

Subject: CSC Workgroup policy recommendations
Date: Thursday, October 13, 2016 at 8:34:26 AM Pacific Daylight Time
From: Andy Joseph Jr.
To: Roselyn Tso
CC: rbdemaray@demarayconsulting.com, Laura Platero, Andy Joseph Jr.

Dear Ms. Tso:

I am writing to you as the Tribal Co-Chair of the IHS/Tribal CSC Workgroup on behalf of all the Tribal participants. We have reviewed the October 3rd, IHS final draft of the proposed IHS CSC Policy and have a few recommendations that we would like to share. The Tribal edits to the draft IHS CSC policy are as follows:

- We reviewed the new ISDA references throughout the document and these appear to be fine.
- In the definition section, the Manual defines the term "ISDEAA" and then purports to cite the entire act, but it actually only cites through the end of Title V. We think this is OK.
- On page 18, when making the corrections to the provision regarding the "value of the IDC pool" duplication trigger, it appears the left parenthesis (was left out before the words "in which."
- At the last CSC Workgroup meeting Tribes provided language related to employer costs associated with the Affordable Care Act. There was a recommendation to include the following sentence on page 58 of the draft policy: "Allowable tribal health insurance costs may include employer shared responsibility payments and any other associated employer costs under the ACA"

Additionally, the following corrections need to be made to the CSC Negotiation Template (Excel Workbook):

- Near the top of the table where you are to choose an FA Amendment or FA CFR as the source document by checking a box, there are no boxes to check. This was OK on the Excel spreadsheet that was sent out with the policy on Oct. 3rd, but not in the CSC Manual, MS Word document – Exhibit 6-3-F – Page 38.
- On both the Excel spreadsheet and in the CSC Manual – Page 40. In the "Source of Inputs" column for Item R, it should be the sum of I.2 + I.3 + P + Q. Q was left out (Indirect-type costs).
- Also on the Excel spreadsheet that was sent out with the policy on Oct. 4, the formula for Item R in Excel cell E33, should be E22+E24+E31+E32. (E24 – Startup and Pre-Award Need, line I.3, was left out.)

Another draft of the CSC Policy with these comments incorporated is attached for your convenience. We thank you and the IHS Team for working with Tribal representatives. There remain several areas of disagreement embodied within the draft policy that will have to be worked out in individual Tribal negotiations but we believe this revised policy is long overdue. It represents a significant amount of work on all our parts. We trust that the IHS will implement it within the spirit of cooperation that went into its development.

Sincerely,

Andy Joseph, Jr.
Tribal Co-Chair, IHS CSC Workgroup