



**Notice of Meeting to Solicit Public Comments and Intent to Act
Upon Amendments to the Medicaid Services Manual (MSM)**

**Public Hearing December 22, 2020
Summary**

Date and Time of Meeting: December 22 at 9:00 AM

Name of Organization: State of Nevada, Department of Health and Human Services (DHHS), Division of Health Care Financing and Policy (DHCFP)

Place of Meeting: WebEx

Teleconference and/or WebEx Attendees

(Note: This List May Not Include All Participants, Just Those Who Identified Themselves)

Jerry Fox, Hemostasis & Thrombosis Center of Nevada (HTCNV)	
Gabriel Lither, Senior Deputy Attorney General (SDAG)	
DuAne Young, Deputy Administrator, DHCFP	Brian Evans, The Perkins Company
Lawrence Henry, Fidelis Specialty Pharmacy	Jimmy Lau, Ferrari Public Affairs
Rianna White, Fidelis Specialty Pharmacy	Susan Hertzberg, Genentech
Jim Clinton, Bridge Counseling Associates	Luisiana Tegan, AmeriHealth
Sydney Banks, JK Belz & Associates	Robin Ochenschlager, DHCFP
Jessica Kemmerer, DHCFP	Rossana Dagdagan, DHCFP
Carin Hennessey, DHCFP	Sarah Dearborn, DHCFP
Catherine Vairo, DHCFP	Yvonne Vestal, DHCFP
April Caughron, DHCFP	Heather Kretz, DHCFP
Abigail Bailey, DHCFP	Lori Follett, DHCFP
Gladys Cook, DHCFP	Serene Pack, DHCFP
Nathan Adelson, Hospice	Brandon Yip, Sanofi
Kelvin Yamashita, Sanofi	Angela Collins
Judy P	

Introduction:

Jessica Kemmerer, HIPAA Privacy and Civil Rights Officer, DHCFP opened the Public Hearing introducing herself, DuAne Young, Deputy Administrator, DHCFP and Gabriel Lither, SDAG.

Jessica Kemmerer – The notice for this public hearing was published on November 19, 2020 and revised on December 2, 2020 and December 3, 2020 in accordance with the Nevada Revised Statute (NRS) 422.2369. Jessica noted Item number two will not be heard in this hearing. It will be heard at a later date.

1. Public Comment

No Comments.

2. This item has been pulled from the agenda.
3. **Discussion and proposed adoption of changes to MSM Chapter 400 – Mental Health and Alcohol/Substance Abuse Services**

Carin Hennessey, Program Specialist for the Behavioral Health Unit, presented on the proposed revisions to MSM Chapter 400 – Mental Health and Alcohol/Substance Abuse Services.

The proposed changes will update the policy for Partial Hospitalization Program (PHP) and Intensive Outpatient Program (IOP) within the chapter. The changes will be in alignment with the State Plan.

The proposed changes will allow Medicaid-enrolled Behavioral Health Community Network (BHCN) providers to provide PHP and IOP services under a contractual agreement with a hospital or Federally Qualified Health Center (FQHC). Prior Authorization (PA) requirements have been added to both service programs, to ensure their medical necessity.

In addition, grammatical changes have been made, acronyms have been used and standardized, language has been updated for clarity, and sections were renumbered as necessary.

The proposed changes to MSM Chapter 400 – Mental Health and Alcohol/Substance Abuse Services included in Section 403.4(D)(1) for PHP are a description of the PHP service and delivery by a hospital (in an outpatient setting) or FQHC (meeting the criteria of a Certified Mental Health Clinic) and guidelines on providing PHP under a contractual agreement with an enrolled provider that is an enrolled Substance Abuse Prevention and Treatment Agency (SAPTA)-certified clinic or an enrolled BHCN. Sub-sections under the PHP policy include scope of services, service limitations –that include daily and weekly minimums and maximums that PHP may be delivered based on a patient-centered approach; and the requirement of a PA and reauthorization every three weeks, Utilization Management, provider qualifications, documentation, and non-covered services.

Section 403.4(D)(2) for IOP includes a description of the service; Sub-sections under the IOP policy include scope of services within the program; service limitations (including the requirement of a PA and reauthorization every three weeks); IOP Curriculum and Utilization Management (includes the required submission with each PA request of a program description, which outlines the service array being delivered with evidence-based practices), best practices, program goals, daily schedule of program with times, staff delivering services, and population served, new language indicating that a provider also may provide this information at enrollment; provider qualifications; documentation and non-covered services.

The impact on the annual aggregate expenditures for State Fiscal Year (SFY) 2021 is unknown as there may be an increase in providers who may contract with hospitals and FQHCs to provide these PHP and IOP services.

The effective date for these changes is December 23, 2020.

At the conclusion of Carin Hennessey’s presentation, Jessica Kemmerer asked DuAne Young and Gabriel Lithier if they had any questions or comments, and they had none

Jessica Kemmerer asked if there were any public questions or comments, and there were none.

Jessica Kemmerer – Recommended the Deputy Administrator approve the proposed changes to MSM Chapter 400.

DuAne Young – Approved as submitted.

4. Jessica Kemmerer – Closed the Public Hearing for the MSM Chapter 400 – Mental Health and Alcohol/Substance Abuse Services
5. Adjournment

There were no further comments and Jessica Kemmerer adjourned the public hearing at 9:08 AM.

****An Audio (CD) version of this meeting is available through the DHCFP Compliance office. For more detailed information on any of the handouts, submittals, testimony and or comments, please contact Jenifer Graham at jenifer.graham@dncfp.nv.gov with any questions.***