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Mental Health Parity and Addictions Equity Act (MHPAEA)



Objectives

- MHPAEA Overview
- Benefit Packages
- Compliance Analysis
- NQTL Analysis
 - Definitions of MH/SUD & M/S benefits
 - Benefits Classification & Benefits Mapping
- MCO Partnership
- MCO Technical Assistance & Support



Overview

- MHPAEA requires access for to Mental Health/Substance Use Disorder (MH/SUD) services to be equal in access to Medical Surgical (M/S) services for both Medicaid and CHIP programs.
- [Final Rule published March 30, 2016](#)
- Compliance required by October 2, 2017



Parity Compliance

- Nevada Medicaid must conduct a compliance review and submit a compliance report by October 2, 2017.
- Compliance report timelines:
 - 8/15 DHCFP Chiefs
 - 8/31 DHCFP Admin
 - 9/15/17 CMS



NV Benefit Packages

- Fee-For-Services (FFS)
- Alternative Benefit Plan (ABP)
- Nevada Check Up (Nevada's Children's Health Insurance Program/CHIP)
- Managed Care Organization (MCO)



Compliance Analysis

- Quantitative Treatment Limits (QTLs)
- Financial Requirements (FRs)
- Annual Lifetime or Aggregate Dollar Limits (AL/ADLs)
- Non-Quantitative Treatment Limits (NQTLs)



QTLs, FRs & AL/ADLs

- NV Medicaid FFS and Nevada Check Up
 - No QTLs, FRs or AL/ADLs
- MCO Contract Language
 - Ensures compliance with MHPAEA
 - Anticipate no QTLs, FRs or AL/ADLS



NQTLs Analysis

- An NQTL may not apply to MH/SUD benefits in a classification unless, under the policies and procedures of the state or MCO, as written and in operation, processes, strategies, evidentiary standards, or other factors used in applying the NQTL **is comparable to, and applied no more stringently** than in the operation, processes, strategies, evidentiary standards, or other factors used in applying the NQTL to M/S benefits



Definitions

- Mental Health/Substance Use Disorder (MH/SUD)
 - All ICD Codes listed in the ICD-10, Chapter 5:
 - Mental, Behavioral and Neurodevelopmental Disorders
 - Includes Non-Traditional Codes for this Comparison
 - e.g., Intellectual Disabilities, Mental Disorders due to Physiological Conditions, and Pervasive and Specific Developmental Disorders
- Medical Surgical (M/S)
 - All ICD-10 Codes listed in the Other ICD-10 Chapters



Benefit Classifications & Mapping

- Classifications
 - Inpatient
 - Outpatient
 - Prescription Drugs; and
 - Emergency Care
- Mapping Services
 - See Handout



Nevada Medicaid's NQTLs

- 4 NQTLs have been identified
 - Authorization Processes
 - Recipient Access
 - Provider Access
 - Facility Access



MCO Partnership

- Each MCOs must conduct their own NQTL analysis
- The MCO Benefit Package will be analyzed as a group
 - Results will be combined and included in Nevada's MHPAEA Compliance Report



Availability of Information

- Criteria for medical necessity determinations for MH/SUD benefits must be made available to beneficiaries (MCO enrollees and potential enrollees)
 - The Toolkit indicates, “Medical necessity criteria should be clearly labeled, searchable, and easy to locate online. When possible, all medical necessity criteria should be available in one location, or if MH/SUD is carved-out, links to those documents should be available. In addition, a phone number should be provided online so that individuals can call to request copies of the medical necessity criteria.



Availability of Information

- Reason for any denial of reimbursement or payment for MH/SUD benefits
- The Toolkit indicates:
 - The state should ensure that when an MCO provides the reason for any denial of reimbursement or payment for a MH/SUD benefit to an enrollee, the reason includes the applicable medical necessity criteria *as applied to that enrollee. This should include providing any processes, strategies, or evidentiary standards used in applying the medical necessity criteria to that enrollee.*”



Availability of Information

- Nevada Medicaid must post documentation demonstrating MHPAEA compliance and activities on the DHCFP website by October 2, 2017
- This website will link to each MCO's website



Questions?



Resources

- [Medicaid.gov - Behavioral Health Services](#)
- [Parity Road Map](#)
- [Parity Toolkit](#)