

Joe Lombardo  
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.*



Stacie Weeks, JD  
MPH  
Administrator

July 29, 2024

Inter-Tribal Council of Nevada  
Serrell Smokey, ITCN President  
Tribal Chairman of Washoe Tribe  
919 Highway 395 South  
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 to the Home and Community Based Services Waiver for Persons with Physical Disabilities (PD):

During the 2021 Legislative Session, Assembly Bill 495 was passed to add another self-directed model, called Financial Management Services (FMS). The FMS self-directed model is a budget authority which will be offered to PD waiver recipients for the provision of certain waiver services: Attendant Care, Chore, Homemaker, and Respite.

In the FMS budget authority model, the recipient is considered the employer of the caregiver/employee and has the flexibility in scheduling the provision of services, hire and fire employees, determine the amount paid for services within the state's established limits, and reallocate funds among certain waiver services.

The state procured a FMS vendor that will be developing, budgeting, assisting, and monitoring recipients' spending plan. In addition, the FMS vendor performs all functions of Fiscal/Employer Agents under Section 3504 of the Internal Revenue Code and IRS Revenue Procedure 2013-39 on behalf of the Employer/Employee.

There is no anticipated fiscal impact to Tribal Governments at this time.

If you would like a consultation regarding this proposed change in policy, please contact Nahayvee Flores-Rosiles at [nflores-rosiles@dhcfp.nv.gov](mailto:nflores-rosiles@dhcfp.nv.gov) or (775) 350-0786 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,

Casey Angres

Casey Angres (Jul 29, 2024 15:55 PDT)

Casey Angres  
Division Compliance Chief, DHCFP

cc: Cynthia Leech, Compliance Agency Manager, DHCFP  
Malinda Southard D.C., CPM, Deputy Administrator, DHCFP  
Kirsten Coulombe, Social Services Chief III, DHCFP  
Ellen Frias-Wilcox, Social Services Program Specialist III, DHCFP  
Nahayvee Flores-Rosiles, Tribal & Community Liaison, DHCFP