

Joe Lombardo  
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.*



Stacie Weeks,  
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) AND MEDICAID OPERATION MANUAL (MOM)

### AGENDA

<b>Date of Publication:</b>	May 25, 2023
<b>Date and Time of Meeting:</b>	June 27, 2023, 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)
<b>Name of Organization:</b>	The State of Nevada, Department of Health and Human Services (DHHS), Division of Health Care Financing and Policy (DHCFP)
<b>Place of Meeting:</b>	DHCFP 1100 East William Street First Floor Conference Room Carson City, Nevada 89701

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 [documentcontrol@dhcftp.nv.gov](mailto:documentcontrol@dhcftp.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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## **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 the Medicaid Services Manual (MSM) Chapter 1200 – Prescribed Drugs are being proposed to clarify coverage limitations of drugs without a Food and Drug Administration (FDA)-approved indication. The proposed changes also identify drug classes that are exempt from Nevada Medicaid Preferred Drug List (PDL) restrictions under Nevada Revised Statute (NRS) 422.4025. In addition, the proposed revisions update the current prior authorization criteria for Ponvory® (ponesimod) to reflect trial and failure requirements of one Multiple sclerosis (MS) disease-modifying therapy as recommended and approved by the Drug Utilization Review Board (DUR).

**Entities Financially Affected:** No entities are financially affected.

**Financial impact on local government:** No impact on local government known.

**Effective date:** July 3, 2023.

- 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 1200 – Prescribed Drugs

Revisions to MSM Chapter 1200 Prescribed Drugs are being proposed to reflect recommendations approved on the April 20, 2023, by the Drug Utilization Review (DUR) Board. The proposed changes include the addition of new clinical and PA criteria for Leqembi (lecanemab-irmb) within the Alzheimer’s Disease Agents Section; updated existing clinical criteria for Epidiolex (cannabidiol) and added new prior authorization criteria for Ztalmy (ganaxolone) within the Anticonvulsants Section; addition of new prior authorization criteria for Verkazia® (cyclosporine) within the newly created Ophthalmic Anti-Inflammatory Agents Section.

**Entities Financially Affected:** No entities are financially affected.

**Financial impact on local government:** No impact on local government known.

**Effective date:** July 3, 2023.

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

c. Adoption of proposed changes

4. **For possible action:** Discussion and adoption of changes to MSM Chapter 2300 – Waiver for Persons with Physical Disabilities.

Revisions to MSM Chapter 2300 – Waiver for Persons with Physical Disabilities (PD Waiver) are being proposed to align with the PD Waiver renewal approved January 1, 2023, and the Home and Community Based Services (HCBS) Final Regulation. Some of the proposed major changes are: The addition of a Private Case Management (PCM) provider as another choice for case management services provided to waiver recipients. The addition of Legally Responsible Individuals (LRI) to the pool of paid caregivers for personal care-like services such as attendant care, homemaker, respite, chores and its coverages and limitations. Addition of the HCBS Final Regulation requirements (i.e., modification of plan of care, residential settings requirements, and the person-centered planning process). Modifications to the waiver slot wait list. Transferring appropriate Sections of the disability determination process to MSM Chapter 2300 from the MOM Chapter 1000 that will be obsolete.

**Entities Financially Affected:** No entities are financially affected.

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

**Effective date:** June 1, 2023.

- a. Presentation of MSM Chapter 2300
- b. Public comment on proposed changes
- c. Adoption of proposed changes

5. **For possible action:** Discussion and adoption of changes to MSM Chapter 2200 – Home and Community based Waiver for the Frail Elderly.

Revisions to MSM Chapter 2200 – Home and Community Based Waiver for the Frail Elderly (FE Waiver) are being proposed to align with the FE Waiver Amendment approved April 1, 2023, and the HCBS Final Regulation. Some of the proposed major changes are: The addition of a PCM provider as another choice for case management services provided to waiver recipients. The addition of LRI to the pool of paid caregivers for personal care-like services such as adult companion, homemaker, respite, chores, and its coverages and limitations. Addition of the HCBS Final Regulation requirements (i.e., modification of plan of care, residential settings requirements, and the person-centered planning process). Modifications to the waiver slot wait list.

**Entities Financially Affected:** No entities are financially affected.

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

**Effective date:** June 1, 2023.

- a. Presentation of MSM Chapter 2200
- b. Public comment on proposed changes
- c. Adoption of proposed changes

6. **For possible action:** Discussion and adoption of changes to Medicaid Operation Manual (MOM) Chapter 600 – Katie Beckett (KB) Eligibility Option.

Revisions to MOM Chapter 600 are being proposed to present the major changes in MOM Chapter 600 including new premium methodology. Obsolescence of MOM Chapter 1000 – Disability Determination Program of the MOM and transfer to MOM Chapter 600 – KB and MSM Chapter 1000 – Waiver for Persons with Physical Disabilities.

**Entities Financially Affected:** No entities are financially affected.

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

**Effective date:** July 1, 2023.

- a. Presentation of proposed changes to MOM Chapter 600 – Katie Beckett (KB) including new cost sharing premium methodology
  - b. Obsolescence of Chapter 1000 Disability Determination Program of the MOM
    1. Transfer of the Disability Determination process to appropriate KB Chapter.
    2. Transfer of the Disability Determination process to MSM Chapter 2300 – Waiver for Persons with Physical Disabilities.
  - b. Public comment on proposed changes
  - c. Adoption of proposed changes
7. **For possible action:** Discussion and adoption of changes to Medicaid Operation Manual (MOM) Chapter 1000 – Disability Determination Program.

Revisions to MOM Chapter 1000 are being proposed for obsolescence and transfer of the Disability Determination to MOM Chapter 600 – KB and MSM Chapter 100 – Waiver for Persons with PD.

**Entities Financially Affected:** Unknown at this time.

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

**Effective date:** July 1, 2023.

- a. Presentation of proposed changes to MOM Chapter 1000 to include obsolescence and transferring of the Disability Determination
  - b. Public comment on proposed changes
  - c. Adoption of proposed changes
8. Adjournment

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[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_OW10NGMzNTYtNDZhZi00NTA5LTIINzktNDMxNTczNjI2Y2Mz%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_OW10NGMzNTYtNDZhZi00NTA5LTIINzktNDMxNTczNjI2Y2Mz%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.

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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  
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