

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 MANUAL (MSM)

### REVISED AGENDA

**Date of Publication:**

February 24, 2022

**Date of Revision:**

March 9, 2022

**Date and Time of Meeting:**

March 29, 2022 at 10:05 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 East 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@dchfp.nv.gov](mailto:jenifer.graham@dchfp.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.*

*Please be cautious and do not click on links in the chat area of the meeting unless you have verified they are safe. If you ever have questions about a link in a document purporting to be from Nevada Medicaid, please do not hesitate to contact [Jenifer.graham@dchfp.nv.gov](mailto:Jenifer.graham@dchfp.nv.gov) for verification.*

**Webinar:**

<https://tinyurl.com/PH032922>

Select "Join," enter Meeting Number 111 874 767 5, your name and email and then select "Join."

The meeting should not require a password, please search for the meeting manually using the meeting number above to join.

**Audio Only:** (775) 321-6111  
**Event Number:** 597 851 129#

**PLEASE DO NOT PUT THIS NUMBER ON HOLD (*hang up and rejoin if you must take another call*)  
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 OR THOSE MAY BE HEARD BY OTHERS AND RECORDED**

**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 600 – Physician Services

Revisions to MSM Chapter 600 are being proposed to add a new provider, Doula, a result of the passage of Assembly Bill (AB) 256 and Senate Bill (SB) 420 during the 81<sup>st</sup> Legislative Session. Doula services include education, emotional and physical support during pregnancy, labor, delivery, and postpartum period.

**Entities Financially Affected:** Doula Provider Type (PT 90), Outpatient hospitals (PT 12), Special Clinics (PT 17) and Specialty 180 Rural Health Clinics, Specialty 181 Federally Qualified Health Centers, Specialty 169 Licensed Birth Centers; Physician, M.D., Osteopath, D.O. (PT 20); Advanced Practice Registered Nurses (PT 24); Indian Health Programs (PT 47); Nurse Midwives (PT 74); and Physician Assistants (PT 77).

**Financial impact on local government:** An estimated decrease in annual aggregate expenditures for Doula Services:

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

**Effective date:** The changes for Doula are effective April 1, 2022, pending Centers for Medicare and Medicaid Services (CMS) approval and Nevada Certification Board Doula certification implementation.

- a. Presentation of MSM Chapter 600 – Physician Services
  - 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

Revisions to MSM Chapter 2900 are being proposed to add a new provider, Doula, a result of the passage of Assembly Bill (AB) 256 and Senate Bill (SB) 420 during the 81<sup>st</sup> Legislative Session. Doula services include education, emotional and physical support during pregnancy, labor, delivery, and postpartum period.

**Entities Financially Affected:** Doula (PT 90), Special Clinics (PT 17) and Specialty 181-Federally Qualified Health Centers.

**Financial impact on local government:** An estimated decrease in annual aggregate expenditures for Doula services:

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

**Effective date:** April 1, 2022, pending CMS approval.

- 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 400 – Mental Health and Alcohol and Substance Abuse Services

Revisions to MSM Chapter 400 - Mental Health and Alcohol and Substance Abuse Services are being proposed to ensure that crisis stabilization services provided at hospitals with a crisis stabilization center endorsement are covered and reimbursable services under Nevada Medicaid pursuant to Senate Bill 156 proposed during the 2021 legislative session. The goal of this legislation is to add a place to go as a critical element of the crisis continuum of care to support an array of crisis services critical in caring for individuals experiencing a behavioral health crisis. New proposed policy documentation includes scope of services for crisis stabilization centers, their primary objective, requirements, best practices, provider responsibilities, admission criteria and authorization process. Crisis stabilization centers best patient outcomes may include immediate care and a more positive behavioral health crisis response. Providers will be reimbursed a daily default rate and after an individual and complete fiscal year of providing services, will be allowed to complete a cost report, of which an individual rate will be calculated.

**Entities Financially Affected:** This proposed change affects all Medicaid-enrolled providers delivering crisis stabilization services. Those PTs include but are not limited to: Hospital, Inpatient (PT 11), Hospital, Outpatient (PT 12) and Psychiatric Hospital, Inpatient (PT 13).

**Financial impact on government:** The estimated financial impact is anticipated to result in a savings of:

SFY 2022:	(816,333)
SFY 2023:	(\$12,122, 807)

**Effective date:** March 30, 2022.

- a. Presentation of MSM Chapter 400-Mental Health and Alcohol and Substance Abuse Services
- b. Public comment on proposed changes
- c. Adoption of proposed changes

~~5. **For possible action:** Discussion and adoption of changes to MSM Chapter 400 – Mental Health and Substance Abuse Services. (Note: this change reverts policy in light of a withdrawn SPA related to previous changes dated July 2021).~~

~~Revisions are being made to MSM Chapter 400—Mental Health and Alcohol and Substance Abuse Services to revert policy for 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. After several months of discussion with CMS regarding the elimination of these services as a result of the approved DHCFP budget during the 2021 Legislative session, CMS determined that this elimination violated the maintenance of effort (MOE) requirements of Section 9817 of American Rescue Plan Act (ARPA) of 2021 and pursuing these eliminations now would jeopardize the state's ability to receive enhanced funding for Home and Community Based Services (HCBS) available under ARPA. Nevada will withdraw NV SPA 21-0009 and re-evaluate consideration of these services when the MOE requirements expire on March 4, 2024.~~

~~**Entities Financially Affected:** Including PTs, but 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:** At this time, the fiscal impact is estimated to result in an approximate SFY cost of:~~

~~SFY 2022: \$28,024,136~~

~~SFY 2023: \$28,299,314~~

~~**Effective date:** March 30, 2022~~

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

## 6.5. Adjournment

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NOTE: To use the long link to the meeting in the event there are issues with the URL shortener, please use the following complete link:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_YTgyYzRiMWMtMWMxMi00NDQ1LWE4NDctZTMyOWJmMmRhMwY0%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22cc4c7a00-e2be-4dda-a27b-3405a8271b9c%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_YTgyYzRiMWMtMWMxMi00NDQ1LWE4NDctZTMyOWJmMmRhMwY0%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22cc4c7a00-e2be-4dda-a27b-3405a8271b9c%22%7d)

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 will 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://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@dncfp.nv.gov](mailto:jenifer.graham@dncfp.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 supporting material for the public meeting, please contact [jenifer.graham@dncfp.nv.gov](mailto:jenifer.graham@dncfp.nv.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@dncfp.nv.gov](mailto:jenifer.graham@dncfp.nv.gov) in writing, at 1100 East William Street, Suite 101, Carson City, Nevada 89701.