

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

May 4, 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:

Nevada Medicaid has received application and authority approval by the Center for Medicare & Medicaid Services (CMS) for a section 1115(a) demonstration titled "Nevada's Treatment of Opioid Use Disorders (OUDs) and Substance Use Disorders (SUDs) Transformation Project" effective January 1, 2023 through December 31, 2027. Approval of this demonstration will enable the state to receive federal financial participation (FFP), for otherwise covered Medicaid state plan services that are furnished to otherwise eligible individuals who are primarily receiving treatment and withdrawal management services for substance use disorder (SUD) as short-term residents in facilities that meet the definition of an institution for mental diseases (IMD). More specifically, the American Society of Addiction Medicine (ASAM) levels of care that will be reimbursable within an IMD setting are:

- ASAM Level 3.1 - Clinically Managed Low-intensity Residential Services
- ASAM Level 3.2 - Clinically Managed Residential Withdrawal Management
- ASAM Level 3.5 - Clinically Managed High-Intensity Residential Services
- ASAM Level 3.7 - Medically Monitored Inpatient Withdrawal Management

Additionally, this demonstration provides expenditure authority for enrollees of the Children's Health Insurance Program (CHIP) who move into an IMD while enrolled, or individuals who would otherwise be eligible for CHIP but who are residing in an IMD at the time of application or renewal.

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:

The DHCFP is proposing revisions to MSM Chapter 400 – Mental Health and Alcohol and Substance Abuse Services to align Chapter language with the flexibilities reimbursable with the authority of the 1115 Demonstration Waiver and to remove outdated language.

Fiscal Impact to Tribal Governments is unknown at this time.

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 (May 3, 2023 14:42 PDT)

Casey Angres

Division Compliance Chief, DHCFP

cc: Malinda Southard, D.C., CPM, Deputy Administrator, DHCFP
Sandie Ruybalid, CPM, Deputy Administrator, DHCFP
Sarah Dearborn, SSC II, Behavioral Health Unit, DHCFP
Marcel Brown, SSPS III, Behavioral Health Unit, DHCFP
Abigail Bailey, SSPS II, Behavioral Health Unit, DHCFP
Monica Schiffer, SSPS III, Medical Programs Unit, DHCFP