

BRIAN SANDOVAL  
Governor



RICHARD WHITLEY, MS  
Director

MARTA JENSEN  
Administrator

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
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**Division of Health Care Financing and Policy  
Notice of Meeting to Solicit Public Comments and Intent to Act  
Upon Amendments to the Medicaid Services Manual (MSM)**

**Public Hearing August 23, 2017  
Minutes**

Date and Time of Meeting: August 23, 2017 at 1:03 PM

Name of Organization: State of Nevada, Department of Health and Human Services (DHHS), Division of Health Care Financing and Policy (DHCFP)

Place of Meeting: Nevada State Legislative Building  
401 S. Carson Street, Room 3138  
Carson City, Nevada 89701

Place of Video Conference: Grant Sawyer Office Building  
555 E. Washington Avenue, Room 4406  
Las Vegas, Nevada 89101

Teleconference: (877) 402-9753

Access Code: 7316372

**Attendees**

**In Carson City, NV**

Lynne Foster, DHCFP  
Marta Jensen, DHCFP  
John Kucera, DHCFP  
Cheri Glockner, HCGP  
Elisa Cafferata, NAPPA  
Dr. Karen Torry Green, HCGP

Darrell Faircloth, SDAG  
Gladys Cook, DHCFP  
Gloria MacDonald, DHCFP  
Cody Phinney, DHCFP  
John Sande, Argentum Partners  
Rachel Marchetti, DHCFP

**Introduction:**

Ms. Lynne Foster, Chief of Division Compliance of the DHCFP, opened the Public Hearing introducing herself, Ms. Marta Jensen, Administrator of the DHCFP and Mr. Darrell Faircloth, Senior Deputy Attorney General (SDAG).

Ms. Foster – The notice for this public hearing was published on July 20, 2017 in accordance with the Nevada Revised Statute 422.2369.

**1. Public Comment**

- No Comments.

**2. For Possible Action: Review and approve meeting minutes from the July 26, 2017 public hearing**

Ms. Foster asked if any staff members have any proposed corrections to the minutes for this public hearing and none were received.

Public Comments

- No Comments.

Ms. Foster – Recommended the Administrator approve as written.

Ms. Jensen – Approved as written.

**3. Discussion of proposed changes to MSM Chapter 3800 – Care Management Organization**

Ms. Gladys Cook:

Revisions to MSM Chapter 3800 are being proposed to ensure policy accuracy in alignment with the 1115(a) Nevada Comprehensive Care Waiver. Family Medical Coverage Categories have been removed as these are no longer accurate and have been replaced with up-to-date categories due to the implementation of the Patient Protection and Affordable Care Act. The use of contractual language has been removed from the document as it is not necessary for the understanding of program policies and procedures.

Entities Financially Affected: Contracted Care Management Organization.

Financial Impact on Local Government: There is no expected financial impact on local government.

The effective date is August 24, 2017.

Ms. Cook read all proposed changes in detail. At the conclusion of Ms. Cook's presentation, Ms. Foster asked Ms. Jensen and Mr. Faircloth if they had any questions or comments.

Ms. Jensen's Comments:

Ms. Jensen complimented Ms. Cook on getting through the entire chapter.

Mr. Faircloth's Comments:

Mr. Faircloth did not have any questions about the chapter but requested the Administrator allow staff to make grammatical and punctuation changes to the amended regulations.

Public Comments:

Dr. Karen Torry Green requested that "patient centered" be used with a hyphen. She also requested staff insert an Oxford comma on Page 27 (c)(1) after "acute mental health problems." She would like to see a timeframe indicated on Page 11 (B). Dr. Torry Green pointed out on Page 38, that "participation" should be "is verified," not "are verified." She went on to Page 41 (2) and stated that "out posted" should be one word. She finished up with Section 3804 Page 2, the formatting is incorrect. There are two (d)s instead of a (d) and an (e).

Ms. Foster – Recommended the Administrator approve as submitted with the following changes:

- Section 3801, remove period and add comma and lower case "t" so the sentence reads "...of the Medicaid statute, the DHCFP may..."
- Section 3803.2(B)(1), add an "s" to "parent" to make it plural.
- Section 3803.2(B)(2), remove "Poverty Level Children and."
- Section 3803.2(B), paragraph under (6), need to reformat paragraph so it is not subordinate to (6).
- Section 3803.2(B), paragraph under (6), change "this" to "these" and add an "s" to "population" to read "...screens these populations." Remove "being utilized."
- Section 3803.2(C), change title to read "Re-enrollment Process."
- Section 3803.2(C)(1), change section reference to "3803.2G."
- Section 3803.2(C)(2), replace "auto-assigned" with "re-enrolled." Remove period after "Medicaid eligibility" and add a comma. Replace "This is based on if" with "as long as."
- Section 3803.2(D)(6), replace sentence with "Recipients enrolled in an MCO."
- Section 3803.2(E), remove "Native" from the beginning of the paragraph.
- Section 3803.2(F), change "amount" to "number."

- Section 3803.2(G)(1)(g), add “Refer to Section 3804.”
- Section 3803.2(G)(2)(c)(1), replace “request for” with “the.”
- Section 3803.2(G)(3), remove the word “final,” remove the apostrophe from “disenrollment’s,” remove “Title XIX,” replace “American Indian/Alaskan Native” with “AI/AN,” remove “be automatic and,” remove “no later than,” remove “first” before “month” and change “request for disenrollment” to “the determination.”
- Section 3803.5(A)(5)(m), add “/or” to the end of the sentence.
- Section 3803.6(B)(5), add “the” so the sentence reads “...changes within the beneficiary handbook...”
- Section 3803.6(D)(2)(a)(5), remove “Title XIX.”
- Section 3803.8(A) second paragraph, remove second reference to “Title VI.”
- Section 3803.9(E)(3), change “pursuit” to “pursuant.”

Ms. Jensen – Approved as amended with the stipulation that suggestions by Dr. Torrey Green be considered with the exception of the request for a timeframe to be established. That would have to be done on a later revision. Ms. Jensen agreed to allow staff to review for spelling, grammar, formatting and punctuation as recommended by Mr. Faircloth.

Ms. Foster – Closed the Public Hearing for the MSM Chapter 3800 – Care Management Organization.

#### **4. General Public Comments**

- No Comments.

#### **5. Adjournment**

There were no further comments and Ms. Foster adjourned the public hearing at 2:47 PM.

*\*An Audio (CD) version of this meeting is available through the DHCFP Compliance office. For more detailed information on any of the handouts, submittals, testimony and or comments please contact Ellen Felsing at [Ellen.Felsing@dncfp.nv.gov](mailto:Ellen.Felsing@dncfp.nv.gov) or (775) 684-3684 with any questions.*