

Steve Sisolak
Governor



Richard Whitley, MS
Director

DEPARTMENT OF HEALTH AND HUMAN SERVICES

DIVISION OF HEALTH CARE FINANCING AND POLICY

Helping people. It's who we are and what we do.



Suzanne Bierman,
JDMPH
Administrator

January 20, 2022

Inter-Tribal Council of Nevada
Serrell Smokey, ITCN President
Tribal Chairman of Washoe Tribe
919 Highway 395 S
Gardnerville, Nevada 89410

Dear Tribal Members:

In accordance with established consultation guidelines, the Division of Health Care Financing and Policy (DHCFP) is notifying Nevada tribes of the following proposed change in policy:

Revisions are being made to the Nevada Medicaid Services Manual (MSM) Chapter 400 – Mental Health and Alcohol and Substance Abuse Services to reinstate Biofeedback and Neurotherapy services for the treatment of a mental health diagnosis. Neurotherapy is individual psychological therapy incorporating biofeedback training combined with psychotherapy as a treatment for mental health disorders. After several months of discussion with CMS regarding the elimination of these services as a result of the approved DHCFP budget during the 2021 Legislative session, CMS determined that this elimination violated the maintenance of effort requirements (MOE) of Section 9817 of the American Rescue Plan Act (ARPA) of 2021 and pursuing these eliminations now would jeopardize the state's ability to receive enhanced funding for Home and Community Based Services available under ARPA. Nevada will withdraw NV SPA 21-0009 and re-evaluate consideration of these services when the MOE requirements expire on March 4, 2024.

At this time, the fiscal impact is estimated to result in an approximate Federal fiscal year (FFY) share cost of:

FFY 2021: \$1,635,494

FFY 2022: \$7,699,117

FFY 2023: \$ 7,999,514

There is no anticipated fiscal impact to the Tribal Government.

If you would like a consultation regarding this proposed change in policy, please contact Monica Schiffer at (775) 684-3653 who will schedule a meeting. We would appreciate a reply within 30 days from the date of this letter. If we do not hear from you within this time, we will consider this an indication that no consultation is requested.

Sincerely,

Casey Angres

Casey Angres (Jan 19, 2022 16:57 PST)

Casey Angres
Manager of Division Compliance, DHCFP

cc: Dr. Antonina Capurro, Deputy Administrator, DHCFP
Sarah Dearborn, Social Services Chief II, Behavioral Health Unit, DHCFP
Monica Schiffer, Social Services Program Specialist III, Medical Programs Unit, DHCFP
Briza Virgen, Social Services Chief I, Medical Programs Unit, DHCFP