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| 8C0D7558  **Walatowa High Charter School**    147 Bearhead Canyon Road  P.O. Box 669  Jemez Pueblo, NM 87024  Voice: (505) 834-0443  FAX: (505) 834-0449    *Located on the Jemez Pueblo Indian Reservation* ***“Think Globally, Create Locally”*** |
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**Annual Parental/Guardian Notification Regarding Medicaid Benefits**

Dear Parent/Guardian:

This written notification provides you with information about your rights and protections under Federal Law

Part B of the Individuals with Disabilities Education Act (IDEA), effective March 18, 2013. It assists you in

making an informed decision about whether or not to give your consent to allow your school district to use

your/your child’s public benefits or insurance to pay for special education and related services. If your child has

been evaluated and found eligible for services under IDEA, your school district must develop an individualized

education program (IEP) for him/her. Part B of IDEA provides assistance to states and school districts in

making a free, appropriate public education available to children with disabilities in the least restrictive

environment by paying for a portion of your child’s special education and related services. Funds from a public

benefits or insurance program (for example, Medicaid funds) may also be used by your school district to help

pay for special education and related services.

**The new regulation is summarized as follows:**

 Your school district must provide you with this notification before asking you to give consent to access

your/your child’s public benefits or insurance for the first time and each year thereafter.

 A one-time, prior, written parental consent is required to release personal information from a child’s

education records or information about the services that may be provided to that child. This consent

allows the child’s school district to use the parent’s and/or child’s public benefits to pay for special

education and related services and to bill Medicaid for IEP-related services. Once this consent has been

given, the school district will not be required to obtain parental consent again in order to access the

child’s public benefits, even if the child’s services change in the future. Parents also have the right to

withdraw consent to disclose their child’s personal information for billing purposes at any time (34

CFR§99 and 34 CFR§300).

 Medicaid requires documentation of the services provided, prior to making payment to a district. The

Medicaid School-Based Services (MSBS) agency for the state of New Mexico is under the direction of

the New Mexico Human Services Department (HSD). MSBS assists school districts by providing

partial reimbursement for medically-related services listed on a student’s IEP or Individualized Family

Service Plan (IFSP).

 Parents are not required to sign up for or enroll in public benefits or insurance programs for their child

to receive free appropriate public education, including IEP services. The school district has a

continuing responsibility to provide children with all required special education and related services

under IDEA at no cost to the family and no decrease in benefits or increase in premiums, including

when the parent withholds consent. Although this partial reimbursement is available only for students

who are Medicaid eligible, services are provided to all students with disabilities, regardless of their

Medicaid eligibility status.

**Is there a cost to you?**

No. IEP/IFSP services are provided to students while they are at school at NO cost to the parent/guardian.

**Will filing School-Based Medicaid claims impact your family’s Medicaid benefits?**

The Medicaid School-Based Services program does NOT impact a family’s Medicaid services, funds, or limits.

What type of services does the School-Based Services program cover?

\* Evaluations \* Case Management \* Physical Therapy

\* Nursing \* Speech & Language Therapy \* Audiology

\* Occupational Therapy \* Psychological/Social Work \* Transportation

**What type of information about your child will be shared?**

In order to submit claims for School-Based Services reimbursement, the following types of records may be

required: first name, last name, middle name, address, date of birth, student ID, Medicaid ID, disability, service

dates and the type of services delivered.

**Who will see this information?**

Information about your child’s School-Based Services may be shared with the NM HSD and its affiliates for the

purpose of verifying Medicaid eligibility and submitting claims.

**What if you have questions?**

Please call your school district’s Special Education department with questions or concerns, or to obtain a copy

of the parental consent form.