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DEPARTMENT OF HEALTH AND HUMAN SERVICES

DIVISION OF HEALTH CARE FINANCING AND POLICY

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Suzanne Bierman,
JD MPH
Administrator

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

Public Hearing October 26, 2021 Summary

Date and Time of Meeting: October 26, 2021 at 9:23 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: DHCFP
1100 E. William Street
First Floor Conference Room
Carson City, Nevada 89701

Teleconference and/or Microsoft Teams Attendees

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

Gabriel Lithner, Senior Deputy Attorney General (SDAG)

Dr. Antonina Capurro, Deputy Administrator

Jessica Kemmerer, HIPAA Privacy Officer

Abigail Bailey, DHCFP

Courtney Cantrell

Angela Mangum

April Sears, DHCFP

Antonio Gudino-Vargas, DHCFP

Jim Clinton

Tyler

Yvonne Vestal

Carin Hennessey, DHCFP

Kevin Roy, Shatterproof

Cheri Glockner, Silver Summit Health Plan (SSHP)

Chloe Johnson

Pricila Longmire-Yancy

Tom Beranek, SSHP

Sarah Bellemare

Jennifer Bevacqua

Frederick Gibison

Olivia Smith

Stephanie Woodard

Kim Riggs

Naomi Jones

Melody Hall-Ramirez, DHCFP

Ellen Flowers, DHCFP

Gladys Cook, DHCFP

Teresa Etcheberry

Lori

Ryan Gustafson

Jeanette K. Belz, JK Belz and Associates

Alex Tanchek

Tiffany Lewis, DHCFP

Nicholas Osterman

Tiffany N. Saunders-Newey, Anthem

Lana

Chris Empey

Frank Reagan

Katherine Lau

Cathy Crocket

Suzanne Bierman, DHCFP

Kathryn Martin

Annette M. Piccirilli, Optum

Kindra Berntson, DHCFP
Ryan A. Roa
Jeffrey Majeske, DHCFP
Betti Magney
Valerie Balen, JK Belz and Associates
Brittany Loyd
Torii Hayes
Jill Lecheminant, Optum
Scott Langevin
Jason Engel
Lori Follett, DHCFP
Luke Lim, Anthem
Lisa Thompson, MD
Jackie Shott
Temyka Miller
Sheila Lambert
Theresa Carsten, DHCFP
Beth Slamowitz, DHCFP

Anya Earl
Regina C. De Rosa
Leo Magrdichian
Robyn Gonzalez, DHCFP
Rossana Dagdagan, DHCFP
Sarah Braze
Sarah Dearborn, DHCFP
Jessica Halling
Sarah Mersereau-Adler
Debra Sisco, DHCFP
Dani Tillman
Sean O'Donnell
Serene Pack, DHCFP
Shanna Cobb-Adams, DHCFP
Kerri Korin
Adele Solomon
Steve Messinger, Nevada Primary Care Association
Natasha A. Powell

Introduction:

Jessica Kemmerer, HIPAA Privacy Officer, DHCFP, opened the Public Hearing introducing herself, Dr. Antonina Capurro, Deputy Administrator of DHCFP and Gabe Lither, Senior Deputy Attorney General (SDAG).

Jessica Kemmerer – The notice for this public hearing was published on September 23, 2021 in accordance with 42 CFR 422.2369.

- 1. Public Comments:** There were none.
- 2. Discussion and proposed adoption of changes to the Medicaid and Services Manual (MSM) Chapter 1200 – Prescribed Drugs**

Kindra Berntson, Social Services Program Specialist, Pharmacy Services, DHCFP:

DHCFP is proposing revisions to MSM Chapter 1200 – Prescribed Drugs, to reflect recommendations approved on July 22, 2021, by the Drug Use Review (DUR) Board. The proposed changes include the addition of new prior authorization criteria for Ergot Derivatives within the Anti-Migraine Medications, Section S, and addition of new prior authorization criteria for Viltepso® (viltolarsen) within the Duchenne Muscular Dystrophy (DMD) Agents, Section MMM. The following providers who prescribe, dispense or administer this drug may be affected by this change, including but not limited to the listed providers on the agenda.

There is no financial impact on the local government known.

The effective date of changes is November 1, 2021.

At the conclusion of Berntson’s presentation, Jessica Kemmerer asked Dr. Antonina Capurro and Gabe Lither if they had any questions or comments, they had none.

There were no public comments.

Jessica Kemmerer recommended the Deputy Administrator approve the proposed changes for MSM Chapter 1200 – Prescribed Drugs.

Dr. Capurro approved as submitted approval subject to any spelling and grammar checks.

Jessica Kemmerer – Closed the Public Hearing for MSM Chapter 1200 – Prescribed Drugs.

3. For possible action: Discussion and adoption of changes to MSM Chapter 4000 - 1915(i) HCBS State Plan Option for Intensive In-Home Services and Crisis Stabilization

Sarah Dearborn, Program Specialist, Behavioral Health, DHCFP:

Revisions to MSM Chapter 4000 - 1915(i) HCBS State Plan Option for Intensive In-Home Services and Crisis Stabilization are being proposed to remove language referencing rehabilitative mental health services and non-covered services that may inadvertently exclude eligible youth from these services. Revisions will also add clarifying language to capture the varying differences between each approved care coordination model so that all models comply with state plan requirements. Additional language will specify compliance with home and community-based settings requirements and provide clarifying language to crisis stabilization services that illustrates the service and provides specific detail for qualifications required to deliver the service.

Structural changes were made throughout the chapter including, grammar, punctuation and capitalization changes, duplications removed, acronyms used and standardized, and language reworded for clarity. Renumbering and re-arranging of sections was necessary.

A public workshop on this chapter was held on August 31, 2021 to engage providers, child welfare agencies, and members of the public on updates and clarification to chapter language. Weekly collaboration meetings led by DHCFP along with Specialized Foster Care agencies, the Division of Child and Family Services (DCFS), Department of Juvenile Justice Services (DJJS), Clark County Department of Family Services (CCDFS), and Washoe County Human Services Agency (WCHSA) have supported the development of these proposed changes. After the posting of these identified edits, public comment was received. Sarah included a friendly amendment to three sections of MSM Chapter 4000 based on public comment received. These three sections are:

- a. Section 4003.4B (1)(a) to add language clarifying individuals must be trained or receiving training in DCFS State approved evidence-based model to perform services.
- b. Section 4003.5 to add “and community” clarifying this service is available in the child’s home and community.
- c. Section 4003.5A (3) to add “and community” clarifying this service is delivered in an individual, one-to-one session and are available in the child/youth’s home and community.

This proposed change affects all Medicaid-enrolled providers delivering intensive in-home supports and services and crisis stabilization services. Those provider types (PT) include but are not limited to Specialized Foster Care (PT 86).

The financial impact of the proposed regulation on local government is unknown at this time.

The effective date of this proposed policy is October 27, 2021.

At the conclusion of Sarah Dearborn's presentation, Jessica Kemmerer asked Dr. Antonina Capurro and Gabe Lither if they had any questions or comments, they had none.

There were no public comments.

Jessica Kemmerer recommended the Deputy Administrator approve the proposed changes for MSM Chapter 4000 - 1915(i) HCBS State Plan Option for Intensive In-Home Services and Crisis Stabilization

Dr. Capurro approved as submitted approval subject to any spelling and grammar checks.

Jessica Kemmerer – Closed the Public Hearing for MSM Chapter 4000 - 1915(i) HCBS State Plan Option for Intensive In-Home Services and Crisis Stabilization.

4. Adjournment

There were no further comments and Jessica Kemmerer closed the public hearing at 9:33 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.***