

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

Revised: September 18, 2023

August 22, 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 **and State Plan Amendment**:

The DHCFP is proposing to update policy language in Medicaid Services Manual (MSM) Chapter 600 – Physician Services, Gender Reassignment Services, as a result of the passage of Senate Bill 163 during the 82nd (2023) Legislative session. The proposed language change is to include medically necessary treatment of conditions relating to gender dysphoria and gender incongruence as a covered benefit. The updated language to MSM 600 also includes removing cosmetic surgery as a non-covered service and allowing certain cosmetic procedures if deemed medically necessary. **In addition, an update to the Nevada Medicaid State Plan at Attachment 3.1-A Page 2 & Page 2 (cont) and Attachment 2.1-A Page 2I is being proposed to revise physician services whether furnished in the office, the patient's home, a hospital, a nursing facility or elsewhere as a provided service with limitations. The proposed update will also include the addition of section 5.a. which indicates cosmetic surgery performed by a plastic surgeon or reconstructive surgeon or any gender affirming or gender transition treatment for an individual who has been diagnosed with gender dysphoria or gender incongruence, when such surgery does not meet the definition of medically necessary as described under state law and further outlined in the Nevada Medicaid Services Manual Chapter 103.1, is not an allowable service.**

There is no anticipated fiscal impact to Tribal Governments.

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 (Sep 18, 2023 14:22 PDT)

Casey Angres
Division Compliance Chief, DHCFP

cc: Sandie Ruybalid, CPM, Deputy Administrator, DHCFP
Malinda Southard, D.C., CPM, Deputy Administrator, DHCFP
Evette Cullen, Chief II, Medical and Dental Programs, DHCFP
Kaelyne Day, SSPS III, Medical and Dental Programs, DHCFP
Monica Schiffer, Tribal & Community Liaison, Community & Provider Engagement Unit, DHCFP