



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH CARE FINANCING AND POLICY
1100 East William Street, Suite 101
Carson City, Nevada 89701
Telephone (775) 684-3676 • Fax (775) 687-3893
<http://dhcfnv.gov>

**NOTICE OF PUBLIC MEETING TO SOLICIT COMMENTS ON AMENDMENTS TO
THE STATE PLAN FOR MEDICAID SERVICES**

AGENDA

Date of Publication: October 23, 2019

Date and Time of Meeting: November 26, 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: Nevada State Legislative Building
401 S. Carson Street, Room 3137
Carson City, Nevada 89701

Place of Videoconference Grant Sawyer Office Building
555 E. Washington Avenue, Room 4412E
Las Vegas, Nevada 89101

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: SUPPORT Act Provisions

The Centers for Medicare & Medicaid Services (CMS) has issued guidance on the Medicaid Drug Utilization Review (DUR) provision that was included in the Substance Use-Disorder Prevention that Promotes Opioid Recovery and Treatment (SUPPORT) for Patients and Communities (SUPPORT Act). This guidance includes reference to the State Plan Amendment DUR Program requirements related to Section 1004 of the SUPPORT Act.

Revisions are being made to the State Plan, Attachment 4.26, Pages 74 – 74d for Prescribed Drugs:

- Safety edits for subsequent fills for opioids and an automated claims review process that indicates when a Medicaid enrollee is prescribed a subsequent fill;
- Safety edits on the maximum daily morphine equivalent that can be prescribed to a Medicaid enrollee for treatment of chronic pain and an automated claims review process that indicates when an individual is prescribed in excess of that limitation;
- An automated claims review process that identifies when a Medicaid enrollee is concurrently prescribed opioids and benzodiazepines or antipsychotics;
- A program to monitor and manage the appropriate use of antipsychotic medications by Medicaid-enrolled children under age 18 and “children in foster care specifically”;
- A process to identify potential fraud or abuse of controlled substances by Medicaid enrollees, health care providers prescribing drugs to Medicaid enrollees and pharmacies dispensing drugs to Medicaid enrollees;
- DUR edits are not applicable to an individual receiving hospice or palliative care, treatment of cancer or is a resident of a long-term care facility or another facility for which frequently abused drugs are dispensed for residents through a contract with a single pharmacy or individuals for which the State elects to treat as exempted from such requirements.
- The State confirms that updates to contracts with each Managed Care Organization (MCO) have been made to comply with the requirements applicable to MCOs as added by Section 1004 of the SUPPORT Act.

Entities Financially Affected: Providers who prescribe, dispense or administer this drug may be affected by this change, including but not limited to the following Provider Types (PTs): Outpatient Surgery (PT 10); Hospital, Inpatient (PT 11); Hospital, Outpatient (PT 12); Intermediate Care Facilities for Individuals with Intellectual Disabilities, Public (PT 16); Special Clinics (PT 17); Nursing Facility (PT 19); Physician/Osteopath (PT 20); Podiatrist (PT 21); Advanced Practice Registered Nurse (PT 24); Pharmacy (PT 28); Home Health Agency (PT 29); Ambulatory Surgical Centers, Freestanding (PT 46); Indian Health Programs and Tribal Clinics (PT 47); Indian Health Service Hospital, Inpatient (Tribal) (PT 51); Indian Health Service Hospital, Outpatient (Tribal) (PT 52); Transitional Rehabilitative Center, Outpatient (PT 55); Inpatient Rehabilitation and Long Term Acute Care (LTAC) Specialty Hospitals (PT 56); Hospice (PT 64); Hospice, Long Term Care (PT 65); Intermediate Care Facilities for Individuals with Intellectual Disabilities, Private (PT 68); Nurse Anesthetist (PT 72); Critical Access Hospital (CAH), Inpatient (PT 75); Audiologist (PT 76); Physician’s Assistant (PT 77); Indian Health Service Hospital, Inpatient (Non-Tribal) (PT 78); Indian Health Service Hospital, Outpatient (Non-Tribal) (PT 79).

No change in annual aggregate expenditures is anticipated.

The effective date of change is October 1, 2019.

3. 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. Items may be pulled or removed from the agenda at any time. All public comment may be limited to three minutes.

The DHCFP is exempt from Chapter 233B according to NRS 233B.039 and is not required to comply with the open meeting law in this process.

This notice and agenda have been posted at <http://dhcftp.nv.gov/> and <https://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://dhcftp.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 Jenifer Graham 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 agendas have been duly notified by mail or e-mail.

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: jenifer.graham@dhcftp.nv.gov in writing, at 1100 East William Street, Suite 101, Carson City, Nevada 89701 or call Jenifer Graham at (775) 684-3685.
