

Governor

Richard Whitley, MS  
Director



# DEPARTMENT OF HEALTH AND HUMAN SERVICES

DIVISION OF HEALTH CARE FINANCING AND POLICY

*Helping people. It's who we are and what we do.*



Suzanne Bierman,  
JD MPH  
Administrator

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## PUBLIC NOTICE TO SOLICIT COMMENT ON INTENT TO SUBMIT TWO STATE PLAN AMENDMENTS FOR NEW SUPPLEMENTAL PAYMENTS FOR PRIVATE HOSPITALS (INPATIENT & OUTPATIENT SERVICES)

**Date of Publication:** December 27, 2023

**Name of Organization:** Nevada Department of Health and Human Services, Division of Health Care Financing and Policy

General public comment is encouraged to be submitted in writing. You may submit comments in one of two ways (please choose only one of the ways listed below):

**Electronically:** You may email comments to [DocumentControl@dhcfp.nv.gov](mailto:DocumentControl@dhcfp.nv.gov). Write "State Plan Amendments for Hospital UPLs Public Notice" in the subject line.

**Mail:** You may mail written comments to the following address:

Division of Health Care Financing and Policy  
ATTN: "State Plan Amendments for Hospital UPLs Public Notice"  
1100 E. William Street, Suite 101, Carson City, Nevada 89701

**Purpose:** The purpose of this notice is to provide the public with information and to collect public feedback regarding the state's intention to submit two State Plan Amendments (SPAs) for federal approval of new supplemental payments for private hospitals with respect to inpatient and outpatient services. The Division intends to publish the draft SPAs and other supporting materials on its website within the coming weeks at: <http://dhcfp.nv.gov/>. Emails will be sent to such individuals as have requested public notice of SPAs and meetings (to request notifications please contact [documentcontrol@dhcfp.nv.gov](mailto:documentcontrol@dhcfp.nv.gov), or at 1100 East William Street, Suite 101, Carson City, Nevada 89701.

**Overview:** To preserve access to inpatient and outpatient hospital services for needy individuals in the state of Nevada, the Division of Health Care Financing Policy intends to submit two SPAs during the first quarter of 2023 seeking federal approval to implement two new supplemental payment programs for qualifying private hospitals.

Upon federal approval, the SPAs will provide authority for the state's Medicaid reimbursement system to provide for certain upper payment limit (UPL) supplemental payments to all qualifying private hospitals. The state is seeking an effective date of January 1, 2023. The supplemental payments are for Medicaid fee-for-service outpatient and inpatient hospital services.

**Methodology:** The supplemental payments shall be determined on an annual basis and not exceed, when aggregated with other payments made to private hospitals, 100% of a reasonable estimate of the amount that would be paid for such services under Medicare payment principles for private hospitals (i.e., the UPL).

The state intends to calculate the aggregate difference between Medicaid payments for inpatient and outpatient hospital services made under all other provisions of the state plan and the UPL for such services. Data from the state's most recent UPL demonstration to CMS, trended to the payment year, will be used as the estimate for the UPL. Medicaid payments used to calculate the aggregate difference will be from the same year as the UPL demonstration data, trended to the payment year, as appropriate.

**Expected Expenditures:** The state estimates an expected increase in annual aggregate expenditures as follows for each new UPL payment under the SPAs:

- **Inpatient Services Hospital UPL SPA**
  - State Share: \$27,796,560.00
  - Total Expenditures: \$74,421,848.00
- **Outpatient Services Hospital UPL SPA**
  - State Share: \$52,908,418.00
  - Total Expenditures: \$141,655,737.00

The state intends to fund the state share of the UPL through a new private hospital assessment, pending authorization after a statutorily required poll or survey of hospitals pursuant to [NRS 422.3791-422.3795](#).

### **Notice Information**

This notice has been posted online at <http://dhcfp.nv.gov>, as well as Carson City, Las Vegas, Elko, and Reno central offices for DHCFP. Email notice has been made to such individuals as have requested notice of meetings (to request notifications please contact [documentcontrol@dhcfp.nv.gov](mailto:documentcontrol@dhcfp.nv.gov), or at 1100 East William Street, Suite 101, Carson City, Nevada 89701. DHCFP, 1100 E. William St., Suite 101, Carson City, Nevada 89701 DHCFP, 1010 Ruby Vista Drive, Suite 103, Elko, Nevada 89801 DHCFP, 1210 S. Valley View, Suite 104, Las Vegas, Nevada 89102 DHCFP, 745 W. Moana Lane, Suite 200, Reno, Nevada 89509.

If you require a physical copy of this notice, please contact [documentcontrol@dhcfp.nv.gov](mailto:documentcontrol@dhcfp.nv.gov), or at 1100 East William Street, Suite 101, Carson City, Nevada 89701

### **Public Hearing**

The Division will host at least one public hearing prior to submitting the SPAs to seek further public comment. This public hearing will take place by the end of the first quarter of 2023. This information will be posted online at <http://dhcfp.nv.gov>, as well as Carson City, Las Vegas, Elko, and Reno central offices for DHCFP. Email notice has been made to such individuals as have requested notice of meetings (to request notifications please contact [documentcontrol@dhcfp.nv.gov](mailto:documentcontrol@dhcfp.nv.gov), or at 1100 East William Street, Suite 101, Carson City, Nevada 89701. DHCFP, 1100 E. William St., Suite 101, Carson City, Nevada 89701 DHCFP, 1010 Ruby Vista Drive, Suite 103, Elko, Nevada 89801 DHCFP, 1210 S. Valley View, Suite 104, Las Vegas, Nevada 89102 DHCFP, 745 W. Moana Lane, Suite 200, Reno, Nevada 89509.