

**Joe Lombardo**  
*Governor*



**Richard Whitley**  
*Director*

# Legislative Implementation Update

Division of Health Care Financing and Policy

September 18, 2023



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**Department of Health and Human Services**

*Helping people. It's who we are and what we do.*



# The Agenda

- Welcome
- DHCFP Overview
- Major Projects
  - Public Health Emergency (PHE) Unwind Update
  - Centralized Credentialing Update
  - Private Hospital Provider Tax
  - DOJ Settlement Agreement
- 2023 Legislative Implementation Updates
- Discussion



# Welcome and Introductions

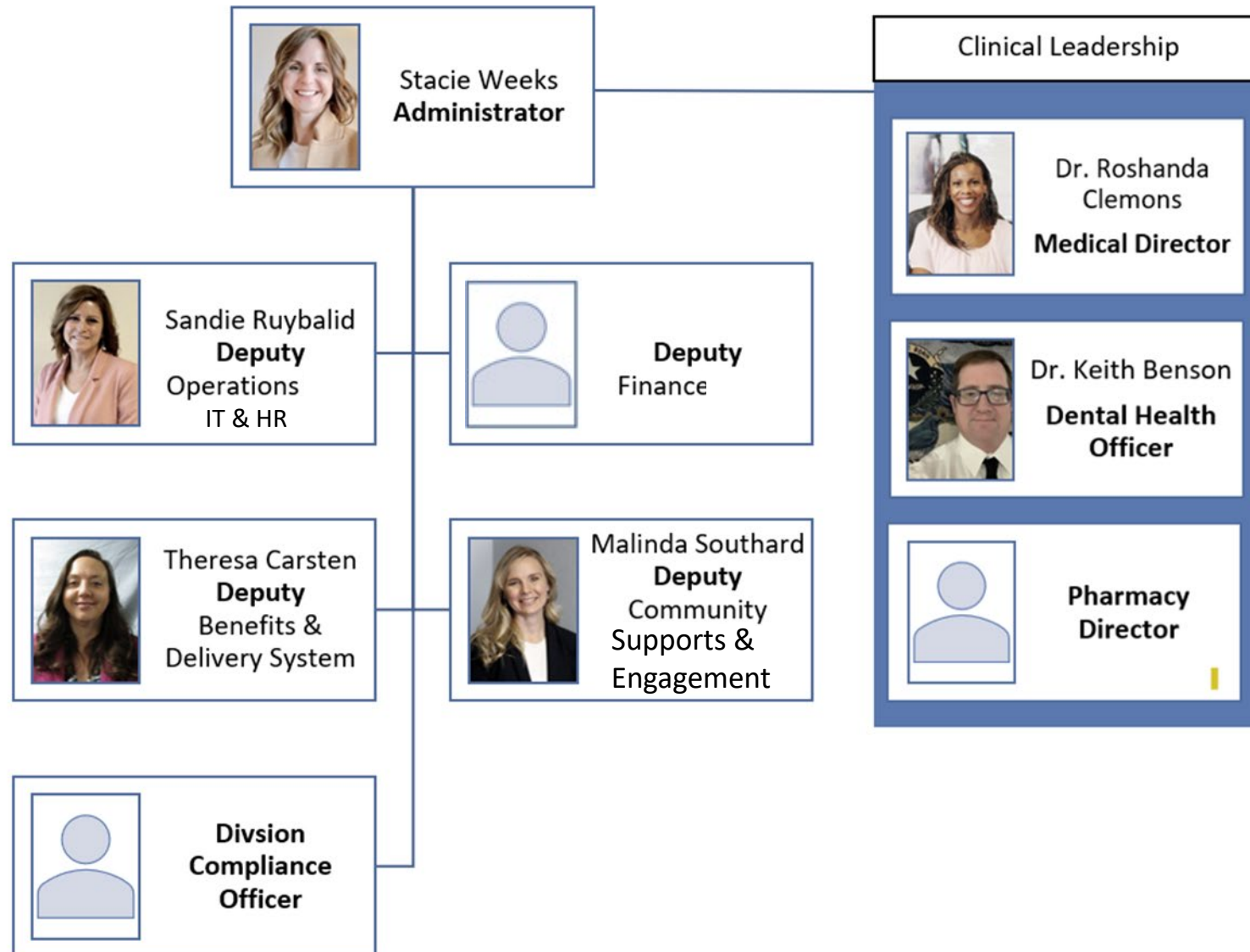
- Team Introductions
- Meeting Purpose



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# DHCFP Executive Leadership Team





# Division Mission

DHCFP administers Nevada Medicaid and Check Up Program to **promote a healthier Nevada** by:

- Purchasing and providing quality health care services for low-income Nevadans in the most efficient manner.
- Promoting equal access to health care at an affordable cost to the taxpayers of Nevada.
- Restraining growth of health care costs.
- Reviewing Medicaid and other state health care programs to maximize potential federal revenue.

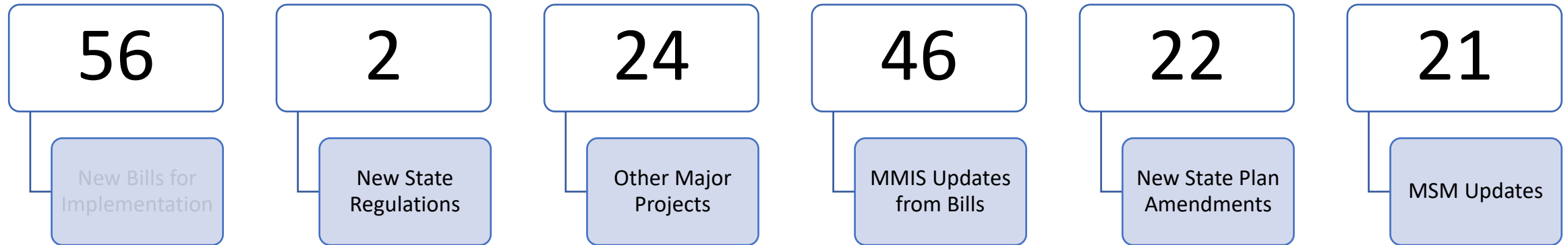


# Nevada Medicaid Statistics

+\$16 billion	Projected spend for upcoming biennium
55%	Births covered by Nevada Medicaid; 1 in 2 births
78%	Recipients served by Medicaid Managed Care Plans
44%	Recipients who are children or youth (0-18); 1 in 3 children in Nevada
10%	Dually eligible for Medicare & Medicaid (91,750 individuals)
80%	Recipients who live in Clark County
62%	Covered costs of nursing facility bed days
62%	Percentage of adults enrolled in Medicaid who are employed
64%	Nevadans enrolled in Medicaid who are people of color



# 82<sup>nd</sup> Session: DHCFP Impact by the Numbers







# Our Aims

## **People First**

- Consumer Experience
- Provider Support
- Increase Access to Care

## **Efficiency in the Work**

- Staff Hires
- Process Improvement
- Automate/Modernize

## **Smart Fiscal Stewardship**

- Spend within Authority
- Loss of Enhanced Federal Share
- Sustainability v. Cuts
- Maximize Federal Funds

## **Community & Provider Partnership**

- New Team/Unit
- Transparency
- Engagement
- Inform v. Feedback



Image from Stock Photos, Microsoft PowerPoints





# New Community & Provider Engagement Unit



# Community & Provider Engagement Unit

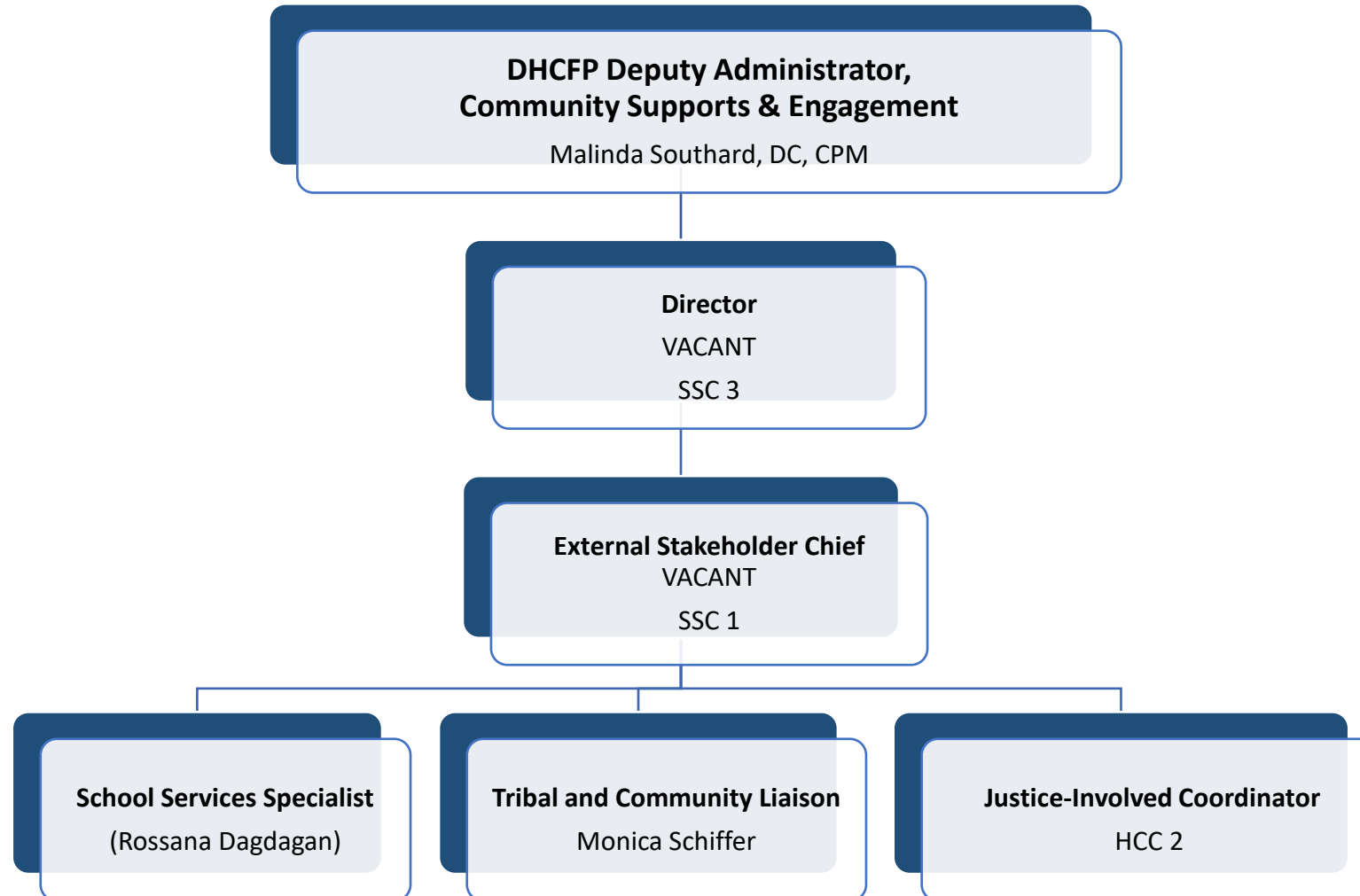
## The Vision

- Host regular opportunities for community and provider partners in a manner that **fosters and builds meaningful partnerships**
- Promote **effective communication and collaboration** with community and provider partners
  - Medicaid Tribal and Community Liaison
  - Medicaid School Health Liaison
- **Manage large stakeholder committees**, including MCAC, MRAC, etc.
- Medical Director and Dental Health Officer will serve in **advisory role to this unit**
- Serve as point of contact and resource for how to engage with DHCFP





# The New Team





# When to Reach Out to the New Unit



1. When you've "hit a wall" in resolving a problem;
2. When you don't know who to go to in DHCFP to solve a problem;
3. When you have a suggestion on how to improve community outreach or engagement;
4. When you want to know when or where you can "plug in" to give feedback or input on the program, implementation, policy, etc.;  
or
5. When you want to invite someone from Medicaid to come to a meeting or event to talk about our programs.

We want to hear from you!

[communityandprovider@dncfp.nv.gov](mailto:communityandprovider@dncfp.nv.gov)



# Major Project Updates



# Public Health Emergency Unwind Update

- Unwinding refers to process of reviewing and redetermining eligibility of everyone enrolled in Medicaid after **end of PHE for COVID-19 pandemic** and later carved out under the [Consolidated Appropriations Act, 2023](#) . Nevada began renewal process on April 1, 2023, for renewals effective in June.
- Recently, Nevada became aware of a **federal compliance issue** with its ex parte process. CMS is requiring states like Nevada to address this issue and take certain actions to mitigate the impact and course correct. See 42 CFR 435.911(c) and 457.350(b)(1).
- **Mitigation Plan**
  - Disenrollments/terminations have been paused from October until December 2023 until ex parte is corrected for those disenrolled for procedural reasons (not turning in their paperwork)
  - Those disenrolled in June, July and August have been reinstated.
- Approx. **114,000 individuals were reinstated**. This was completed on Thursday, September 14, 2023.
- This means the unwinding timeline has been extended to **August 2024**.
- Notices have gone out to affected recipients which includes information about seeking **retroactive coverage** of claims for services received between June and reinstatement.



# Centralized Credentialing Update

## What is Provider Credentialing

The process of ensuring medical providers have proper qualifications.

A credentialing organization makes sure there are no past reported issues that suggest providers are incapable of competently treating patients.

- Why are we moving to a **“centralized” credentialing process** for Nevada Medicaid?
  - Creates a single point of entry for credentialing (one-stop shop)
  - Adheres to National Committee for Quality Assurance (NCQA) guidelines
  - Provides a robust verification and validation process
  - Expands pre-enrollment reviews to include assessment of providers’ qualifications (education, training, liability record, and practice history) to perform services
  - Maintains a plan’s ability to make network decisions and maintain NCQA accreditation, yet credentialing of providers must be honored
  - Provides visibility into the process for providers with one timeline and procedure
- Division is finalizing its **procurement** for a qualified Credentials Verification Organization (CVO) vendor to establish and provide centralized credentialing and recredentialing services.
- The awarded vendor will start **January 2024**.
- The new Centralized Credentialing process should begin **January 2025**.





# U.S. Department of Justice (DOJ) Update

- On Oct 4, 2022, DOJ found that Nevada does not provide children with behavioral health disorders with adequate community-based services.
- Instead, Nevada relies on segregated, institutional settings, like hospitals and residential treatment facilities, to serve children with behavioral health disabilities.
- This violates the federal Americans with Disabilities Act (ADA).
- Currently, the State is in *confidential negotiations* with DOJ on a Settlement Agreement about what the State needs to do to come into compliance with the ADA.
- Once the Settlement Agreement is finalized, the Division will host a public meeting about the action items from this agreement for Nevada Medicaid.



# Private Hospital Provider Tax

As of Sept. 1, 2023, Private Hospital Tax Survey passed with over 67% affirmative vote.

- January 2024 – Private Hospital Tax Implementation (First Invoices)
- March 2024 – First Tax Program Payments (UPL and State Directed Payments)
- Ongoing tax invoices and payments – Quarterly basis

Private Hospital Assessment Model Element <sup>1</sup>	DHCFP Model G:
New FFS Inpatient UPL Total Federal/State Funds	\$71,635,852
New FFS Outpatient UPL Total Federal/State Funds	\$63,694,270
New Managed Care Inpatient State Directed Payment Total Federal/State Funds	\$383,586,701
New Managed Care Outpatient State Directed Payment Total Federal/State Funds	\$356,952,665
Total New Supplemental Payments Federal/State Funds	\$875,869,487



# 82<sup>nd</sup> Legislative Session Division Implementation Updates



# First, Medicaid Alphabet Soup

## **SPA = State Plan Amendment**

- Amendment to State Plan (State Contract with CMS) to make changes to Medicaid program

## **MSM = Medicaid Services Manual**

- Nevada's policy manual that outlines how services covered by Medicaid qualify for reimbursement

## **MMIS = Medicaid Management Information System**

- Medicaid claims processing and information system

## **Billing Manual and Billing Guidelines**

- Billing Manual and Provider billing guides (service codes)

## **Fee Schedule**

- Set rates for reimbursement

## **Federal Waiver**

- Request to waive federal requirements in Medicaid

## **RFP = Request for Proposal**





# Statewide Managed Care

As of January 1, 2026, about 75,000 more Nevadans will receive coverage through Medicaid Managed Care Plans. The expansion will not include certain Fee-For-Service (FFS) enrollees who fall under these eligibility categories:

- Katie-Beckett Program for children
- Children in the welfare system (foster care and juvenile justice)
- Individuals with disabilities
- Seniors (ages 65 and older)
- People in home and community-based waiver services

[Request for Information](#) – to collect information from providers

[DHCFP Statewide Managed Care Webpage](#)





# Rate Changes

Bill	Short Description	Implementation	Effective Date	When Can Stakeholders Engage in the Process?
AB237	Nursing Facility Rate Increase (+14.5%)	SPA and MMIS	1/1/24	Anticipated 10/31/23 Public Hearing
AB277	Rural Emergency Hospitals Designation	SPA, new MSM policy, new billing guide, MMIS	1/1/24	Public Hearing date TBD
SB241	Cost-Based Rates for CAHs	SPA, MMIS, vendor procurement to audit cost reports	1/1/24	Public Hearing date TBD
SB504	Budget Bill: ABA Rate Update (only impacts some codes; % increase varies, average 41.35%)	SPA, MMIS	7/1/23	9/26/23 Public Hearing
SB504	Budget Bill: Dentist Rate Increase (+5%)	SPA, MMIS	1/1/24	Anticipated 10/31/23 Public Hearing
SB504	Budget Bill: Frail Elderly Waiver Residential Facility for Group Providers Rate Increase (varies by code, avg. % increase is 50%)	Waiver Amendment, MMIS <b>*Effective date can be no earlier than CMS approval date</b>	1/1/24*	9/26/23 Public Workshop
SB504	Budget Bill: Physician Rate increase (+5%)	SPA, MMIS	1/1/24	Anticipated 10/31/23 Public Hearing
SB504	Budget Bill: SNF Rate increase (+10%)	Combined with AB237	1/1/24	Anticipated 10/31/23 Public Hearing
SB504	Budget Bill: Rate Parity for services provided by APRN & CNM with physician rates after 5% rate increase, includes ped. enhancement	SPA, MMIS	1/1/24	Anticipated 10/31/23 Public Hearing



# Rate Changes (cont.)

Bill	Short Description	Implementation	Effective Date	When Can Stakeholders Engage in the Process?
SB504	Budget Bill: Home Health and Private Duty Nursing Provider Rate Increase (+15%)	SPA, MMIS	1/1/24	Anticipated 10/31/23 Public Hearing
SB504	Budget Bill: Implementation of All Payers Claims Database (APCD)	Regulations, RFP to establish APCD, establish advisory cmmte., reports	2024	Public Workshop held on 8/30/23
SB504	Budget Bill: Assisted Living Facility Provider Rate Increase (varies by code, avg. % increase is 98%)	Waiver Amendment, MMIS <b>*Effective date can be no earlier than CMS approval date</b>	1/1/24*	9/26/23 Public Workshop
SB504	Budget Bill: Expanded Medicaid eligibility for pregnant women up to 200% FPL	SPA, MSM, MMIS	1/1/24	Anticipated 11/28/23 Public Hearing
SB511	Budget Bill: Personal Care Services Rate Increase with Minimum Wage requirement (Rate equivalent to \$25/hr with \$16/hr minimum wage; includes "PCS-like" services under PT 48/58)	SPA, Waiver Amendment, MMIS	1/1/24	9/26/23 Public Workshop and Anticipated 10/31/23 Public Hearing





# SPA & Policy Changes

Bill	Short Description	Implementation	Effective Date	When Can Stakeholders Engage in the Process?
AB137	Health Homes for Individuals with Fetal Alcohol Spectrum Disorders	SPA, Possible new MSM Chapter, MMIS	01/01/24	Anticipated 12/26/23 Public Hearing
AB138	Behavioral Health Integration Services	SPA, Possible MSM Chapters 600 and/or 400, MMIS	07/01/24	April 2024
AB155	Biomarker Testing Coverage Expanded	MSM, MMIS	11/01/23	Anticipated 10/31/23 Public Hearing
AB283	Doula Services Rate Increase	SPA, Billing Guide, MMIS	10/01/23	9/26/23 Public Hearing
SB439	Communicable Disease Coverage Bill	SPA, MSM, MMIS	01/01/24	Anticipated 10/31/23 Public Hearing



# Home and Community Based Services

Bill	Short Description	Implementation	Effective Date	When Can Stakeholders Engage in the Process?
AB208	Structured Family Caregiving Bill	New Waiver, new MSM, MMIS, fee schedule update, billing guide update	1/1/2025	Late 2023 to early 2024
AB259	Wages for Persons with Intellectual and Developmental Disabilities (IDD)	Waiver Amendment, MSM 2100, MMIS, fee schedule update, billing guide update	1/1/2025	Late 2023 to early 2024
SB045	Personal Needs Allowance Bill	SPA	1/1/2024	Public Hearing TBD
SB504	Budget Bill: Rate Increase for providers rendering services to IDD population	Waiver Amendment update, MMIS	7/1/23	Public comment period ended July 6, 2023.
SB504	Budget Bill: Waiver slot increases for HCBS waiver programs	Waiver Amendment update, MMIS	FE/PD- 1/1/2024 ID-10/1/2023	FE/PD Waiver- 9/28/23 ID Waiver- ended 7/6/23



# SPA & Policy Changes

Bill	Short Description	Implementation Timeline	Effective Date	When Can Stakeholders Engage in the Process?
AB277	Rural Emergency Hospital Designation	SPA, MSM, MMIS	Policy 01/01/24	Anticipated 11/28/23 Public Hearing
SB117	Community Health Workers (CHW) Supervision	SPA, MSM, MMIS	Policy 10/01/23 Rates 01/01/24	Anticipated 09/26/23 Public Hearing (Policy) Anticipated 10/31/23 (Rates)
SB119	Telehealth Services (audio-only for mental health)	MSM 3400, MMIS	07/01/23	Anticipated 11/28/23 Public Hearing
SB146	Regulation of Hospitals & Certified Nursing Midwives	MCO contract review & possible amendment	10/01/23	N/A
SB163	Gender Dysphoria & Gender Incongruence (coverage expansion)	SPA, MSM, MMIS	10/01/23	Anticipated 9/26/23 Public Hearing



# SPA & Policy Changes (cont.)

Bill	Short Description	Implementation Timeline	Effective Date	When Can Stakeholders Engage in the Process?
SB191	ABA Coverage Expansion to young adults (21 to 27 years old)	SPA or 1115 waiver, MSM 3700, MMIS, MCO contract amendment	01/01/24	Anticipated 12/26/2023 Public Hearing
SB221	Reimbursement for Specialty Clinics for Children (Cancer and Rare Disease)	SPA, MSM, billing guide update, MMIS, study on rare diseases financed through ARPA funding	10/01/23	Anticipated 9/26/23 Public Hearing (for policy); rates TBD
SB232	Postpartum Care Services (Coverage Expansion to 12 months)	SPA, MSM, MMIS	01/01/2024	Anticipated 11/28/23 Public Hearing
SB280	Contraception Provisions (IUD updates)* *The Division also intends to submit a SPA to "unbundle" Long-Acting Reversible Contraceptives from global/encounter payments for hospitals and FQHCs with a tentative effective date of 1/1/24	MSM, MMIS	Policy change 11/01/2023  Rate change/carve out: 01/01/24	Anticipated 10/31/23 Public Hearing (Policy); Anticipated Public Hearing TBD (Rates carve-out)
SB 504	Budget Bill: Elimination of Neurotherapy Coverage	SPA, MSM 400, MMIS	04/01/2024	Anticipated 03/26/2024 Public Hearing

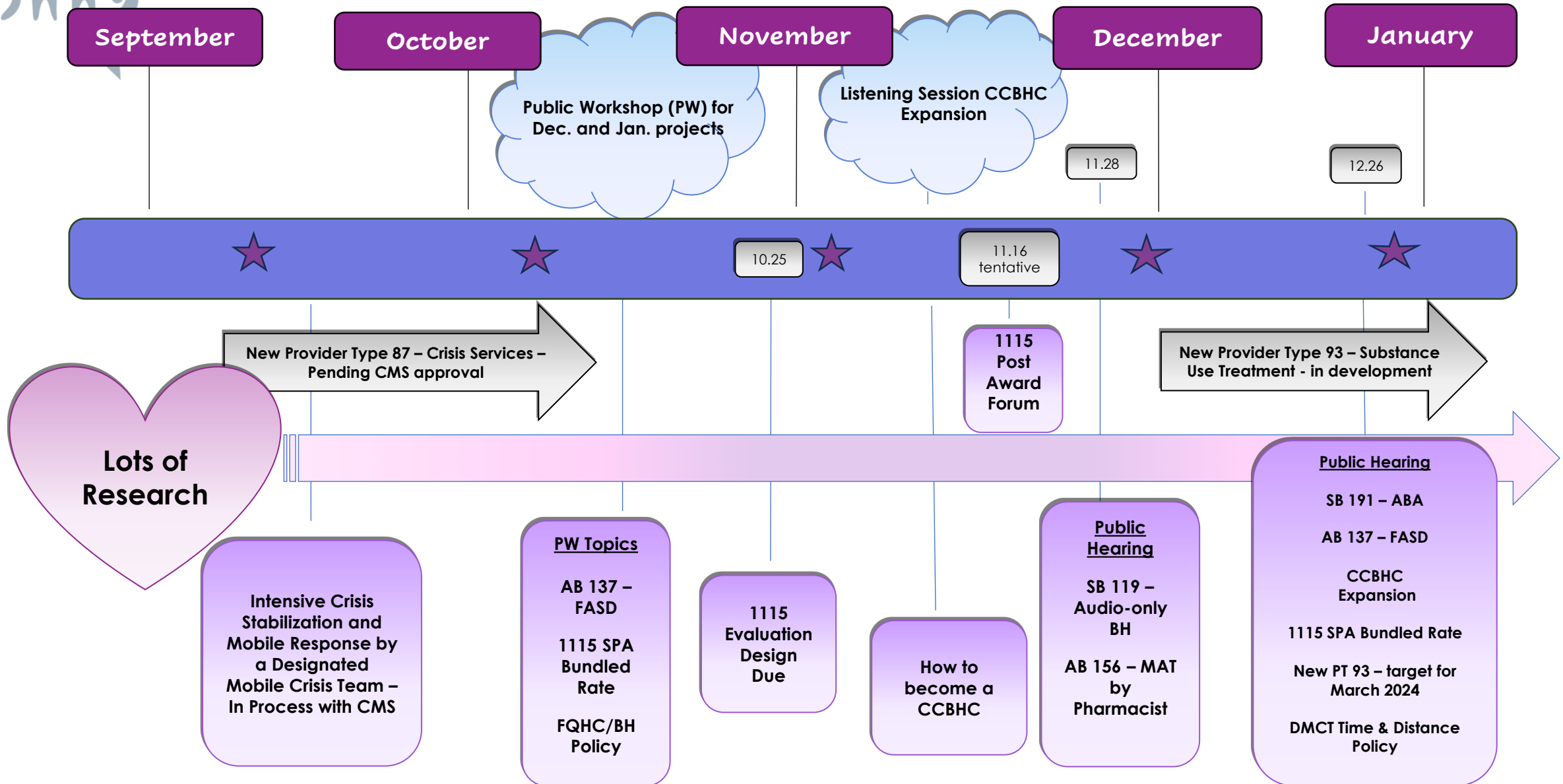


# 1115 Waiver

Bill	Short Description	Implementation Timeline	Effective Date	When Can Stakeholders Engage in the Process?
AB389	Medicaid for certain incarcerated individuals	<p>1115 waiver: vendor and staff support; waiver application completed 10/01/24; public comment period: 10/15/24 – 12/15/24 with at least 2 Public Hearings; submit waiver application to CMS by 01/01/25 with requested effective date of 10/01/25.</p> <p>MSM, MMIS updates.</p>	01/01/24	Stakeholder engagement sessions and inter-agency working group in 2024; public comment period October through December 2024; two public hearings during public comment period.



# Behavioral Health and CCBHC Expansion





# Pharmacy & DME Updates

	Short Description	Implementation Timeline	Effective Date	When Can Stakeholders Engage in the Process?
AB156*	Expanding pharmacists' prescribing authority to include MAT OUD	SPA, MSM, Testing	01/01/2024	11/28/2023 Public Hearing
SB310*	Limited prescribing authority for dental hygienists	Testing	01/01/2024	Workshops October NSBDE (see previous slide)
SB504	Adding coverage of wearable cardiovascular defibrillators	MMIS Testing	01/01/2024	At any point, codes and rates are being updated.

\*Legislation being implemented in partnership with multiple units

MSM Chapter 1300/DME policy updates are coming December 2023 and will be shared at a public workshop in October or November





# Dental Updates

	Short Description	Implementation Timeline	Effective Date	When Can Stakeholders Engage in the Process?
SB310	Expanding scope of dental auxiliaries; dentistry	MSM, MMIS	01/01/2024	Workshops October NSBDE
SB385	Expansion of Medicaid Dental Services	SPA, MSM, MMIS	01/01/2024	Public Workshop Oct 2023
AB 147	Teledentistry and Vaccines; Dental	MSM, MMIS	01/01/2024	Workshops October NSBDE
1115 Waiver	Expanded services for Diabetics	SPA, MSM, MMIS	04/01/2024 subject to CMS approval	State Dental Officer



# DHCFP Public Hearing Schedule & Links

September 26, 2023

October 31, 2023

November 28, 2023

December 26, 2023

## Links:

- [DHCFP Public Notices](#)
- [2023 Public Hearing Schedule](#)
- [2024 Public Hearing Schedule](#)
- [Nevada Medicaid Notifications and News](#)

We want to hear from you!

[communityandprovider@dhcfp.nv.gov](mailto:communityandprovider@dhcfp.nv.gov)



What  
questions do  
you have?



# We Want To Hear From You!

How did we do  
today?

Submit **feedback** at  
our survey link here:

- <https://forms.office.com/g/CurxU0pLAn>



# Acronyms

- AB: Assembly Bill
- ABA: Applied Behavior Analysis
- ADA: Americans with Disabilities Act
- APCD: All-Payer Claims Database
- APRN: Advance Practice Registered Nurse
- CCBHC: Certified Community Behavioral Health Clinic
- CFR: Code of Federal Regulations
- CHW: Community Health Worker
- CMS: Centers for Medicare & Medicaid Services
- CNM: Certified Nurse Midwife
- CVO: Credentials Verification Organization
- DHCFP: Division of Health Care Financing & Policy
- DMCT: Designated Mobile Crisis Team
- DOJ: U.S. Department of Justice
- FASD: Fetal Alcohol Spectrum Disorder
- FE: Frail Elderly
- FFS: Fee-For-Service
- FPL: Federal Poverty Level
- FQHC: Federally Qualified Health Center
- HCBS: Home and Community Based Services
- ID: Intellectual Disability
- IDD: Intellectual and Developmental Disability
- IUD: Intra-Uterine Device
- MAT: Medication Assisted Treatment
- MCAC: Medical Care Advisory Committee
- MCO: Managed Care Organization
- MMIS: Medicaid Management Information System
- MRAC: Medicaid Reinvestment Advisory Committee
- MSM: Medicaid Services Manual
- NSBDE: Nevada State Board of Dental Examiners
- NCQA: National Committee for Quality Assurance
- OUD: Opioid Use Disorder
- PD: Physically Disabled
- PHE: Public Health Emergency
- PW: Public Workshop
- RFP: Request for Proposal
- SB: Senate Bill
- SNF: Skilled Nursing Facility
- SPA: State Plan Amendment
- TBD: To Be Determined
- UPL: Upper Payment Limit