

Steve Sisolak  
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

---

November 1, 2021

Inter-Tribal Council of Nevada  
Serrell Smokey, ITCN President  
Tribal Chairman of Washoe Tribe  
919 Highway 395 S  
Gardnerville, Nevada 89410

Dear Tribal Members:

In accordance with established consultation guidelines, the Division of Health Care Financing and Policy (DHCFP) is notifying Nevada tribes of the following proposed change in policy:

The Center for Medicaid and Medicare Services (CMS) released guidance related to Section 5022 of the Substance Use-Disorder Prevention that Promotes Opioid Recovery and Treatment for Communities and Patients Act, referred to as the SUPPORT Act. As part of the SUPPORT Act, DHCFP must monitor the utilization via claims data of the following services as they relate to this act within multiple provider services:

- Substance use disorder (SUD) treatment
- Opioid Use Disorder (OUD) treatment
- Medication Assisted Treatment (MAT) treatment
- Screening, Brief Intervention, and Referral to Treatment (SBIRT)

The DHCFP is looking to partner with Indian Health Services (IHS), Tribal 638 Clinics, and Urban Indian Organizations to discuss methods to ensure the monitoring of these above services within the current reimbursement/claims structure (i.e. encounter codes). As discussed at the October 13, 2021 Tribal consultation, DHCFP is proposing the creation of modifiers. These modifiers will only be data driven and will not have an impact to reimbursements. Please notify us if you anticipate any challenges with your electronic health records (EHR) or billing modules as it relates to tracking these services. Please feel free to consult with your vendors to discuss.

There is no anticipated fiscal impact to the Tribal Government.

If you would like a separate consultation regarding claims data monitoring of SUD/OUD, MAT, and SBIRT, please contact Crystal Biselli at (775) 684-3722 who will schedule a meeting. We would appreciate a reply within 30 days from the date of this letter. If we do not hear from you within this time, we will consider this an indication that no consultation is requested.

Sincerely,

*Jessica Kemmerer*

Jessica Kemmerer  
HIPAA Privacy and Civil Rights Officer, DHCFP

Cc: Antonina Capurro, DMD, Deputy Administrator, DHCFP  
Sandie Ruybalid, CPM, Deputy Administrator, DHCFP  
Sarah Dearborn, SSPSIII, Behavioral Health Unit, DHCFP  
Briza Virgen, Chief I, Medical Programs Unit, DHCFP