

## **Table of Contents**

**State/Territory Name: Nevada**

**State Plan Amendment (SPA) #: 24-0011**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Pages

**DEPARTMENT OF HEALTH & HUMAN SERVICES**

Centers for Medicare & Medicaid  
Services 601 E. 12th St., Room 355  
Kansas City, Missouri 64106



Medicaid and CHIP Operations Group

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June 21, 2024

Stacie Weeks, Administrator  
Department of Health and Human Services  
Division of Healthcare Financing and Policy  
1100 East William Street, Suite 101  
Carson City, NV 89701

Re: Nevada State Plan Amendment (SPA) NV-24-0011

Dear Administrator Weeks:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number NV-24-0011. This amendment proposes the addition of a licensed behavior analysts, licensed assistant behavior analysts and registered behavior technicians within their scope of practice according to state law.

We have conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act. This letter is to inform you that Nevada Medicaid SPA NV-24-0011 was approved on June 21, 2024, with an effective date of April 01, 2024.

If you have any questions, please contact Cecilia Williams at 667-414-0674 or via email at [Cecilia.Williams@cms.hhs.gov](mailto:Cecilia.Williams@cms.hhs.gov).

Sincerely,

A black rectangular box redacts the signature of James G. Scott. A blue ink scribble is visible below the redaction.

Digitally signed by  
James G. Scott -S  
Date: 2024.06.21  
17:41:35 -05'00'

James G. Scott, Director  
Division of Program Operations

Enclosures

cc: Jenifer Graham  
Theresa Carston  
Sarah Dearborn  
Casey Angres

**TRANSMITTAL AND NOTICE OF APPROVAL OF  
STATE PLAN MATERIAL  
FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES**

1. TRANSMITTAL NUMBER

2 4 — 0 0 1 1

2. STATE

NV

3. PROGRAM IDENTIFICATION: TITLE OF THE SOCIAL SECURITY ACT



XIX



XXI

TO: CENTER DIRECTOR  
CENTERS FOR MEDICAID & CHIP SERVICES  
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE

April 1, 2024

5. FEDERAL STATUTE/REGULATION CITATION

State Plan under Title XIX of the Social Security Act

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)

a FFY 2024 \$ 847,955

b FFY 2025 \$ 2,674,496

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

3.1-A, Page 3a

Attachment 3.1-A Page 3a (Continued)

8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)

3.1-A, Page 3a

Attachment 3.1-A Page 3a (Continued)

9. SUBJECT OF AMENDMENT

Addition of a licensed behavior analyst, licensed assistant behavior analyst and registered behavior technician within their scope of practice according to state law.

10. GOVERNOR'S REVIEW (Check One)



GOVERNOR'S OFFICE REPORTED NO COMMENT



COMMENTS OF GOVERNOR'S OFFICE ENCLOSED



NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL



OTHER, AS SPECIFIED:

11. SIGNATURE OF STATE AGENCY OFFICIAL

[Redacted Signature]

12. TYPED NAME  
RICHARD WHITLEY

13. TITLE  
DIRECTOR, DHHS

14. DATE SUBMITTED  
March 27, 2024

15. RETURN TO

Cynthia Leech, Compliance Agency Manager  
DHCFF/Medicaid  
1100 East William Street, Suite 101  
Carson City, NV 89701

**FOR CMS USE ONLY**

16. DATE RECEIVED  
March 27, 2024

17. DATE APPROVED  
June 21, 2024

**PLAN APPROVED - ONE COPY ATTACHED**

18. EFFECTIVE DATE OF APPROVED MATERIAL  
April 01, 2024

19. SIGNATURE OF APPROVING OFFICIAL

[Redacted Signature]

Digitally signed by James G. Scott -S  
Date: 2024.06.21 17:42:06 -05'00'

20. TYPED NAME OF APPROVING OFFICIAL  
James G. Scott

21. TITLE OF APPROVING OFFICIAL  
Director, Division of Program Operations

22. REMARKS

June 17, 2024: NV Concurred to pen and ink changes to Boxes 7 & 8.

6.b. Optometrist services require prior authorization from the Nevada Medicaid Office. Refractions are limited to one in 24 months except for those required as a result of an EPSDT examination.

6.c. Chiropractor services are limited to individuals under the age of 21 and referred as a result of a Healthy Kids (EPSDT) screening.

6.d. Other practitioner services

Services of a licensed Physician Assistant within their scope of practice according to state law.

- Physician Assistants assume professional liability for services furnished by a certified community health worker effective February 1, 2022.

Services of a licensed Advanced Practice Registered Nurse within their scope of practice according to state law.

- Advanced Practice Registered Nurses assume professional liability for services furnished by a certified community health worker effective February 1, 2022.

Services of a licensed Psychologist within their scope of practice according to state law.

Services of a licensed Registered Nurse within their scope of practice according to state law.

Services of a licensed Pharmacist within their scope of practice according to state law effective July 1, 2022.

Services of a licensed Emergency Medical Technician (EMT) within their scope of practice according to state law. An EMT must have a community paramedicine endorsement to render community paramedicine services.

Services of a licensed Advanced EMT within their scope of practice according to state law. An Advanced EMT must have a community paramedicine endorsement to render community paramedicine services.

Services of a licensed Paramedic within their scope of practice according to state law. A Paramedic must have a community paramedicine endorsement to render community paramedicine services.

Services of a licensed Board-Certified Behavior Analyst (BCBA) within their scope of practice according to state law. BCBA may supervise the work of Board-Certified Assistant Behavior Analyst (BCaBA) and Registered Behavior Technicians (RBTs) and other professionals who implement behavior-analytic interventions.

Services of a licensed Board-Certified Assistant Behavior Analyst (BCaBA) within their scope of practice according to state law. Professionals licensed at the BCaBA level may not provide behavior-analytic services without supervision. BCaBA may supervise the work of Registered Behavior Technicians (RBTs).

Services of a Certified Registered Behavior Technician (RBT). An RBT is an individual who has earned a high school diploma or equivalent, completed training and testing as approved and credentialed by the Behavior Analyst Certification Board.

The RBT is a paraprofessional certification in behavior analysis. RBTs assist in delivering behavior analysis services and practice under the direction and close supervision of an RBT Supervisor and/or an RBT Requirements Coordinator, who are responsible for all work RBTs perform.

7. Home health care services

Services: As regulated under 42 CFR 484, 42 CFR 440.70 and other applicable state and federal law or regulation.

Home health services are certified by a physician and provided under a physician approved Plan of Care. These services may be provided in any setting where normal life activities occur. The provider must be enrolled as a Medicare Certified Home Health Agency licensed and authorized by state and federal laws to provide health care services in the home. Home health services include the following services and items:

- a. Physical therapy.  
(Reference Section 11 “a” of Attachment 3.1-A)
- b. Occupational therapy.  
(Reference Section 11 “b” of Attachment 3.1-A)
- c. Speech therapy.  
(Reference Section 11 “c” of Attachment 3.1-A)
- d. Skilled nursing services (RN/LPN visits)