

Steve Sisolak  
Governor

Richard Whitley, MS  
Director



**DEPARTMENT OF  
HEALTH AND HUMAN SERVICES**  
**AGING AND DISABILITY SERVICES DIVISION**  
*Helping people. It's who we are and what we do.*



Dena Schmidt  
Administrator

## **NOTICE OF PUBLIC WORKSHOP**

NOTICE IS HEREBY GIVEN; the Office for Consumer Health Assistance will hold a workshop to consider amendments to Nevada Administrative Code (NAC) Chapter 439B relating to disputes between third-party insurers and out-of-network providers over payment of medically necessary emergency services in LCB File No. R101-19 (NRS 439B.700-NRS439B.760).

The workshop will be conducted via TEAMS Meeting beginning at 1:00 pm, Tuesday December 14, 2021, at the following:

### **Microsoft Teams meeting**

**Join on your computer or mobile app**

[Click here to join the meeting](#)

**Join with a video conferencing device**

105936574@teams.bjn.vc

Video Conference ID: 114 520 923 9

[Alternate VTC instructions](#)

**Or call in (audio only)**

[+1 775-321-6111,,99150905#](#) United States, Reno

Phone Conference ID: 991 509 05#

[Find a local number](#) | [Reset PIN](#)

Thank you for planning to attend this Teams meeting.

The workshop will be conducted in accordance with NRS 241.020, Nevada's Open Meeting Law.

### **AGENDA**

1. Introduction of workshop process.
2. Public comment on proposed amendments to Nevada Administrative Code (NAC) Chapter 439B relating to disputes between third-party insurers and out-of-network providers over payment of

medically necessary emergency services in LCB File No. R101-19 (NRS 439B.700-NRS 439B.760).

3. Public Comment.

The proposed changes will amend Chapter 439B of the Nevada Administrative Code relating to disputes between third-party insurers and out-of-network providers over payment of medically necessary emergency services in LCB File No. R101-19 (NRS 439B.700-NRS 439B.760).

The proposed regulations will provide for:

- Required content of an arbitration request for a disputed claim of less than \$5,000.
- The review and approval of the request by the Department.
- The Department to provide the out-of-network provider and third-party insurer with a written list of five randomly selected employees of the State who are qualified to arbitrate the dispute.
- The selection of an arbitrator and the procedure for the arbitration.
- The requirement for a dispute about a claim in the amount of \$5,000 or more, for the out-of-network provider to request a list of five randomly selected arbitrators from the American Arbitration Association or JAMS.
- The procedure for making and withdrawing an election by an entity or organization not otherwise subject to provisions of the law governing the resolution of disputes between a third-party insurer and an out-of-network provider of health care over payment for medically necessary emergency services to elect to have those provisions apply to the entity or organization.
- A third-party insurer that provides coverage to residents of the State to annually submit to the Department certain information for the purpose of compiling a report.

Members of the public may make oral comments at this meeting. Persons wishing to submit written testimony or documentary evidence may submit the material to Carrie Embree at:

Aging and Disability Services Division

3416 Goni Road

Suite D-132

Carson City, NV 89706

FAX (775) 687-0574

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 Rebecca Ortiz at (775) 684-5956 as soon as possible and at least one business day in advance of the meeting. If you wish, you may e-mail her at [rebeccaortiz@adsd.nv.gov](mailto:rebeccaortiz@adsd.nv.gov).

Supporting materials for this meeting are available at 3416 Goni Road, D-132, Carson City, NV 89706, or by contacting Rebecca Ortiz at (775) 684-5956, or by e-mail: [rebeccaortiz@adsd.nv.gov](mailto:rebeccaortiz@adsd.nv.gov)

A copy of the regulations and workshop information can also be found on-line by going to: Nevada Aging and Disability Services Division:

<http://dhhs.nv.gov/Programs/CHA/> <http://adsd.nv.gov/>

and

[Aging & Disability Services \(nv.gov\)](#)

A copy of this notice has been 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 Ave., Las Vegas, NV 89104
3. Aging and Disability Services Division, Reno Office, 9670 Gateway Drive, Suite 200, Reno, NV 89521
4. Nevada State Library and Archives, 100 North Stewart Street, Carson City, NV 89706
5. Sierra Regional Center, 605 South 21st Street, Reno, NV 89431

Notice of this meeting is also posted on the Internet: <https://ADSD.NV.gov>, and <https://notice.nv.gov> and has been sent to the Legislative Counsel Bureau.

Copies may be obtained in person, by mail, or by calling (775) 684-5956.

Per NRS 233B.064(2), upon adoption of any regulations, the agency, if requested to do so by an interested person, either prior to adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.