



STATE OF NEVADA BOARD OF OCCUPATIONAL THERAPY

SUMMARY MINUTES PUBLIC BOARD MEETING August 1, 2024

Members Present: Jose Pablo Castillo, Christopher Liebl, Philip Seitz

Members Absent: Jocelyn Pereira

Staff Present: Heather Hartley, Executive Director
Stacey Whittaker, Director of Licensing & Operations
Henna Rasul, Sr. Deputy Attorney General

Public Present: Julia Graham, Peggy McElgunn, Casey Melvin, Elyse Monroy, Kristen Neville,
Matt Olivier, Rebecca Preddie, De Yates

Call to Order, Confirmation of Quorum

Chair Castillo called the Board meeting to order at 10:00 am. A roll call confirmed a quorum was present.

Public Comments

Chair Castillo called for public comments, there were none.

Consideration of submitting Public Comments from the Board of Occupational Therapy regarding the proposed changes to the Medicaid Services Manual (MSM) Chapter 3700 – Applied Behavior Analysis (ABA) Provider type 85.

Chair Castillo explained that the proposed changes to the Medicaid Services Manual would add Activities of Daily Living (ADL's) and Instrumental ADL's (IADL's) to covered services for Applied Behavior Analysis and intend to clarify the use of Activities of Daily Living in the prior authorization and goals of the treatment plan. He further explained that NRS 640A.050, the practice of Occupational Therapy specifically references ADL's whereas the practice of Applied Behavior Analysis, NRS 641D.080 does not.

Chair Castillo provided the Board with draft public comments to be considered for submission to the Department of Health and Human Services, Division of Health Care Financing and Policy at their meeting on August 13, 2024 on behalf of the Board of Occupational Therapy. The Board discussed the letter drafted by Chair Castillo including the scope of practice of both Occupational Therapy and Applied Behavior Analysis and covered services.

Chair Castillo opened the meeting for public comment. Casey Melvin, OT expressed her concerns regarding the possibility of duplication of services and authorizations if this were to go through. Kristen Neville, AOTA commented that she appreciated the Board's efforts on this, as her research has shown no reference to ADL's and IADL's in Medicaid language for ABA reimbursements from other surrounding states. Kristen feels that this could take away from other practitioners, and reimbursements for Occupational Therapy could go down. Matt Olivier, OT – NOTA expressed his concerns with scope of practice and

overlapping. As a practitioner, he feels that partnerships with other disciplines are important. De Yates reiterated her concerns with the duplication of billing services.

Chair Castillo closed public comment at 10:37am and proceeded to read into record the drafted letter addressed to the Department of Health and Human Services, Division of Health Care Financing and Policy. Chair Castillo asked the Board members for their input and reiterated that the focus is on scope of practice, billing, and patient safety. Vice Chair Liebl recommended adding language regarding duplication of services. The Board also recommended removing the last paragraph on the first page and adding language regarding surrounding states as referenced by Kristen Neville.

Vice Chair Liebl made the motion, seconded by Phil Seitz to authorize Executive Director Hartley to make the identified changes to the letter and submit it to the Department of Health & Human Services, Division of Health Care Financing and Policy. The motion passed.

Public Comment

Chair Castillo opened the floor for public comments. Casey Melvin, OT recommended that the Board look into the Medicaid Manual for possible changes to scope of practice language. Julia Graham, OT – NOTA President, expressed her concern regarding the context and environment for ADL's and IADL's as the language is not identified. There were no further comments.

Adjournment – Chair Castillo adjourned the meeting at 11:00 am.