STATE OF NEVADA
DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH CARE FINANCING AND POLICY
1100 E. William Street, Suite 101
Carson City, Nevada 89701
(775) 684-3600

MICHAEL J. WILLDEN
Director

JIM GIBBONS
Governor

CHARLES DUARTE
Administrator

September 27, 2010

Inter-Tribal Council of Nevada
Alvin Moyle, President
Daryl Crawford, Executive Director
P.O. Box 7440
Reno, NV 89510

Indian Health Board of Nevada
Larry Curley, Executive Director
1325 Airmotive Way, Suite 300
Reno, NV 89502

Dear Sirs:

In accordance with established consultation guidelines, the Division of Health Care Financing and Policy (DHCFP) is notifying Nevada tribes of the following proposed changes in policy regarding Home and Community Based Waiver (HCBW) for Persons with Mental Retardation or Related Conditions.

Clarification is being made to Medicaid Services Manual Chapter 2100 Home and Community Based Waiver (HCBW) for Persons with Mental Retardation or Related Conditions. Legally responsible relative has been revised to "legally responsible individual." This is to clarify those individuals who may have legal guardians who are not related to the Medicaid recipient. Definitions have been removed for "incapable caregiver" and "unavailable" and definitions for "able" and "capable" were updated. Definitions of "scope" and "recipient" are added and definitions of "daily record", "direct supports", "instrumental activities of daily living", and "slot" are updated for clarity.

If you would like a specific consultation regarding this new policy, please contact Crystal Johnson at 684-3722, who will schedule a meeting. We would appreciate a reply whether or not you would like this consultation, however, if we do not hear from you within 30 days from the date of this letter we will consider that an indication that no consultation is requested.

Sincerely,

Charles Duarte
Administrator

Cc: Elizabeth Aiello, Deputy Administrator
       Connie Anderson, Chief, Continuum of Care
       Marta Stagliano, Chief, Compliance
       Coleen Lawrence, Chief, Provider Support