

NOTICE OF PROPOSED REGULATORY ACTION

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| Regulation or Other Reference: | (SAPTA) Substance Abuse Services Policy Workshop |
| Requesting Agency: | DIVISION OF HEALTH CARE FINANCING AND POLICY |
| <input checked="" type="checkbox"/> | Intended Action (30 day notice to public) <i>(Governor's office to be notified before notice is distributed to the public)</i> <input checked="" type="checkbox"/> Adoption <input type="checkbox"/> Amendment <input type="checkbox"/> Repeal Date of Intended Action: |
| <input checked="" type="checkbox"/> | Workshop (15 day prior notice) <i>(Governor's office to be notified before notice is distributed to the public)</i> Date of Workshop: |
| Notify Governor's office at least 10 days prior to final adoption of regulations | |
| Action is consistent with Governor's regulatory priorities (check all that apply): | |
| <input checked="" type="checkbox"/> | a. Affects public health |
| <input type="checkbox"/> | b. Affects public safety and security |
| <input checked="" type="checkbox"/> | c. Necessary for the pursuit of federal funds and certifications |
| <input checked="" type="checkbox"/> | d. Affects the application of powers, functions and duties essential to the operation of the state agency, department, board or commission at issue |
| <input type="checkbox"/> | e. Affects pending judicial deadlines |
| <input type="checkbox"/> | f. Necessary to comply with federal law |
| <input checked="" type="checkbox"/> | g. Regulations will have a positive economic impact for the people of the State of Nevada. |
| Regulatory Language must be provided as soon as possible. Original draft <input type="checkbox"/> Revised language <input type="checkbox"/> <input type="checkbox"/> is attached <input type="checkbox"/> will be sent <i>(Send copy of proposed language to agency liaison in Governor's office)</i> | |
| 1. What is the problem the regulation is designed to address? Or, if the regulation does not address a specific problem, the value to the public of the regulation? | |
| <p>Chapter 400 of the Medicaid Services Manual is the Medical Coverage Policies and Procedures for Behavioral Health and Substance Abuse Services for Medicaid and Nevada Check Up. The chapter outlines the covered and non-covered criteria for behavioral health and substance abuse inpatient and outpatient services delivery models.</p> <p>The substance abuse coverage policies for Nevada Medicaid and Nevada Check Up are being revised to reflect the following changes; recognition of American Society of Addiction Medicine (ASAM) Patient Placement Criteria as the level of care criteria for substance abuse treatment, recognition of treatment facilities as defined by NRS449.00455 as a covered entity by Nevada Medicaid, modification of provider qualification for substance abuse policies, adoption of quality improvement activities for substance abuse coverage policies, and modification of reimbursement rates for substance abuse services for Nevada Medicaid and Nevada Check Up.</p> <p>The value of these policies is to assure access to appropriate medically necessary services, which deter fraud and abuse, and efficiently manage state resources.</p> | |
| 2. What is the anticipated impact of the regulation on the problem or the anticipated benefits provided by it? | |

Nevada Medicaid is required by federal law to conduct utilization management. This is in accordance with 42CFR456.22 To promote the most effective and appropriate use of available services and facilities the Medicaid agency must have procedures for the on-going evaluation, on a sample basis, of the need for the quality and timeliness of Medicaid services. These medical policies strengthen the utilization review of services within the provision of the substance abuse services, which is in compliance with the federal regulation.

This workshop will assist the providers in transitioning from billing from 100% general funds to Medicaid billing due to healthcare reform.

3. What is the anticipated adverse impact, if any, on impacted groups – including, but not limited to, businesses of all sizes, small communities and government entities?

If the providers do not receive assistance from Medicaid during the transition they will not be able to successfully transition into Medicaid. It is critical that they are able to receive workshop training for this transition.

4. What is the anticipated cost – both directed and indirect – of the regulation, including, but not limited to, the cost of enactment, enforcement and compliance?

Increase in Medicaid expenditures under substance abuse category for new expenditures.

5. Why is the regulation necessary?

Chapter 400 is the proprietary regulation for Nevada Medicaid and Nevada Check Up for Substance Abuse Services.

6. Are there alternate forms of regulation sufficient to address the problem?

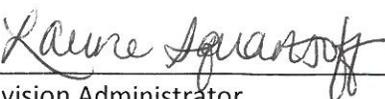
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7. Is the regulation written clearly and concisely so as to achieve easy understanding and application?

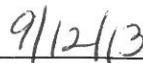
Language is in draft form. Language will be developed in workshop.

8. Do other regulations address the same problem?

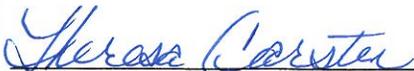
No.



Division Administrator



Date





Date

Agency Contact Name & Number 