

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,
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Administrator

NOTICE OF PUBLIC MEETING TO SOLICIT COMMENTS ON AMENDMENTS TO THE STATE PLAN FOR MEDICAID SERVICES

REVISED AGENDA

Date of Publication: May 26, 2022

Date of Revision: June 10, 2022

Date of 2nd Revision: June 21, 2022

Date and Time of Meeting: June 28, 2022 at 10:00 AM

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@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 for verification.

Webinar: <https://tinyurl.com/DHCFP2022PH>

Select "Join," enter your name and email and then select "Join."

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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 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 will be limited to three minutes and speakers are urged to avoid repetition of comments made by previous speakers)
2. Discussion of proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments

Subject: State Plan Amendment (SPA) #22-0013 – Medicaid COVID American Rescue Plan Act (ARPA) SPA

DHCFP is proposing to submit a Nevada Medicaid SPA to the Centers for Medicare and Medicaid Services (CMS) to demonstrate compliance with the ARPA COVID-19 provisions. These provisions require states to cover and provide reimbursement for COVID-19 treatment (including specialized equipment and therapies, preventive therapies, and conditions that may seriously complicate COVID-19 treatment), testing, vaccinations, and vaccine counseling for children under the age of 21 years old, without cost sharing. The period for this requirement is from March 11, 2021 and ends on the last day of the first calendar quarter that begins one year after the last day of the COVID-19 public health emergency.

The Nevada Medicaid COVID-19 Disaster SPAs #20-0009 and #21-0003 will end on the date the COVID-19 public health emergency ends. The Nevada Medicaid SPA for the ARPA COVID-19 requirements allows DHCFP to continue COVID-19 coverage and reimbursement for COVID-19 treatment, testing, vaccinations, and vaccine counseling until the end of the ARPA period.

DHCFP is also submitting a 1135 waiver of SPA submission requirements for SPA submission deadlines, public notice requirements, and tribal consultation.

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

Hospital, Outpatient (PT 12); Family Planning (PT 17 Specialty 166); Public Health Clinics (PT 17 Specialty 174); School Based Health Center (PT 17 Specialty 179); Rural Health Clinic (PT 17 Specialty 180); Federally Qualified Health Center (PT 17 Specialty 181); Indian Health Services, Non-Tribal (PT 17 Specialty 182); Certified Community Behavioral Health Center (PT 17 Specialty 188); Community Health Clinic, State Health Division (PT 17 Specialty 195); HIV Clinic (PT 17 Specialty 198); Physician, M.D., Osteopath, D.O.(PT 20); Dentist (PT 22); Advanced Practice Registered Nurse (PT 24); Radiology and Non-Invasive Diagnostic Centers (PT 27); Pharmacy (PT 28); Community Paramedicine (PT 32 Specialty 249); Laboratory (PT 43); Indian Health Service and Tribal Clinic (PT 47); School Health Services (PT 62); Nurse Midwife (PT 74); Physician Assistant (PT 77).

Estimated change in annual aggregate expenditures: An estimated increase in annual aggregate expenditures for fee-for-Service (FFS):

SFY 2022: \$191,601,018
SFY 2023: \$193,622,398

The effective date of change is June 1, 2022.

a. Public comment regarding subject matter.

3. Discussion of proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments

Subject: SPA #22-0014 – Nevada Checkup COVID ARPA SPA

DHCFP is proposing to submit a Nevada Checkup SPA to the CMS to demonstrate compliance with the ARPA COVID-19 provisions. These provisions require states to cover and provide reimbursement for COVID-19 treatment (including specialized equipment and therapies, preventive therapies, and conditions that may seriously complicate COVID-19 treatment), testing, vaccinations, and vaccine counseling for children under the age of 21 years old, without cost sharing. The period for this requirement is from March 11, 2021 and ends on the last day of the first calendar quarter that begins one year after the last day of the COVID-19 public health emergency.

The Nevada Medicaid COVID-19 Disaster SPAs #20-0009 and #21-0003 will end on the date the COVID-19 public health emergency ends. The Nevada Checkup SPA for the ARPA COVID-19 requirements allows DHCFP to continue COVID-19 coverage and reimbursement for COVID-19 treatment, testing, vaccinations, and vaccine counseling until the end of the ARPA period.

DHCFP is also submitting a 1135 waiver of SPA submission requirements for SPA submission deadlines, public notice requirements, and tribal consultation.

The following PTs will potentially be affected by this change:

Hospital, Outpatient (PT 12); Family Planning (PT 17 Specialty 166); Public Health Clinics (PT 17 Specialty 174); School Based Health Center (PT 17 Specialty 179); Rural Health Clinic (PT 17 Specialty 180); Federally Qualified Health Center (PT 17 Specialty 181); Indian Health Services, Non-Tribal (PT 17 Specialty 182); Certified Community Behavioral Health Center (PT 17 Specialty 188); Community Health Clinic, State Health Division (PT 17 Specialty 195); IV Clinic (PT 17 Specialty 198); Physician, M.D., Osteopath, D.O. (PT 20); Dentist (PT 22); Advanced Practice Registered Nurse (PT 24); Radiology and Non-Invasive Diagnostic Centers (PT 27); Pharmacy (PT 28); Community Paramedicine (PT 32 Specialty 249); Laboratory (PT 43); Indian Health Service and Tribal Clinic (PT 47); School Health Services (PT 62); Nurse Midwife (PT 74); Physician Assistant (PT 77).

Estimated change in annual aggregate expenditures: An estimated increase in annual aggregate expenditures for FFS:

SFY 2022: \$119,567
SFY 2023: \$114,362

The effective date of change is June 1, 2022.

a. Public comment regarding subject matter.

4. Discussion of proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments

Subject: Rural Health Clinic Services (RHC) and Federally Qualified Health Center Services (FQHC)

DHCFP is proposing the expansion of Medical and Behavioral Health services to include Community Health Worker (CHW), Doula, Licensed Pharmacist, and Licensed Marriage and Family Therapist (LMFT) as approved services under RHCs and FQHCs.

The following PTs will potentially be affected by this change:

RHC (PT 17 Specialty 180), FQHC (PT 17 Specialty 181), CHW (PT 89), Doula (PT 90), Licensed Pharmacists (PT 91), and LMFT (PT 14 Specialty 306).

Estimated change in annual aggregate expenditures for LMFT: An estimated increase in annual aggregate expenditures for

SFY 2022:	\$372,611
SFY 2023:	\$2,977,690

The effective dates of change ~~is for~~ these provider types are:

February 23, 2022 for CHW;
April 1, 2022 for Doula;
July 1, 2022 for Licensed Pharmacist and
May 1, 2022 for LMFT.

a. Public comment regarding subject matter.

5. Discussion of proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments

Subject: Payment Date Extension for SPA 22-0010 15% Supplemental Payments for Home or Community Based Services (HCBS)

This SPA extension amends Nevada’s State Plan ~~effective March 1, 2022~~, to allow the 15% supplemental payments to continue after the Public Health Emergency (PHE) ends to December 31, 2022. The specific changes being made are as follows:

Under the ARPA Section 9817, DHCFP is proposing to continue the supplemental payment to the following provider types 29, 30, 39 & 83 by the specified percent increase from the current Medicaid reimbursement rate; 15% for Home Health Care, 15% for Personal Care (with an additional Rural Rate Differential of 14%), 15% for Adult Day and Adult Day Health Care made on a quarterly basis beginning one day after the PHE ends through December 31, 2022.

The following PT will potentially be affected by this change:

Home Health Agency (Includes Private Duty Nursing) (PT 29); Personal Care Aide-Provider Agency (PT 30); Adult Day Health Care (PT 39); Personal Care Aide-Intermediary Service Organization (PT 83)

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

SFY 2022:	\$4,061,146.43
SFY 2023:	\$2,315,526.52

The effective date of change is May 1, 2022.

a. Public comment regarding subject matter.

6. Discussion of proposed Amendments to the State Plan for Medicaid Services and solicitation of public comments

Subject: SUPPLEMENTAL PAYMENT FOR INPATIENT HOSPITALS

Attachment 4.19-A, Page 32b: DHCFP is proposing an amendment to the Nevada Medicaid State Plan that would allow the continuation of the Hospital Indigent Fund (HIF), also known as the Indigent Accident Fund (IAF), supplemental payment program based on inpatient hospital utilization in order to preserve access to inpatient acute services through SFY 2023. This amendment will also decrease the supplemental payments from \$70,660,110.92 in SFY 2022 to ~~\$65,851,513.93~~ \$65,772,207.65 in SFY 2023.

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

Provider Type 011 – Hospital, Inpatient

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

SFY 2023: (~~\$4,808,596.994~~,887,903.27)

The effective date of change is July 1, 2022.

a. Public comment regarding subject matter.

~~6.7.~~ Adjournment

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_M2YwMmM1YjQtMDE1NS00YWY3LWJiNGMtNjdkMmVjMzk5YmI5%40thread.v2/0?context=%7b%22id%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@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 supporting material for the public meeting, please contact jenifer.graham@dhcfp.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 in advance of the meeting, by e-mail at jenifer.graham@dhcfp.nv.gov in writing, at 1100 East William Street, Suite 101, Carson City, Nevada 89701.