



**BRIAN SANDOVAL**  
Governor

STATE OF NEVADA  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
AGING AND DISABILITY SERVICES DIVISION

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**MICHAEL WILLDEN**  
Director

**JANE GRUNER**  
Administrator

## **MEETING NOTICE AND AGENDA**

Name of Organization: Nevada Commission on Aging  
Strategic Plan Accountability Subcommittee  
(SPAC)

*(Nevada Revised Statute [NRS] 427A.034)*

Date and Time of Meeting: Tuesday June 11, 2014  
9:30 a.m.

Place of Meeting: Aging & Disability Services Division  
445 Apple Street, #104  
Reno NV 89502

To Join the Telephone Conference: Call-in number: 888-363-4735  
Access Number: 8529740

## **DRAFT MINUTES**

### I. Call to Order/Roll Call

Present Members: Daniel Mathis, Kathy McClain, Connie McMullen, Jerry Johnson, Susan Rhodes

Absent Members: Barry Gold

Staff: Tina Gerber-Winn, Elysa Kleidosty, Dale Ann Luzzi

### II. Welcoming Remarks Connie McMullen, Chair

### III. Public Comment (No action may be taken upon a matter raised under public comment period unless the matter itself has been specifically included on the agenda as an action item.)

No Public Comment

IV. Approval of the Minutes from the Strategic Plan Accountability Subcommittee Meeting of May 7, 2014 (For Possible Action)

Connie McMullen, Chair

Kathy moved to approve the minutes.

Jerry seconded the motion.

Minutes were approved.

Item Taken Out of Order

V. Announcements from Members

Connie McMullen, Chair

Connie stated she will be attending/hosting Senior Fest on September 2<sup>nd</sup> at the Grand Sierra Resort.

Dale Ann stated that ADSD has launched a new Internet site which will provide easier access to things such as meeting minutes and agendas. Dale Ann also stated that ADSD has a new intranet site for internal use for staff.

Item Taken Out of Order

VI. Report and Discussion on Progress of the Olmstead Plan and the Joint Committee of the Commission on Aging SPAC Subcommittee and the Commission on Services for People with Disabilities

Tina Gerber-Winn, Deputy Administrator, ADS

Tina is working on finalizing the contract with Tony Records to do an updated report on the Olmstead Plan. She stated this will be done within the next month.

Connie asked if the situation will change now that the Director has shifted to the Governor's staff.

Tina stated she didn't know, but said there will be a conversation with new Director Romaine Gilliland next Friday. If there will be any change in course, she will know by next Friday.

Tina stated that a meeting with the Joint Subcommittee has not happened yet since the agreement has not been finalized and suggested that, since Connie is on that joint subcommittee, she might want to set up a subcommittee meeting.

Connie stated she would like to discuss it offline at a later time as more information unfolds.

Connie asked if there were any questions that the Subcommittee had for Tina. There were no questions.

Item Taken Out of Order

VII. Report on May meeting of the Legislative Committee on Seniors, Veterans, and Adults with Special Needs

Tina Gerber-Winn, Deputy Administrator, ADSD

Tina stated that a meeting of this Subcommittee was held this past month. She said that a lot of the attention focused on services for people who are deaf or

hard of hearing with regard to advocacy and access to public benefits and information to exercise their right service delivery. The opportunity to improve interpreter service, particularly the skill levels and skill sets of ASL interpreters as well as the number of skilled interpreters available, was discussed at length. The possibility of a regulatory board or more staff to achieve the desired skill level and skill set was also proposed.

Tina said that the meeting addressed employment for people with developmental disabilities and focused on the importance of training and getting people to work. Also guardianship was a part of the discussion, more specifically limiting guardianship for people with developmental disabilities. The guardianship presentation could apply to older individuals as well, not just people with developmental disabilities. There was also a discussion about getting vocational, mobility and life skills training to the visually impaired and/or blind, and services could also apply to older individuals that may not qualify for other programs. A workshop will be held to determine what services may be needed. The Subcommittee will be meeting again on July 9<sup>th</sup>, with the first agenda item being the Olmstead Plan.

Connie asked if any of the services mentioned will apply to over 65.

Tina stated that the services would apply to any age.

Connie wanted to know how seniors could be more involved in the conversation and stated she would like more advocacy for individuals over the age of 65 with behavioral health issues.

Connie asked if the Subcommittee had any further questions.

There were no further questions.

#### Item Taken Out of Order

- VIII. Report from Daniel Mathis, President and CEO of the Nevada Health Care Association Regarding Skilled Nursing Facility Beds for People with Alzheimer's Disease and Supplemental Payments  
**(For Possible Action)**

Daniel Mathis, Committee Member

Daniel stated there were two main components to the presentation: the Supplemental Payment Calculation and the Behavioral Complex Rate. Under the current provider tax, providers are allowed to use up to 6% for Federal matching dollars with four components of disbursement of the provider tax: acuity, Medicaid occupancy, MDS accuracy (nursing assessment), and quality. A state plan amendment is being proposed to increase the acuity component in the calculation of the supplemental payment, thereby shrinking the Medicaid occupancy component. This will give providers an incentive to get higher acuity patients rather than a higher Medicaid occupancy.

This proposal will affect Alzheimer's patients because providers are going to start looking for higher acuity patients to increase their revenue; Alzheimer's patients, particularly those with early stage Alzheimer's, usually do not have a higher acuity. He stated that there is a danger of fewer beds being available in Skilled Nursing Facilities for these and other lower acuity patients.

Daniel asked if there were any questions about the Supplemental Payment Calculation.

Kathy asked if there is less coming out of the Medicaid component whether that meant facilities didn't have to house as many Medicaid patients.

Daniel stated that the current Medicaid occupancy is calculated into the Supplemental Payment Calculation in two areas. First is the collections side, where if the Medicaid occupancy is 65% or higher, the provider tax per patient per day is around \$15, whereas if the Medicaid occupancy is less than 65%, the provider tax per patient per day is around \$30. On the disbursement side, they get points for Medicaid occupancy. So the providers are going to want higher acuity versus lower acuity patients and beds for Alzheimer's patients will be greatly reduced or eliminated entirely if it goes into effect.

Connie asked what the timeline would be for this amendment plan to into effect.

Daniel stated that the plan amendment does not require legislative action, so they don't foresee asking for a state plan amendment until 2015.

The old Behavioral Complex Rate for behavioral health in skilled nursing facilities was primarily based on one-on-one staffing. The new rate is based on a cumulative scoring system, is designed to reduce out of state placement, and is meant to more appropriately place individuals with behavioral health issues; for example, reducing the number of legal 2000s and unnecessary hospital placement. Daniel went over the slides in the presentation that outlined behaviors and diagnoses that would qualify an individual for the Behavioral Complex Rate, as well as the scoring and tier system. He also discussed the documentation requirements.

Connie asked if there were any questions from the committee members.

Sue asked Daniel to clarify whether or not the new rate plan is currently in Medicaid's regulations.

Daniel said it has been approved by Medicaid and that the rate hearing will be held after the state plan amendment has been approved by CMS.

Sue asked if it has been approved why no one has been using it.

Daniel stated that once it has been approved by CMS there are several providers who will be applying for the BCR.

Sue asked, since this is designed to lessen or eliminate the need for out of state placement, how many Medicaid clients now who meet SNF are out of state and, of those, how many are from the North and South.

Daniel stated he couldn't say how many were from the North and South, but the last number he heard was around 67 people that are in out of state facilities.

Sue asked if these rates will allow out of state patients to come back to Nevada.

Daniel stated yes, there are providers who are looking to bring some of those individuals back into the state, but it is primarily designed to keep individuals from leaving rather than to help bring them back.

Daniel stated that if anyone needed any more information to contact him.

- IX. Update on the Information for Legislators and Candidates and the Issue White Papers Prepared by the Commission on Aging Legislative Subcommittee and a Discussion and Vote on Possible Use of Information by SPAC

(For Possible Action)

Connie McMullen, Chair

Connie stated that the Commission on Aging approved all of the White Papers their last meeting.

Connie stated that as of this week, February 9, 2015 has been chosen as Senior Nevadans' Day. She stated that various Subcommittees as well as AARP or whoever else would like to attend. She stated that it will be held in room 3100 of the Legislative Building.

Dale Ann asked what time it the room would be reserved for.

Connie stated she wasn't sure, but assumed it would be in the morning.

- X. Update, Discussion, and Possible Vote on the Nevada Health Link Outreach to Seniors and Ways SPAC can Help to get Information to Older People About How the Affordable Care Act Affects Them

(For Possible Action)

Barry Gold, Committee Member

Item postponed due to Barry's absence.

- XI. Consider Agenda Items and Date and Time for the Next Meeting

(For Possible Action)

Connie McMullen, Chair

Next Meeting Date August 14, 2014 at 9:30am

The following items should be included on the next agenda:

- Update, Discussion, and Possible Vote on the Nevada Health Link Outreach to Seniors and Ways SPAC can Help to get for Information to Older People About How the Affordable Care Act Affects Them
- Replacing Charles Perry and the process on how to do so

- XII. Public Comment (No action may be taken upon a matter raised under public comment period unless the matter itself has been specifically included on the agenda as an action item).

No Public Comment

Connie moved to adjourn the meeting.

Kathy seconded the motion to adjourn.

Meeting adjourned at 10:40 A.M.

NOTE: Items may be considered out of order. The public body may combine two or more agenda items for consideration. The public body may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. The public body may place reasonable restrictions on the time, place, and manner of public comments but may not restrict comments based upon viewpoint.

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**NOTE:** We are pleased to make reasonable accommodations for members of the public who have disabilities and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify Elysa Kleidosty at (775) 688-2964 x222 as soon as possible and at least two days in advance of the meeting. If you wish, you may e-mail her at [ekleidosty@adsd.nv.gov](mailto:ekleidosty@adsd.nv.gov). Supporting materials for this meeting are available at: 445 Apple Street #104, Reno, NV 89502 or by contacting Elysa Kleidosty at (775) 688-2964 or by email at [ekleidosty@adsd.nv.gov](mailto:ekleidosty@adsd.nv.gov)

***Agenda Posted at the Following Locations:***

1. Aging and Disability Services Division, Carson City Office, 3416 Goni Road, Suite D-132, Carson City, NV 89706
2. Aging and Disability Services Division ,Las Vegas Office, 1860 East Sahara Avenue, Las Vegas, NV 89104
3. Aging and Disability Services Division ,Reno Office, 445 Apple Street, Suite 104, Reno, NV 89502
4. Aging and Disability Services Division , Elko Office, 1010 Ruby Vista Drive, Suite 104 Elko, NV 89801
5. State Legislative Building, 401 S. Carson Street, Suite 3138, Carson City, NV 89701
6. Grant Sawyer State Office Building, 555 E. Washington Ave, Suite 4401, Las Vegas, NV 89119
7. Department of Health and Human Services, 4126 Technology Way, Suite 100, Carson City 89706
8. Nevada State Library And Archives, 100 north Stewart Street, Carson City, NV 89701
9. Washoe Senior Center, 1155 East Ninth Street, Reno, NV 89512
10. Las Vegas Senior Center, 451 East Bonanza Road, Las Vegas, NV 89101
11. Carson City Senior Center, 911 Beverly Drive, Carson City, NV 89706

Notice of this meeting was posted on the Internet: <http://aging.state.nv.us/>