



August 29, 2022

The Division of Health Care Financing and Policy (DHCFP) is renewing the application for the 1915(c) Home and Community Based Services (HCBS) Waiver for Persons with Physical Disabilities (PD) and amending the Waiver for Frail Elderly (FE). The proposed changes to these waivers include the provisions of the HCBS Final Rule and the addition of Private Case Management (PCM) provider. Amendments to the FE waiver also include provisions to align it with the PD waiver renewal.

In preparation for submission to Centers for Medicare and Medicaid (CMS) for final approval, changes and updates to the initially approved State Transition Plan (STP) are being proposed to be in full compliance with the HCBS Final Rule by March 17, 2023.

Additionally, there were HCBS settings identified for heightened scrutiny (HS) review. The state conducted a heightened scrutiny review and determined there was enough evidence to show CMS that these settings overcame the presumptive characteristics of an institutional setting. The evidence from the HS review is documented in the evidentiary summaries.

The FE Waiver draft can be viewed at:

<http://dhcfp.nv.gov/uploadedFiles/dhcfpnavgov/content/Pgms/LTC/FEWaiverAmendment-Final.ADA8.26.22pdf.pdf>

The PD Waiver draft can be viewed at:

<http://dhcfp.nv.gov/uploadedFiles/dhcfpnavgov/content/Pgms/LTC/FinalPDWaiverRenewal8.2022-ADA.pdf>

The STP draft can be viewed at:

<http://dhcfp.nv.gov/uploadedFiles/dhcfpnavgov/content/Pgms/LTC/NVSTPUpdatesforfinalapproval8.29.22.pdf>

The HS draft can be viewed at:

<http://dhcfp.nv.gov/uploadedFiles/dhcfpnavgov/content/Pgms/LTC/NVHighlandManor-CMSHeightenedScrutinyDetermination-ADA8.26.22.pdf>

<http://dhcfp.nv.gov/uploadedFiles/dhcfpnavgov/content/Pgms/LTC/OpportunityVillage-CMSHeightenedScrutinyResponse2022-ADA8.26.22.pdf>

To be assured consideration, comments must be received by one of the methods provided below no later than 5:00 PM on September 28, 2022. You may submit comments in one of three ways (please choose only one of the ways listed):

Electronically: You may email comments with the subject line FE/PD Waiver Amendment to:

hcbs@dhcfp.nv.gov.

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

Division of Health Care Financing and Policy

ATTN: LTSS – FE/PD Waiver Amendment

1050 E William Street, Suite 435

Carson City, Nevada 89701

Fax: You may fax comments to the following number:

(775) 687-8724

ATTN: LTSS – FE/PD Waiver Amendment

All comments received before the close of the comment period are available for viewing by the public, including any personally identifiable or confidential business information that is included in a comment. We will post all the comments received by the close of the comment period, as soon as possible after they have been received, on the above website.