

Steve Sisolak
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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,
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Administrator

PUBLIC NOTICE TO SOLICIT COMMENTS ON AMENDMENTS TO THE AGENDA DATED SEPTEMBER 28, 2021, STATE PLAN FOR MEDICAID SERVICES

PUBLIC NOTICE

Date of Publication: January 24, 2022

Date of Revision: February 3, 2022

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

1. General public comment is encouraged to be submitted in writing. You may submit comments in one of two ways (please choose only one of the ways listed):

Electronically: You may email comments to dhcfp@dhcfp.nv.gov. Write "Medical Programs Public Notice" in the subject line.

Mail: You may mail written comments to the following address: Division of Health Care Financing and Policy
ATTN Medical Programs Public Notice, 1100 E William Street, Suite 101, Carson City, Nevada 89701.

2. This public notice is to add the following information that was inadvertently omitted from the previous Public Hearing Notice published on September 9, 2021. Additionally, the items addressed in the State Plan Amendment (SPA NV 21-0013) were discussed during the October 13, 2021, Tribal Consultation/Update.

In accordance with 42 CFR §440.386, the Division of Health Care Financing and Policy is proposing an amendment to the Alternative Benefits Plan to the State Plan for Medicaid Services that would allow for Community Health Worker, Doula, and licensed Pharmacist's (previously referred to as "Registered Pharmacists") services. The state assures compliance with 42 CFR 440.345 to provide full access to Early Periodic Screening, Diagnosis, and Treatment (EPSDT) services for covered participants by describing the process to access these benefits in Medicaid Services Manual (MSM) Chapter 1500, Healthy Kids Program.

3. Discussion took place on September 28, 2021 regarding the proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments. As a result of the passage of Assembly Bill (AB) 256 and Senate Bill (SB) 420 during the 81st Legislative Session, the Division of Health Care Financing and Policy is proposing changes to the Nevada Medicaid State Plan to include Doula as a new provider type. Doula services include education, emotional and physical support during pregnancy, labor, delivery, and postpartum period.

Subject: Attachment 3.1-A, Page 3a (continued)

The following Provider Types (PT) will potentially be affected by Doula Services:

PT 90 - Doula, PT 17-Special Clinics (including specialties, 180-Rural Health Clinics, 181-Federally Qualified Health Centers and 169-Licensed Birth Centers); PT 20-Physician, M.D., Osteopath, D.O.; PT 24-Advanced Practice Registered Nurses; PT 47-Indian Health Programs; PT 74-Nurse Midwives; and PT 77-Physician Assistants

The effective date of the SPA change is anticipated to be ~~January~~ April 1, 2022. A Public Hearing will be scheduled with the effective date of the Medicaid Services Manual policy updates as applicable.

4. Discussion **took place on September 28, 2021 regarding** proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments.

As a result of the 81st session of the Nevada Legislature (2021), Doula services will be added to Nevada Medicaid:

Subject: Attachment 4.19-B, Page 1d (continued) - Rate Methodology

The following Provider Types (PT) will potentially be affected by this change:

This is a new service being added to Nevada Medicaid and does not currently have a PT established.

Estimated change in annual aggregate expenditures: An estimated decrease in annual aggregate expenditures for:

SFY 2022:	(\$420,772)
SFY 2023:	(\$848,600)

Note that the figures are aggregate (meaning they include both state and federal shares) and that they are by State Fiscal Year; the CMS 179 form will require fiscal impact by Federal Fiscal Year.

The effective date of the SPA change is anticipated to be ~~January~~ April 1, 2022.

5. Discussion **took place on September 28, 2021 regarding the** proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments. As a result of the passage of AB 191 and SB 420 during the 81st Legislative Session, the Division of Health Care Financing and Policy is proposing changes to the Nevada Medicaid State Plan. The proposed changes will include a new provider type and policy language for Community Health Worker (CHW) services. CHWs will provide recipients culturally and linguistically appropriate health education for the prevention and management of chronic disease under the supervision of a Nevada Medicaid enrolled Physician, Advanced Practice Registered Nurse or Physician Assistant.

Subject: Attachment 3.1-A, Page 3a (continued)

The following Provider Type (PT) will potentially be affected by CHW:

PT 89 - Community Health Worker; PT 17-Special Clinics (including specialties, 180-Rural Health Clinics, 181-Federally Qualified Health Centers); PT 20-Physician, M.D., Osteopath, D.O.; PT 24-Advanced Practice Registered Nurses; PT 47-Indian Health Programs; PT 74-Nurse Midwives; and PT 77-Physician Assistants

The effective date of the SPA change is anticipated to be ~~January~~ February 1, 2022.

6. Discussion **took place on September 28, 2021 regarding the** proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments.

As a result of the 81st session of the Nevada Legislature (2021), Community Health Worker services will be added to Nevada Medicaid:

Subject: Attachment 4.19-B, Page 1d (continued) - Rate Methodology

The following Provider Types (PT) will potentially be affected by this change:

This is a new service being added to Nevada Medicaid and does not currently have a PT established.

Estimated change in annual aggregate expenditures: An estimated decrease in annual aggregate expenditures for:

SFY 2022: (\$299,486)

SFY 2023: (\$839,241)

Note that the figures are aggregate (meaning they include both state and federal shares) and that they are by State Fiscal Year; the CMS 179 form will require fiscal impact by Federal Fiscal Year.

The effective date of the SPA change is **anticipated to be January-February 1, 2022.**

7. Discussion **took place on September 28, 2021 regarding the** proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments.

As a result of the passage of AB 190 and SB 325 during the 81st Legislative Session, the Division of Health Care Financing and Policy is proposing changes to the Nevada Medicaid State Plan to include **licensed Pharmacists (previously referred to as “Registered Pharmacists”)** as new provider type. The amendment will allow a licensed Pharmacist to bill for the dispensing of self-administered hormonal contraceptives to any patient, and the prescribing, dispensing, and administration of drugs to prevent the acquisition of Human Immunodeficiency Virus (HIV), as well as ordering and conducting certain HIV laboratory tests.

Subject: Attachment 3.1-A, Page 3a (continued)

The following Provider Types (PT) will potentially be affected by **licensed Pharmacist Services:**

PT 91 - Licensed Pharmacist; PT 10-Outpatient Surgery; PT 11-Hospital, Inpatient; PT 12-Hospital, Outpatient; PT 16-Intermediate Care Facilities for Individuals with Intellectual Disabilities, Public; PT 17-Special Clinics; PT 19-Nursing Facility; PT 20-Physician, M.D., Osteopath, D.O.; PT 21-Podiatrist; PT 24-Advanced Practice Registered Nurse; PT 28-Pharmacy; PT 29-Home Health Agency; PT 46-Ambulatory Surgical Centers, Freestanding; PT 47-Indian Health Services and Tribal Clinics; PT 51-Indian Health Service Hospital, Inpatient (Tribal), PT 52-Indian Health Service Hospital, Outpatient (Tribal); PT 55-Transitional Rehabilitative Center, Outpatient; PT 56-Inpatient Rehabilitation and Long Term Acute Care (LTAC) Specialty Hospitals; PT 64-Hospice; PT 65-Hospice, Long Term Care; PT 68-Intermediate Care Facilities for Individuals with Intellectual Disabilities, Private; PT 72-Nurse Anesthetist; PT 75-Critical Access Hospital (CAH), Inpatient; PT 76-Audiologist; PT 77-Physician’s Assistant; PT 78-Indian Health Service Hospital, Inpatient (Non-Tribal); and PT 79-Indian Health Service Hospital, Outpatient (Non-Tribal).

The effective date of the SPA change is **anticipated to be January-July 1, 2022.**

8. Discussion **took place on September 28, 2021 regarding the** proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments.

As a result of the 81st session of the Nevada Legislature (2021), **licensed Pharmacists (previously referred to as “Registered Pharmacists”)** services will be added to Nevada Medicaid:

Subject: Attachment 4.19-B, Page 1d (continued)- Rate Methodology

The following Provider Types (PT) will potentially be affected by this change:

This is a new service being added to Nevada Medicaid and does not currently have a PT established.

Estimated change in annual aggregate expenditures: No change in annual aggregate expenditures is anticipated.

The effective date of the SPA change is ~~anticipated to be January~~ July 1, 2022.

Nevada Medicaid is unaware of any financial impact to other entities or local government due to the adjustments previously heard at public hearing, other than as stated above.

This notice has been posted online at <http://dhcfp.nv.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@dhcfp.nv.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 this notice, or supporting information related to the prior hearing on September 28, 2021, please contact jenifer.graham@dhcfp.nv.gov, or at 1100 East William Street, Suite 101, Carson City, Nevada 89701.