

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

### PUBLIC NOTICE TO SOLICIT COMMENT ON INTENT TO SUBMIT A STATE PLAN AMENDMENT TO PRACTITIONER UPPER PAYMENT LIMIT FOR FEE-FOR-SERVICE PAYMENTS

June 27, 2025

#### Name of Organization

Department of Health and Human Services, Division of Health Care Financing and Policy

#### Public Comment

General public comments are encouraged to be submitted in writing. You may submit comments in one of two ways found below (please choose one).

**Electronically:** You may email comments to [DocumentControl@dncfp.nv.gov](mailto:DocumentControl@dncfp.nv.gov). Write "Practitioner Upper Payment Limit for Fee-for-Service Payments" in the subject line.

**Mail:** You may mail written comments to the following address:

Division of Nevada Medicaid

ATTN: Document Control

4070 Silver Sage Dr.

Carson City, NV 89701

#### Purpose:

The purpose of this notice is to provide the public with information and to collect public feedback regarding the state's intent to submit a State Plan Amendment (SPA) to the Centers for Medicare and Medicaid Services (CMS) for federal approval of an update to the methodology used to calculate the Average Commercial Rate (ACR) for the Practitioner Upper Payment Limit for Fee-For-Service payments, as currently stated in Medicaid State Plan Attachment 4.19-B Pages 8 and 9.

This SPA will be effective July 1, 2025

The Division is developing a website dedicated to SPA submissions for federal approval and intends to publish the draft SPA and other supporting materials on that website within the coming months. Emails related to the release of the new website and SPA submissions will be sent to individuals who have signed up to receive electronic notifications through the Nevada Medicaid Update ListServ. You can sign up to receive these notifications by visiting:

<https://dhcfp.nv.gov/Resources/NevadaMedicaidUpdate/NMUListserv/>.

#### Proposed Changes:

The Division of Nevada Medicaid intends to submit a Medicaid State Plan Amendment (SPA) to update the methodology used for the Average Commercial Rate (ACR) for the enhanced rate calculation for the practitioner upper payment limit. Following the instructions from ACR UPL guidance on [Medicaid.gov](https://www.cms.gov/medicaid-coverage-guidance), the average commercial rate per procedure code will be calculated from the allowed payment amount from each eligible providers billing system for the top (generally

five), or for all, commercial third-party payers (TPP) for the base period. This is implemented in accordance with the new CMS guidelines to demonstrate Economy & Efficiency.

These changes are being made to Medicaid State Plan Attachment 4.19-B Pages 8 and 9 and are effective on July 1, 2025.

#### **Methodology:**

The Division intends to calculate the average commercial rate (ACR) per procedure code from the allowed payment amount from each eligible provider's billing system for the top (generally five), or for all, commercial third-party payers (TPP) for the base period.

#### **Estimated Expenditures:**

The change in estimated aggregate expenditure will depend upon the participating entity's ability to complete the average commercial rate per procedure code from their billing system for the top (generally five), commercial third-party payers (TPP) for the estimated base period.

#### **Notice Information**

This notice has been posted online at <http://dhcfp.nv.gov>, as well as Carson City, Las Vegas, Elko, and Reno District Offices for DHCFP. Email notice has been made to such individuals as have requested notice of State Plan Amendments. To request notifications or a physical copy of this notice, please contact [DocumentControl@dhcfp.nv.gov](mailto:DocumentControl@dhcfp.nv.gov), or visit your local Nevada Medicaid office at:

1919 College Parkway, Suite 120, Carson City, Nevada 89701

1010 Ruby Vista Drive, Suite 103, Elko, Nevada 89801

1210 S. Valley View, Suite 104, Las Vegas, Nevada 89102

745 W. Moana Lane, Suite 200, Reno, Nevada 89509

#### **A copy of this notice has also been sent to the following local agencies in each Nevada county for public review.**

Carson City Library  
900 North Roop Street  
Carson City, NV 89702  
<https://carsoncitylibrary.org/>

Churchill County Library  
553 South Main Street  
Fallon, NV 89406  
<https://churchillcountylibrary.org/>

Clark County District Library  
833 Las Vegas Boulevard North  
Las Vegas, NV 89101  
<https://thelibrarydistrict.org/>

Douglas County Library  
1625 Library Lane  
Minden, NV 89423  
<https://library.douglascountynv.gov/>

Elko County Library  
720 Court Street  
Elko, NV 89801  
<https://www.exploremybrary.org/>

Esmeralda County Library  
(Corner of Crook and 4<sup>th</sup> Street)  
PO Box 430  
Goldfield, NV 89013  
(No Website)

Eureka Branch Library  
210 South Monroe Street  
Eureka, NV 89316-0283  
(No Website)

Henderson District Public Library  
100 West Lake Mead Parkway  
Henderson, NV 89105  
<https://www.hendersonlibraries.com/>

Lander County Library  
625 South Broad Street  
Battle Mountain, NV 89820-0141  
<https://www.landercountynv.org/>

Lincoln County Library  
63 Maine Street  
Pioche, NV 89043-0330  
(No Website)

Lyon County Library  
20 Nevin Way  
Yerington, NV 89447-2399  
<https://www.lyon-county.org/238/Library>

Mineral County Library  
110 1<sup>st</sup> Street  
Hawthorne, NV 89415-1390  
<https://mineralcountylibrary.com/>

Pahrump Community Library  
701 East Street  
Pahrump, NV 89041-0578  
<https://www.pahrumplibrary.org/>

Pershing County Library  
1125 Central Avenue  
Lovelock, NV 89419-0781  
[https://pershingcounty.net/community/county\\_library/](https://pershingcounty.net/community/county_library/)

Storey County Library  
175 Carson Street  
Virginia City, NV 89440-0014  
<https://storeycountycommunitylibrary.com/>

Tonopah Public Library  
167 Central Street  
Tonopah, NV 89049-0449  
<https://www.tonopahnevada.com/tonopahlibrary/>

Washoe County Library  
301 South Center Street  
Reno, NV 89505-2151  
<https://www.washoecountylibrary.us/>

White Pine County Library  
950 Campton Street  
Ely, NV 89301-1965  
<https://www.whitepinecounty.net/284/Library>