,142	83%	83%	50.00%	Identified in census data as the NANA Alaska Native Regional Corporation
X	AK	Native Village of Barrow *(Inupiat Community of the Arctic Slope)*	$16,324	$19,586	75%	78%	50.00%	Margin of error on ACS per capita income estimate is $3,607
X	AK	Native Village of Kotzebue	$13,488	$16,270	83%	83%	50.00%	
X	AK	Orutsararmiut Native Council	$13,513	$18,246	83%	81%	50.00%	Identified in census data as the Bethel ANVSA
X	AK	Sun'aq' Tribe of Kodiak	$15,401	$23,594	78%	67%	50.00%	Identified in census data as the Koniag Alaska Native Regional Corporation
X	AK	Tanana Chiefs Conference	$10,566	$13,867	83%	83%	50.00%	
X	AK	Tlingit and Haida Indian Tribes of Alaska	$15,349	$21,094	78%	74%	50.00%	Identified in census data as the Sealaska Alaska Native Regional Corporation
X	ID	Coeur D'Alene Tribe	$10,023	$14,687	83%	83%	70.23%	
X	ID	Nez Perce Tribe	$10,369	$16,239	83%	83%	70.23%	

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X	ID	Northwest Band of the Shoshone Nation	Not listed	Not listed	83%	83%	70.23%	Tribe not listed in census data (perhaps no land base, or need reservation name). Rates shown are based on the per capita income of all AI/NA persons in the state ($11,315 for 2000 Census and $14,204 for ACS data).
X	ID	Shoshone-Bannock Tribes	$8,978	$12,433	83%	83%	70.23%	Identified in census data as the Fort Hall Reservation
X	OR	Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians	$3,650	NA (too small)	83%	83%	62.91%	Tribe is identified in both Census and ACS data but sample size in the ACS is too small for per capita income estimates to be produced either for the AI/AN population or for the total population on tribal lands. Rate shown for 2012 is based on the per capita income of all AI/AN persons in the state (which is $14,684).
X	OR	Confederated Tribes of the Grand Ronde	$15,714	$21,568	83%	73%	62.91%	Margin of error on ACS per capita income estimate is $9,701
X	OR	Confederated Tribe of Siletz Indians	$9,804	$8,896	83%	83%	62.91%	
X	OR	Confederated Tribes of of the Umatilla	$12,032	$16,255	83%	83%	62.91%	
X	OR	Confederated Tribe of Warm Springs	$8,535	$10,204	83%	83%	62.91%	
X	OR	Coquille	$9,937	$10,555	83%	83%	62.91%	
X	OR	Klamath Tribes	$9,600	NA (too small)	83%	83%	62.91%	Tribe is identified in both Census and ACS data but sample size is too small for per capita income estimates to be produced either for the AI/AN population or for the total population on tribal lands. Rate shown for 2012 is based on the per capita income of all AI/AN persons in the state (which is $14,684).
X	WA	Confederated Tribes of the Chehalis Reservation	$8,039	$16,818	83%	83%	50.00%	
X	WA	Confederated Tribe of the Colville Reservation	$10,120	$13,274	83%	83%	50.00%	
X	WA	Jamestown S'Klallam Tribe	NA (too small)	NA (too small)	83%	54%	50.00%	AI/AN unavailable in either 2000 census or ACS data; rates are based on all persons. ACS per capita income etimate for all persons on tribal lands is $27,776 +/- $15,240.
X	WA	Lummi Nation	$10,145	$13,263	83%	83%	50.00%	

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X	WA	Nisqually Indian Tribe	$11,072	$14,063	83%	83%	50.00%	
X	WA	Port Gamble S'Klallam Tribe (federally recognized as Port Gamble Indian Community)	$8,539	$10,479	83%	83%	50.00%	
X	WA	Squaxin Island Tribe	$8,698	$10,603	83%	83%	50.00%	
X	WA	Skokomish	$8,500	$12,759	83%	83%	50.00%	
X	WA	Tulalip Tribes of Washington	$10,623	$18,739	83%	79%	50.00%	Margin of error on ACS per capita income estimate is $2,820