

Joe Lombardo
Governor

Richard Whitley, MS
Director



**DEPARTMENT OF
HEALTH AND HUMAN SERVICES**

DIVISION OF CHILD AND FAMILY SERVICES

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



Marla McDade
Williams, MPA
Administrator

**COMMISSION ON BEHAVIORAL HEALTH WITH
DIVISION OF CHILD AND FAMILY SERVICES**

JANUARY 11, 2024

MEETING MINUTES

DRAFT

This meeting used Microsoft TEAMS technology for video and audio capability.

COMMISSIONERS PRESENT:

1. Braden Schrag
2. Arvin Operario
3. Dan Ficalora
4. Gregory Giron
5. Jasmine Cooper
6. Lisa Durette
7. Lisa Ruiz Lee
8. Natasha Mosby

COMMISSIONERS NOT PRESENT

9. Lisa Durette

STAFF AND GUESTS

Alejandro Ruiz
Amanda (Guest)
Amna Khawaja
Antonina Capurro
Ashley Carrier
Autumn Blattman
Belz & Case Government Affairs-Scribe by Rewatch
Beverly Burton
Beverly Shahan
Bridget Eason
Char Frost
Danesha Powell
Dazzrael Kirby
Diedre Manley
Dorothy Edwards
Doug Flannery
Elena Espinosa

Elise Monroy-Marsala
Ferrari Reeder
Gwendoln Green
Hannah Branch
Jacqueline Wade
Jennifer Spencer
Joanne Libertelli
Joelle McNutt
Joseph York
Karen Taycher
Karla Delgado
Kary Wilder
Kathryn Martin
Kristen Rivas
Linda Anderson
Lisa Mariani
Marcel Brown
Marla McDade Williams
Matthew Bommarito
Michael Flynn
Michele Crawford
Michelle Sandoval
Mignon Hoover
Purcell Dye
Sabrina Schnur
Terrence O'Reilly
William Wyss
YW (Guest)
775-515-5234
775-848-9775

MEETING MATERIALS: <https://dph.nv.gov/Boards/CBH/Meetings/2024/NVCBH2024/>

1. **Call to Order and Introductions.** *Braden Schrag, Chairman, Commission on Behavioral Health with DCFS*, called the meeting to order at 9:07 am. *Kathryn Martin, Division of Child and Family Services (DCFS)*, conducted roll call and quorum was established.
2. **Public Comment and Discussion.** No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on the agenda as an item upon which action can be taken.

None.
3. **For Possible Action.** Approval of the November 2, 2023 Meeting Minutes – *Braden Schrag, Chairman*

MOTION: Jasmine Cooper made a motion to approve the November 2, 2023 Meeting Minutes.

SECOND: Arvin Operario

VOTE: Unanimous with no opposition or abstention

4. **For Information Only.** Announcements – *Braden Schrag, Chair*

None.

5. **For Information Only.** Psychiatric Residential Treatment Facility North, Adolescent Treatment Center – *Josef York, LCSW, Clinical Program Manger II, Nevada Department of Health and Human Services (DHHS), Division of Child and Family Services (DCFS)*

6. **For Information Only.** Psychiatric Residential Treatment Facility Oasis
a. *Josef York, LCSW, Clinical Program Manger II, DHHS, DCFS*

Josef York gave an overview presentation of the PRTF North Psychiatric Residential Treatment (PRTF) Facility in Sparks, NV which serves youth with severe emotional disturbance and qualifying diagnosis, ages 13-17. Treatment philosophies include a person-centered, individualized approach and Positive Behavior Intervention Supports (PBIS) is used as the basis of the facility treatment model. The facility uses teaching interaction to teach social skills, behavior management and self-control strategies. Facility staff are trained in Crisis Prevention Institute (CPI) de-escalation and restraint training. Restraints are only used in cases of imminent harm to self or others. Mr. York described facility leadership and staff, their clinical backgrounds, certifications and training.

The acuity and needs of youth being referred are higher than previously served, which is a challenge. The facility is an unlocked PRTF; referral sources can place youth into the facility without going through Mental Health Court required to place youth in a locked facility. These youth often have a history of elopement, history of aggression and violence towards others. Mitigation strategies include youth screening and trial period. The challenging nature of the work (youth aggression to staff and others), salary and lack of growth opportunities create staff retention and staff turnover challenges.

b. *Michael Flynn, MPA, Executive Director, Bamboo Sunrise, LLC*

Michael Flynn provided an update on the Bamboo Sunrise facility which has been under his management since December 18th. ADA upgrades were made to the site which has 24/7 nursing and psychiatric med management handled with Nevada Mental Health. Nursing staff is supplied by the Bamboo Family Clinic which manages medication distribution and other medical needs on campus. He partnered with Joseph York, Dr. Wade, Dr. Greene, and Marla McDade Williams on the transition to build out the program and get the facility operational.

Mr. Flynn described the multi-level zone program approach and specialized resources offered through partner agencies. A general discussion was held regarding the challenges of identifying and providing appropriate levels of care. Long-term challenges exist with problem-solving to ensure youth are appropriately assessed and placed to receive appropriate

rehabilitation services and supports are ongoing. Questions were raised about how the state and facilities are ensuring children are in the right places and given the right opportunities. Commissioners made a request for Mr. Flynn to return to June meeting and give an update.

Mr. York and Mr. Flynn's presentations are available at:

<https://dpbh.nv.gov/Boards/CBH/Meetings/2024/NVCBH2024/>

7. **For Information Only.** Assistance to Victims of Domestic or Sexual Violence – *Karla Delgado, Management Analyst IV, DHHS, DCFS*

Karla Delgado's presentation gave an overview of the federal and state grant-funded programs which DCFS manages and provides oversight over, which includes the Victims of Crime Acts (VOCA) funding, as well as the Family Violence Prevention and Services Act (FISA) funding. Assistance to victims of domestic or sexual violence is funded through state funds from revenues from marriage licenses issued in Nevada as prescribed in NRS 217.400-217.460. Ms. Delgado's presentation reviewed funding, revenues, awards, grant funding formula, eligibility, service categories, and the subgrant process. Ms. Delgado described collaborations in place with the Commission of Behavioral Health (DPBH and DCFS), as per NRS, which require the program to consult with the Commission to help DCFS review and approve the policy which is currently in draft form. The Commission is also required to review the total amount awarded every year, which DCFS Fiscal staff is currently developing.

Commissioner Schrag reported that Nevada's domestic violence homicide rate is one of the highest in the country and asked about assistance to empower, protect and mitigate some of these issues. He also inquired about funding and support for human trafficking. Karla Delgado explained that she is the state's designated human trafficking specialist and funds are allocated to agencies that support victims of human trafficking. Funds provide assistance with shelter, transportation, and other needs to help immediately relocate victims to safety. Agencies can apply for VOCA funds and a notice of opportunity is currently open for new applications.

Ms. Delgado will provide an update to Commissioners at the April meeting and will present the draft policy and funding allocation for review and approval, along with more information on specific services being provided across the State. Ms. Delgado's PowerPoint presentation is available at: <https://dpbh.nv.gov/Boards/CBH/Meetings/2024/NVCBH2024/>

8. **For Possible Action.** Review, discussion and approval of the revised Seclusion and/or Restraint Emergency Procedures for Children and Youth Denial of Rights Report form – *Kristen Rivas, Clinical Program Planner II, Planning and Evaluation Unit, DCFS*

Kristen Rivas presented a revised Seclusion and Restraint Emergency Procedures for Children and Youth, Denial of Rights Form. With the passage of Senate Bill 109 from 2021 legislative session and Assembly Bill 139 from 2023 legislative session, and RS2239-B, the form is now required to collect sexual orientation and gender identity data. State and government agencies are required to include additional questions about race and ethnicity to include Middle Eastern and North African categories. She requested Commissioners provide

approval to add transgender transman, transgender transwoman, gender nonconforming, other, Middle Eastern and North African categories to the form. Jasmine Cooper noted that the revised form as presented did not include the required Middle Eastern and North African categories.

MOTION: Jasmine Cooper made a motion to approve the revised Seclusion and Restraint Emergency Procedures for Children and Youth, Denial of Rights Form to include additional categories to collect sexual orientation, gender identity, and Middle Eastern and North African race and ethnicity data.

SECOND: Dan Ficalora

VOTE: Unanimous with no opposition or abstention

Ms. Rivas will send the approved, revised form to all state private and public children and youth psychiatric treatment facilities to ensure its consistent use across facilities. The final approved form is available online at:

<https://dpbh.nv.gov/Boards/CBH/Meetings/2024/NVCBH2024/>

9. **For Information Only.** Aging and Disability Services Division (ADSD) update – *Yeni Medina, Autism Treatment Assistance Program (ATAP) and Dazzreal Kirby, Nevada Early Intervention Services (NEIS)*

a. **Autism Treatment Assistance Program:** Loren Gonzales provided a presentation and updated data for the ATAP through November 30, 2023. There are 1,020 children on the active case list; 97 new applications were received and the average wait time until a child either becomes or drops was 45 days. They have been working with the community and insurance companies to improve opportunities for providers willing to fund ABA therapy for children with Autism. There are more supports available for younger children vs. older children and young adults who need continuous support. Ms. Gonzales' PowerPoint presentation is available at:

<https://dpbh.nv.gov/Boards/CBH/Meetings/2024/NVCBH2024/>

b. **Nevada Early Intervention Services:** Dazzreal Kirby reported NEIS is currently working on migrating data to a new caseload and Autism clinic data system. She announced that a new play group is starting in January, with plans to expand outreach.

10. **For Information Only.** Pediatric Mental Health Care Access Program Grant – *Beverly Burton, Clinical Program Planner I, Training and Technical Assistance, DCFS, and Nicole Mara, Education and Information Officer, Nevada Pediatric Psychiatry Solutions, DCFS*

Tabled.

11. **For Information Only.** Medicaid updates and changes – *Sarah Dearborn, Social Services Chief II, (DHHS)*

Marcel Brown, Social Service Program Specialist III, DHHS, provided the following Medicaid updates (notes provided by Ms. Brown):

a. **Behavioral Health Staff:**

- New Staff: Beth Scott (Substance Use Agency Model and Medication-Assisted Treatment (MAT) and Sheri Gaunt (Specialized Foster Care and Targeted Case Management)

b. **Legislative Implementation Public Workshop**

- Updated Legislative Stakeholder Implementation Workshop on January 18
- September 2023 [Legislative Stakeholder Implementation recording](#)
- Sign Up for the List
Serve: <https://dhcfnv.gov/Resources/NevadaMedicaidUpdate/NMUListserv/>

c. **Marriage and Family Therapists and Mental Health Counselors**

- Providers who deliver services to Dual Eligible recipients are now eligible to enroll with Medicare.
- Providers delivering IOP services to Dual Eligible recipients are also directed to enroll in Medicare.

d. **State Plan Amendments:**

3 State Plan Amendments are still in the works:

- Reimbursement Methodology and Coverage for Intensive Crisis Stabilization Services and Section 1947 Mobile Crisis Response (2 Years In the Making)-Hoping now February or March for CMS approval- Other SPA Updates are now contingent on the closing of this one
- Certified Community Behavioral Health Centers (CCBHCs)- revises the bundled rate and Quality Incentive Payment methodology language and data submission requirement language
- Medication Assisted Treatment Performed by a Pharmacist -was submitted to CMS after the November 28th Public Hearing. We had our first 15-day call with CMS, they were curious how pharmacists would be allowed to prescribe medications and what type of agreement may be needed for this to occur. We are working with our new Pharmacy Director, Dr. Duncan to answer CMS's questions.

All on a 90 Day Pause with Request for Additional Information (RAI)

e. **Medicaid Service Manual Updates**

- **Upcoming MSM 2900 – Federally Qualified Health Center (FQHC) –**
 - Language added to clarify behavioral health services and requirements when delivered in an FQHC setting.
 - Public Hearing Set for January 30, 2023
- **Upcoming MSM 400 – Mental Health/Alcohol Substance Use Services**
 - Language added to clarify time and distance standards for mobile crisis response delivered by a Designated Mobile Crisis Team and adding certification requirements for peers apart from a DMCT
 - Public Hearing Set for January 30, 2023
 - Language added to allow all Medicaid eligible recipients in need of ABA regardless of age. Also adding clarifying language to policy for service limitations, testing, and diagnosis requirements.
 - January 23, 2024, Public Workshop
- **Upcoming MSM 3700-Applied Behavioral Analysis (ABA)**

- Language added to allow all Medicaid eligible recipients in need of ABA regardless of age. Also adding clarifying language to policy for service limitations, testing, and diagnosis requirements.
- January 23, 2024, Public Workshop

f. 1115 Waiver

- MMIS billing is reimbursable for SUD services performed in an IMD for the Medicaid population between the ages of 22-64. Currently ASAM Level 4, that is provided in a hospital setting is reimbursable in an IMD, so an inpatient psychiatric hospital.
- Updated MSM 400 – Mental Health and Alcohol and Substance Use Services including Attachment B, C, and D was approved during the July 25th public hearing to edit language to align with flexibilities provided by the 1115 approval, like now SUD treatment is reimbursable in an IMD. We also updated some stigmatizing language and changed substance abuse to substance use and detoxification to withdrawal management. We also removed outdated tools and screenings.
- Updating [1115 SUD webpage](#) with remediated documents, soon the 1115 Fact Sheet should also be available seen. The 1115 Fact Sheet was developed to inform on specifics for billing and performing services under the 1115 Demonstration Waiver authority and next steps. Hearing concerns with beginning to bill Medicaid for the individual services performed in these residential levels of care, we were able to get permission from CMS to move up one of our implementation activities to be performed sooner rather than later. Which leads me to my next step, which will be for Medicaid to submit new state plan coverage language defining a residential level of care as well as other clean-up referenced in the implementation activities I referenced earlier as well as including rate methodology for a bundled rate comparable to the current SAPTA bundled rate providers are receiving now for these levels of care.
- The next big step is already in progress and is the development of a new Substance Use treatment provider type 93, which will allow groups to enroll as the same clinic type model that is available now, an Opioid Treatment Program provider specialty, and an IMD SUD provider specialty. This will also allow for providers to enroll the individual treatment providers and link to these group to aid in better data collection for future and congruence with other plans as well as other provider types.
- Then lastly as an ongoing next step, the Division of Health Care Financing and Policy (DHCFP) will work with Division of Public and Behavioral Health (DPBH) Substance Abuse Prevention and Treatment Agency (SAPTA) on transitioning IMD providers from the Substance Abuse Block Grant to Medicaid billing.

g. Legislative Work to be Initiated by the Medicaid BH Unit

- AB 137 – Revises provisions relating to fetal alcohol spectrum disorders. * Effective 1/1/2024, the state is researching the health home model to incorporate the new services.
- AB 138 - Provides Medicaid coverage for certain types of behavioral health integration services. *Effective 7/1/2024, more detail to come later next year.
- SB 191 - Makes certain changes relating to applied behavior analysis. *Effective 1/1/2024, the state will be pursuing a state plan amendment that will expand ABA to all ages of the Medicaid population that qualify for this service rather than limiting it to the expansion between the ages of 21-27, as the bill indicated.
- SB 504 Medicaid Budget

- Expansion of CCBHCs and New DHCFP Positions *Effective 1/1/2024
- Elimination of Biofeedback and Neurotherapy for the treatment of a mental health diagnosis. *Effective 4/1/2024.

h. CCBHC Updates

- Reminder: CCBHCs Expanding Statewide beginning
- No RFP to fill/ Open Enrollment
- Listening Session: 11/9/23
 - <https://statics.teams.cdn.office.net/evergreen-assets/safelinks/1/atp-safelinks.html>
- CASAT Training on 11/30- Recording should be posted soon
- Note that clinics that are already CCBHCs will not need to make any enrollment changes and will continue to operate under the certification already in place. The enrollment will apply to those enrolling in 2024 and going forward.

i. Department of Justice

- Nevada continues settlement negotiations with the Department of Justice until an agreement can be made.
- More information to come in the coming months

12. For Information Only. Discussion and Identification of Future Agenda Items – *Braden Schrag, Chair*

- Psychiatric Treatment Facility Presentations (two facilities will be invited)
- Bamboo Sunrise, Michael Flynn June Meeting
- Victims of Crime Policy and Funding Update (Karla Delgado)

13. Public Comment. No action may be taken upon a matter raised during a period devoted to comments by the general public until the matter itself has been specifically included on an agenda as an item upon which action may be taken.

None.

14. Adjournment. – *Braden Schrag, Chair*

The meeting adjourned at 10:47 am.

CHAT TRANSCRIPT

[8:35 AM] Meeting started

[Yesterday 8:36 AM] Kary Wilder

Thank you for joining the Commission on Behavioral Health with DCFS Meeting. This meeting is being recorded. Please enter your name, title and organization name in the Chat for the record.

Thank you

[8:37 AM] Kary Wilder

Meeting materials: <https://dpbh.nv.gov/Boards/CBH/Meetings/2024/NVCBH2024/>

[8:37 AM] Kary Wilder

Kary Wilder, DCFS/PEU, Admin support for this meeting. kwilder@dcfs.nv.gov

[8:39 AM] Josef York

Josef York, DCFS, CPM II, PRTF, JJ Facilities MH

[8:59 AM] Jacqueline Wade
Dr. Jackie Wade-DCFS

[9:00 AM] Mignon Hoover
Mignon Hoover, DCFS/PEU

[9:00 AM] Gwendolyn Greene
Dr. Greene- DCFS/DWTC

[9:01 AM] Autumn Blattman
Autumn Blattman, Regional Coordinator- Washoe Region
Aging and Disability Services Division

[9:01 AM] Michael Flynn, MPA
Michael Flynn - Bamboo Sunrise

[9:01 AM] Loren Gonzalez
Loren Gonzalez, Clinical Program Planner, Autism Treatment Assistance Program

[9:02 AM] Linda Anderson (Guest)
Linda Anderson, Nevada Public Health Foundation.

[9:02 AM] Amna Khawaja
Amna Khawaja - DCFS System of Care Grant Unit

[9:04 AM] Deidre Manley
Deidre Manley DCFS System of Care Grant Unit

[9:04 AM] Joelle McNutt
Joelle McNutt, Executive Director Nevada Board of Examiners for MFT & CPC

[9:09 AM] Sabrina Schnur
Sabrina Schnur, Belz&Case Government Affairs

[9:17 AM] Dazzrael Kirby
Dazzrael Kirby, Developmental Specialist III, Nevada Early Intervention Services

[9:22 AM] Kathryn Martin
Good morning! If you have not already done so, please add your name, agency, and position to the chat.

[9:22 AM] Frost, Char
Char Frost, Director of Youth & Family Engagement, Magellan Health of Nevada

[9:22 AM] Marla McDade Williams
Marla McDade Williams, Administrator, Division of Child and Family Services, DHHS

[9:22 AM] Michele Crawford
Michele Crawford, Seven Hills Hospital, Business Development Director

[9:22 AM] Serena Evans
Serena Evans, Policy Director, Nevada Coalition to End Domestic and Sexual Violence

[9:22 AM] Karla Delgado
Karla Delgado, Management Analyst IV, Division of Child and Family Services

[9:23 AM] Libertelli, Joanne
Joanne Libertelli- Clinical Director, Magellan Health of Nevada

[9:23 AM] Ferrari Reeder (Guest)
Hannah Branch - Ferrari Reeder Public Affairs, Legislative Analyst

[9:23 AM] Mariani, Lisa
Lisa Mariani, CEO, Magellan of Nevada / Connect Nevada program

[9:23 AM] Antonina Capurro
Antonina Capurro, Division of Child and Family Services

[9:23 AM] Carrier, Ashley

Ashley Carrier CNO Spring Mountain Sahara and Spring Mountain Treatment Center Las Vegas, NV

[9:33 AM] Shahan, Beverly

Beverly Shahan DBD Spring Mountain Treatment Center & Spring Mountain Sahara, Las Vegas, NV

[9:34 AM] Dawnesha Powell

Dawnesha Powell-Director of Behavioral Health, Silversummit Healthplan

[9:47 AM] Michael Flynn, MPA

michael@bamboosunrise.net

[10:00 AM] Doug Flannery (Guest)

Doug Flannery, Director of Risk Management Spring Mountain Treatment Center

[10:38 AM] Marcel Brown

Medicaid Listserv

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

COVID Unwind

<https://dhcfp.nv.gov/covid19/>

Issues Related to Claims or Prior Authorizations

nevadaprovidertraining@gainwelltechnologies.com

(NEW) Community and Provider Engagement Unit (Access Point for Medicaid Questions)

communityandprovider@dhcfp.nv.gov.

Legislative Implementation Update

[Nevada Medicaid Stakeholder Legislative Implementation Update - YouTube \(9/2023\)](#)

[Public Workshop Agenda 1/18/24 \(nv.gov\)](#)

Medicaid Public Hearing Notices

[Home \(nv.gov\)](#)

[10:39 AM] Marcel Brown

marcel.brown@dhcfp.nv.gov

[10:46 AM] Marcel Brown

cbbhc@dhcfp.nv.gov

[10:49 AM] Meeting ended