

Joe Lombardo
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.



Stacie Weeks, JD
MPH
Administrator

August 9, 2023

Inter-Tribal Council of Nevada
Serrell Smokey, ITCN President
Tribal Chairman of Washoe Tribe
919 Highway 395 South
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:

During the 2021 Nevada Legislative Session, Senate Bill 96 was passed and signed into law and is now codified under Nevada Revised Statutes 422.27497. This statute requires the Division of Health Care Financing and Policy amend rates for Board Certified Behavior Analysts (BCBA), Board Certified Assistant Behavior Analysts (BCaBA), and Registered Behavior Technicians (RBT) on a biennial basis. Fee-for-service rates for BCBA, BCaBA, and RBTs must be established at an amount "comparable to rates of reimbursement paid by Medicaid programs in other states for the services of those providers." Based on DHCFP's research, aligning the Nevada Medicaid rates for BCBA, BCaBA, and RBTs would result in increases to reimbursement rates for some services and decreases to reimbursement rates for other services. During the 2023 Nevada Legislative Session, the Division included a fiscal projection of the anticipated impact from NRS 422.27497 as part of the agency's budget. Legislators expressed concern with decreasing reimbursement rates for some services. As a result, the Division received legislative approval to align reimbursement rates for the specialties listed above only when the alignment would result in an increase to reimbursement rates. For any service that showed a median out-of-state reimbursement rate lower than the current Nevada Medicaid rate, there will not be a change made to the current payment amounts.

The estimated change in annual aggregate expenditures are:

SFY 2023:	\$205,579
SFY 2024:	\$217,606

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 (Aug 9, 2023 10:20 PDT)

Casey Angres
Division Compliance Chief, DHCFP

cc: Sandie Ruybalid, CPM, Deputy Administrator, DHCFP
Malinda Southard, D.C., CPM, Deputy Administrator, DHCFP
Kimberly Adams, MA IV, Rate Analysis and Development, DHCFP
Monica Schiffer, Tribal & Community Liaison, Community & Provider Engagement, DHCFP