

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

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## NOTICE OF MEETING TO SOLICIT PUBLIC COMMENTS AND INTENT TO ACT UPON AMENDMENTS TO THE NEVADA MEDICAID SERVICES MANUALS (MSM)

### AGENDA

**Date of Publication:** May 27, 2021

**Date and Time of Meeting:** June 29 at 9:10 AM or upon completion of the amendments to the State Plan for Medicaid Services Public Hearing immediately preceding this meeting at the same location(s)

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

**Place of Meeting:** DHCFP  
1100 E. William Street  
First Floor Conference Room  
Carson City, Nevada 89701

Space is limited at the physical location and subject to any applicable social distancing or mask wearing requirements as may be in effect at the time of the meeting for the county in which the physical meeting is held.

Please use the teleconference/Microsoft Teams options provided below. If accommodations are requested, please advise using the information at the end of this agenda

*Note: If at any time during the meeting an individual who has been named on the agenda or has an item specifically regarding them included on the agenda is unable to participate because of technical or other difficulties, please email Jenifer Graham at [jenifer.graham@dhcfp.nv.gov](mailto:jenifer.graham@dhcfp.nv.gov) and note at what time the difficulty started so that matters pertaining specifically to their participation may be continued to a future agenda if needed or otherwise addressed.*

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**YOU MAY BE UNMUTED BY THE HOST WHEN SEEKING PUBLIC COMMENT, PLEASE HANG UP AND REJOIN IF YOU ARE HAVING SIDE CONVERSATIONS DURING THE MEETING**

**This meeting may be recorded to facilitate note-taking or other uses. By participating you consent to recording of your participation in this meeting.**

#### **AGENDA**

1. General Public Comments (Because of time considerations, the period for public comment by each speaker or organization may be limited to three minutes and speakers are urged to avoid repetition of comments made by previous speakers.)
2. **For possible action:** Discussion and adoption of changes to MSM Chapter 1200 – Prescribed Drugs

Revisions to MSM Chapter 1200 are being proposed to Appendix A, to reflect recommendations approved on January 28, 2021 by the Drug Use Review (DUR) Board. The proposed changes include: Addition of new prior authorization criteria for Evrysdi® (risdiplam) within the new combined Spinal Muscular Atrophy (SMA) Agents section; addition of new prior authorization criteria for Vyondys 53® (golodirsen) within the new combined Duchenne Muscular Dystrophy (DMD) Agents section; Addition of new prior authorization criteria for Qutenza® (capsaicin); new prior authorization criteria for Fintepla® (fenfluramine) and lastly, technical changes to the Immunomodulator Drugs section to correct grammatical and inaccurate information.

**Entities Financially Affected:** Providers who prescribe, dispense or administer this drug may be affected by this change, including but not limited to the following Provider Types (PTs): Outpatient Surgery (PT 10); Hospital, Inpatient (PT 11); Hospital, Outpatient (PT 12); Intermediate Care Facilities for Individuals with Intellectual Disabilities, Public (PT 16); Special Clinics (PT 17); Nursing Facility (PT 19); Physician/Osteopath (PT 20); Podiatrist (PT 21); Advanced Practice Registered Nurse (PT 24); Pharmacy (PT 28); Home Health Agency (PT 29); Ambulatory Surgical Centers, Freestanding (PT 46); Indian Health Programs and Tribal Clinics (PT 47); Indian Health Service Hospital, Inpatient (Tribal) (PT 51), Indian Health Service Hospital, Outpatient (Tribal) (PT 52); Transitional Rehabilitative Center, Outpatient (PT 55); Inpatient Rehabilitation and Long Term Acute Care (LTAC) Specialty Hospitals (PT 56); Hospice (PT 64); Hospice, Long Term Care (PT 65); Intermediate Care Facilities for Individuals with Intellectual Disabilities, Private (PT 68); Nurse Anesthetist (PT 72); Critical Access Hospital (CAH), Inpatient (PT 75); Audiologist (PT 76); Physician’s Assistant (PT 77); Indian Health Service Hospital, Inpatient (Non-Tribal) (PT 78); Indian Health Service Hospital, Outpatient (Non-Tribal) (PT 79).

**Financial impact on local government:** There is no financial impact on local government.

**Effective date:** July 5, 2021.

- a. Presentation of MSM Chapter 1200
- b. Public comment on proposed changes
- c. Adoption of proposed changes

3. **For possible action:** Discussion and adoption of changes to MSM Chapter 2900 – Federally Qualified Health Centers (FQHC)

Revisions to MSM Chapter 2900 are being proposed to clarify policy and re-arrange the existing format to align with current MSM conventions related to structure and content. The clarification of policy includes, Federal and State authorities, further defining medical, behavioral/mental health and dental encounters. Revisions will also include new policy for dually enrolled Certified Community Behavioral Health Centers (CCBHCs) and FQHCs, pharmacy policy for immunizations administered by an FQHC pharmacy, and a clarification of Managed Care policy for FQHCs not enrolled with a Managed Care Organization.

**Entities Financially Affected:** This proposed change affects all Medicaid-enrolled providers delivering FQHC encounter type services. Those provider types (PT) include but are not limited to, FQHCs- (PT 17, Specialty 181); CCBHCs- (PT 17, Specialty 188); FQHC Pharmacies enrolled under (PT 28)- Pharmacy, and Managed Care Organizations- (PT 62).

**Financial impact on local government:** unknown at this time.

**Effective date:** June 30, 2021.

- a. Presentation of MSM Chapter 2900
- b. Public comment on proposed changes
- c. Adoption of proposed changes

4. **For possible action:** Discussion and adoption of changes to MSM Chapter 600 – Physician Services

Revisions to MSM Chapter 600 – Physician Services are being proposed to allow physician assistants who possess a National Commission on Certification Physician Assistant certification and who also work in a military treatment facility, do not have to be licensed in their state of practice; clarification of incident-to billing; add reference of medication-assisted treatment services with DATA 2000 waiver for new and established patients; add information on Ordering, Prescribing, and Referring (OPR) providers; clarification of family planning services including birth control and FA-56/HHS-687 Sterilization Consent Form; clarification of maternity care services throughout section with specific clarification on home births, obstetric centers, description of covered prenatal screening and diagnostic testing including the coverage of Chromosome Microarray Analysis, and clarification of FA-54, 55, 57 forms for abortion services; moved hysterectomy services out of maternity care services and into its own section along with clarification of FA-50 Hysterectomy Acknowledgement Form; clarification of gynecologic exams; moved organ transplant services into its own section; clarification of plan of care requirements and non-covered services in community paramedicine services; clarification on gender reassignment services to allow for any licensed qualified mental health care professional within their scope of their license to provide authentic letters for surgery.

**Entities Financially Affected:** This proposed change affects all Medicaid-enrolled providers delivering physician services. Those provider types include, but are not limited to: Registered Dietician (Provider Type (PT) 15), Special Clinics (PT 17) – Family Planning (PT 17 Specialty 166), Genetics (PT 17 Specialty 167), Licensed Birth Centers (PT 17 Specialty 169), Public Health Clinic (PT 17 Specialty 174), School Based Health Centers (PT 17 Specialty 179), Rural Health Clinic (PT 17 Specialty 180), Community Health Clinic State Health Division (PT 17 Specialty 195), Special Children’s Clinic (PT 17 Specialty 196), TB Clinic (PT 17 Specialty 197), HIV (PT 17 Specialty 198), Physician, M.D., Osteopath, D.O. (PT 20), Podiatrist (PT 21), Advanced Practice Registered Nurses (PT 24), Community Paramedicine (PT 32 Specialty 249), Chiropractor (PT 36), Nurse Anesthetist (PT 72), Nurse Midwife (PT 74), and Physician Assistant (PT 77).

**Financial impact on local government:** There is no anticipated fiscal impact known at this time.

**Effective date:** July 1, 2021.

- a. Presentation of MSM Chapter MSM Chapter 600 – Physician Services
- b. Public comment on proposed changes
- c. Adoption of proposed changes

5. **For possible action:** Discussion and adoption of changes to MSM Chapter 1900 – Transportation Services

Revisions to MSM Chapter 1900 are being proposed resulting from changes made to the Non-Emergency Medical Transportation (NEMT) vendor contract. Minor revisions are also being proposed to the emergency transportation policy section within MSM Chapter 1900.

**Entities Financially Affected:** This proposed change affects the following PTs: Ambulance, Air, or Ground (PT 32); Nevada Medicaid’s NEMT vendor: MTM, Inc.

**Financial impact on local government:** Unknown at this time.

**Effective date:** July 1, 2021

- a. Presentation of MSM Chapter 1900
- b. Public comment on proposed changes
- c. Adoption of proposed changes

6. **For possible action:** Discussion and adoption of changes to MSM Chapter 400– Mental Health and Alcohol/Substance Abuse Services

Revisions to MSM Chapter 400 are being proposed to eliminate Biofeedback and Neurotherapy services for the treatment of a mental health diagnosis. Neurotherapy is individual psychological therapy incorporating biofeedback training combined with psychotherapy as a treatment for mental health disorders. The elimination of these services is being made as a result of the approved DHCFP budget during the 2021 Legislative session in effort to reduce current costs to the Medicaid program and to address the Governor’s mandated budget cuts.

**Entities Financially Affected:** This proposed change affects all Medicaid-enrolled providers delivering biofeedback and neurotherapy type of services. Those provider types include, but are not limited to, Hospital, Outpatient (PT 12); Behavioral Health Outpatient Treatment (PT 14); Physician, M.D., Osteopath D.O. (PT 20); Advanced Practice Registered Nurse (PT 24); Psychologist (PT 26); Physician’s Assistant (PT 77); and Behavioral Health Rehabilitative Treatment (PT 82), and Certified Community Behavioral Health Center (PT 17 Specialty 188).

**Financial impact on local government:** The estimated financial impact to Local Government is a savings of

SFY 2022:	\$ 28,024,136
SFY 2023:	\$ 28,299,314

**Effective date:** July 1, 2021

- a. Presentation of MSM Chapter 400
- b. Public comment on proposed changes
- c. Adoption of proposed changes

7. Adjournment

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Nevada Medicaid is unaware of any financial impact to other entities or local government due to this public hearing, other than as stated above.

PLEASE NOTE: Items may be taken out of order. Items may be pulled or removed from the agenda at any time. All public comment may be limited to three minutes.

The DHCFP is exempt from Chapter 233B according to NRS 233B.039 and is not required to comply with the Nevada Administrative Procedure Act in this process. This meeting is conducted by and with state agency staff which is not a public body for purposes of NRS 241 related to Nevada Open Meeting Law but every effort is made to be transparent in notice and information provided to encourage public awareness and participation.

This notice and agenda have been posted online at <http://dhcfnv.gov> and <http://notice.nv.gov>, as well as Carson City, Las Vegas, Elko, and Reno central offices for DHCFP. E-mail notice has been made to such individuals as have requested notice of meetings (to request notifications please contact [jenifer.graham@dhcfnv.gov](mailto:jenifer.graham@dhcfnv.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 supporting material for the public meeting, please contact [jenifer.graham@dhcfnv.gov](mailto:jenifer.graham@dhcfnv.gov), or at 1100 East William Street, Suite 101, Carson City, Nevada 89701. Supporting material will also be posted online as referenced above.

Note: We are pleased to make reasonable accommodations for members of the public with a disability and wish to participate. If accommodated arrangements are necessary, notify DHCFP as soon as possible and at least ten days in advance of the meeting, by e-mail at [jenifer.graham@dhcfnv.gov](mailto:jenifer.graham@dhcfnv.gov) in writing, at 1100 East William Street, Suite 101, Carson City, Nevada 89701.