



DEPARTMENT OF HEALTH AND HUMAN SERVICES  
DIVISION OF HEALTH CARE FINANCING AND POLICY  
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**NOTICE OF PUBLIC MEETING TO SOLICIT COMMENTS ON AMENDMENTS TO  
THE STATE PLAN FOR MEDICAID SERVICES**

**AGENDA**

**Date of Publication:** May 20, 2019  
**Date of Revision:** May 24, 2019  
**Date and Time of Meeting:** June 25, 2019 at 9:00 AM  
**Name of Organization:** The State of Nevada, Department of Health and Human Services (DHHS), Division of Health Care Financing and Policy (DHCFP)  
**Place of Meeting:** Paul Laxalt Building  
401 N. Carson Street, 2<sup>nd</sup> Floor Chambers  
Carson City, Nevada 89701  
**Place of Videoconference** Division of Health Care Financing and Policy  
1210 S. Valley View Blvd., Suite 104  
Las Vegas, Nevada 89102  
**Teleconference:** (888) 363-4735  
**Access Code:** 1961395

**AGENDA**

1. General Public Comments (Because of time considerations, the period for public comment by each speaker or organization may be limited to three minutes and speakers are urged to avoid repetition of comments made by previous speakers.)

2. Discussion of proposed amendments to the State Plan for Medicaid Services and solicitation of public comments

Subject: Intensive Outpatient Services (IOP) and Partial Hospitalization Program Services (PHP)

The DHCFP is proposing the removal of Intensive Outpatient Services (IOP) and Partial Hospitalization Program Services (PHP) from the 1915(i) Home and Community Based Services (HCBS) State Plan Attachment 3.1-G, Pages 1, 32, 32a and 32b. Language added to the State Plan Attachment 3.1-A, Page 1a, Sections 2a and 2c, permitting contractual agreements permitting hospitals or Federally Qualified Health Centers (FQHC) to assume clinical liability and administrative oversight to an outpatient clinic providing PHP services. Language added for IOP and PHP services to State Plan Attachment 3.1-A, Pages 6b.4 and 6b.4 (Continued). Rate methodology moved from Attachment 4.19-B, Pages 3b, 3j and 3k for IOP and PHP to the appropriate section of Non-Residential Mental Health Services for non-governmental entities in State Plan Attachment 4.19-B, Pages 17, 17a, 17b, 17c, 18 and 18a. Alternative Benefit Plan Section (ABP) 5, Page 13 has amended the source from the 1915(i) HCBS State Plan Services to State Plan 1905(a), Hospitalization Program Services.

In accordance with 42 Code of Federal Regulations (CFR) §440.386, the DHCFP is proposing an amendment to the ABP to the State Plan for Medicaid Services that would allow for Community Paramedicine services. The state assures compliance with 42 CFR 440.345 to provide full access to Early Periodic Screening, Diagnosis and Treatment (EPSDT) services for covered participants by describing the process to access these benefits in Medicaid Services Manual (MSM) Chapter 1500 – Healthy Kids Program.

The following provider types (PT) will potentially be affected by this change: This proposed change affects all Medicaid-enrolled providers delivering IOP and PHP type of services. Those PTs include but are not limited to: Hospital, Outpatient (PT 12), Behavioral Health Outpatient Treatment (PT 14), Special Clinics (PT 17), Physicians, M.D., Osteopath, D.O. (PT 20), Advanced Practice Registered Nurse (PT 24), Psychologist (PT 26), Pharmacy (PT 28), Durable Medical Equipment (PT 33), Therapy (PT 34), Indian Health Services and Tribal Clinics (PT 47), Home and Community Based Waivers (PT 48), Indian Health Service Hospital, Inpatient (PT 51), Indian Health Service Hospital, Outpatient (PT 52), Targeted Case Management (PT 54), Physician's Assistant (PT 77), Indian Health Service Hospital, Outpatient (Non-Tribal) (PT 79), Applied Behavior Analysis (PT 85).

Estimated change in annual aggregate expenditures: No change in annual aggregate expenditures is anticipated.

The effective date of change is April 1, 2019.

3. Discussion of proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments

Subject: Intensive Behavior Intervention Attachment 3.1-A

The DHCFP is proposing revisions to Nevada Medicaid's State Plan Attachment 3.1-A, to update the changes in the licensing board for Applied Behavioral Analysis (ABA) providers. The licensing board will be transitioning from the Nevada Board of Psychological Examiners to the Nevada Board of Applied Behavior Analysis effective January 1, 2019. Board Certified

Behavior Analysts (BCBAs) and Board-Certified Assistant Behavior Analysts (BCaBAs) who are not currently licensed by January 1, 2019 will be required to obtain licensure through the Nevada Board of Applied Behavior Analysis. Registered Behavior Technicians (RBT) will be required to register with the Nevada Board of Applied Behavior Analysis beginning January 1, 2019.

This proposed change affects all Medicaid-enrolled providers delivering ABA type of services. Those PTs include but are not limited to: Applied Behavior Analysis (PT 85). This is an opportunity to call this regulation to the attention of providers who may be affected, even if we presume that there will be no financial impact to them.

Estimated change in annual aggregate expenditures: No change in annual aggregate expenditures is anticipated.

The effective date of change is January 1, 2019.

#### 4. Adjournment

Nevada Medicaid is unaware of any financial impact to other entities or local government due to this public hearing, other than as stated above.

PLEASE NOTE: Items may be taken out of order at the discretion of the chairperson. Items may be combined for consideration by the public body. Items may be pulled or removed from the agenda at any time. If an action item is not completed within the time frame that has been allotted, that action item will be continued at a future time designated and announced at this meeting by the chairperson. All public comment may be limited to three minutes.

This notice and agenda have been posted at <http://dhcfp.nv.gov/> and [notice.nv.gov/](http://notice.nv.gov/).

Notice of this meeting and draft copies of the changes will be available on or after the date of this notice at the DHCFP website <http://dhcfp.nv.gov/>. The agenda posting of this meeting can be viewed at the following locations: Carson City Central Office, Las Vegas District Office, Reno District Office and Elko District Office and may be reviewed during normal business hours.

If requested in writing, a draft copy of the changes will be mailed to you. Requests and/or written comments on the proposed changes may be sent to Ellen Flowers at the Division of Health Care Financing and Policy, 1100 E. William Street, Suite 101, Carson City, Nevada 89701.

All persons that have requested in writing to receive the public hearing agenda have been duly notified by mail or e-mail.

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We are pleased to make accommodations for members of the public who have disabilities and wish to attend the meeting. If special arrangements are necessary, notify the Division of Health Care Financing and Policy as soon as possible and at least ten days in advance of the meeting, by e-mail at: [eflowers@dhcfp.nv.gov](mailto:eflowers@dhcfp.nv.gov), in writing, at 1100 East William Street, Suite 101, Carson City, Nevada 89701 or call Ellen Flowers at (775) 684-3684.

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