

Board of Community Health  
Meeting  
October 8, 2020

**Members Present**

Norman Boyd  
Allana Cummings  
Roger Folsom  
Mark Trail  
David Crews  
Russ Childers  
Russell Crutchfield  
Anthony Williamson  
Kenneth Davis

**Members Absent**

The Board of Community Health held its meeting via WebEx teleconference. (An agenda and a List of Attendees are attached hereto and made an official part of these Minutes as Attachments #1 and #2). Chairman Norman Boyd presided and called the meeting to order at 10:30 a.m.

**Minutes**

The Minutes of the September 10, 2020 meeting were unanimously approved.

**Opening Comments**

Audit Committee:

- Members present: Russ Childers, Mark Trail, Russell Crutchfield and David Crews
- Internal Controls overview by the Office of Inspector General (OIG)
- Presentation of the FY2019 Audit by the Department of Audits and Accounts (DOAA)

**Commissioner's Report**

Commissioner Berry thanked the Board, members of the public and staff for their participation via WebEx.

Commissioner Berry updated the Board on the following:

- Recognitions:
  - Customer Service Week October 5<sup>th</sup>-9<sup>th</sup>. 2020 DCH Dream Team members were recognized by their colleagues as Customer Service

Champions for their continued dedication to providing great customer service during these unprecedented times.

- Geraldine Montgomery, MAP
- Annie Parks, GDNA
- Erika Perry, HFRD
- Mary Peterkin, OGC
- Tina Register, SORH
- Douglas Tatum, OIG
- Kiana Jackson, Communications
- Mula Xavier, Katie Beckett/MAP
- Shanoa Young, OHR
- Bruce Henderson, Health Planning
- Lavada Zahir, Financial Management
- Jeffrey Rozier, OIG

○ External customer service/partnerships:

- Anna Adams, Georgia Hospital Association (GHA)
- Russell Carlson, Nursing Home Association
- Matt Hicks, Grady
- Mark Sexton, Georgia Emergency Management Agency (GEMA)
- Department of Public Health (DPH) Commissioner Kathleen Toomey

○ 1115 Demonstration Waiver Application to extend postpartum services initiative support recognitions:

- Chair Sharon Cooper
- Senator Dean Burke
- Senator Jack Hill
- Chairman Terry England
- Chairman Butch Parrish

• Governor Brian Kemp's press conference - four focus areas:



Kim Morris, Director, Reimbursement Financial Management presented to the Board for final adoption the Rules and Regulations for Hospital Care for the Indigent, Rules & Regs., R. 111-3-12 Public Notice.

The proposed Rules and Regulations for Hospital Care for the Indigent, Chapter 111-3-12, updates the existing rules by replacing the Chapter number, replacing the name of the Department, and correcting rule numbering and grammatical errors. The proposed Rules and Regulations for Hospital Care for the Indigent, Chapter 111-3-12, does not change any substantive provisions of the existing rule.

An opportunity for public comment was held on September 15, 2020 at 1:00 p.m., via WebEx. Written comments were accepted on or before September 18, 2020. No oral or written comments were received.

Ms. Morris respectfully asked for the Board's favorable consideration of final adoption.

Mark Trail MADE a MOTION to approve for final adoption the Rules and Regulations for Hospital Care for the Indigent, Rules & Regs., R. 111-3-12 Public Notice. Russell Crutchfield SECONDED the MOTION. ON THE MOTION, the yeas were 9, nays 0, abstained 0, and the MOTION was APPROVED.

(A copy of the Rules and Regulations for Hospital Care for the Indigent, Rules & Regs., R. 111-3-12 Public Notice is attached hereto and made an official part of these minutes as Attachment #3).

Melanie Simon, Executive Director, Healthcare Facility Regulation presented to the Board for final adoption the Rules and Regulations for Birth Centers, Rules & Regs., R. 111-8-7.

The proposed rules reflect that Birth Centers are subject to regulation by the Department of Community Health (DCH) rather than the Department of Human Resources (DHR), which has since been renamed as the Department of Human Services (DHS). The rules are being transferred directly from Chapter 290-5-41 to Chapter 111-8-7 with minor changes and corrections.

An opportunity for public comment was held on September 15, 2020 at 10:00 a.m., via WebEx. Written comments were accepted on or before September 18, 2020. No oral or written comments were received.

Ms. Simon respectfully asked for the Board's favorable consideration of final adoption.

Roger Folsom MADE a MOTION to approve for final adoption the Rules and Regulations for Birth Centers, Rules & Regs., R. 111-8-7 Public Notice. Mark Trail SECONDED the MOTION. ON THE MOTION, the yeas were 9, nays 0, abstained 0, and the MOTION was APPROVED.

(A copy of the Rules and Regulations for Birth Centers, Rules & Regs., R. 111-8-7 Public Notice is attached hereto and made an official part of these minutes as Attachment #4).

Melanie Simon, Executive Director, Healthcare Facility Regulation presented to the Board for final adoption the Rules and Regulations for Health Maintenance Organizations (HMOs), Rules & Regs., R. 111-8-29 Public Notice.

The proposed rules reflect that HMOs are subject to regulation by the Department of Community Health (DCH) rather than the Department of Human Resources (DHR), which has since been renamed as the Department of Human Services (DHS). The rules are being transferred directly from Chapter 290-5-37 to Chapter 111-8-29 with minor changes and corrections.

An opportunity for public comment was held on September 15, 2020 at 11:00 a.m., via WebEx. Written comments were accepted on or before September 18, 2020. No oral or written comments were received.

Ms. Simon respectfully asked for the Board's favorable consideration of final adoption.

Mark Trail MADE a MOTION to approve for final adoption the Rules and Regulations for Health Maintenance Organizations (HMOs), Rules & Regs., R. 111-8-29 Public Notice. Allana Cummings SECONDED the MOTION. ON THE MOTION, the yeas were 9, nays 0, abstained 0, and the MOTION was APPROVED.

(A copy of the Rules and Regulations for Health Maintenance Organizations (HMOs), Rules & Regs., R. 111-8-29 Public Notice is attached hereto and made an official part of these minutes as Attachment #5).

Melanie Simon, Executive Director, Healthcare Facility Regulation presented to the Board for final adoption the Rules and Regulations for X-Ray, Rules & Regs., R. 111-8-90 Public Notice.

The proposed rules reflect that X-Ray devices are subject to regulation by the Department of Community Health (DCH) rather than the Department of Human Resources (DHR), which has since been renamed as the Department of Human Services (DHS). The rules are being transferred directly from Chapter 290-5-22 to Chapter 111-8-90 with minor changes and corrections.

An opportunity for public comment was held on September 15, 2020 at 11:30 a.m., via WebEx. Written comments were accepted on or before September 18, 2020. No oral or written comments were received.

Ms. Simon respectfully asked for the Board's favorable consideration of final adoption.

Russ Childers MADE a MOTION to approve for final adoption the Rules and Regulations for X-Ray, Rules & Regs., R. 111-8-90 Public Notice. Mark Trail SECONDED the MOTION. ON THE MOTION, the yeas were 9, nays 0, abstained 0, and the MOTION was APPROVED.

(A copy of the Rules and Regulations for X-Ray, Rules & Regs., R. 111-8-90 Public Notice is attached hereto and made an official part of these minutes as Attachment #6).

Melanie Simon, Executive Director, Healthcare Facility Regulation presented to the Board for final adoption the Rules and Regulations for Laser Radiation, Rules & Regs., R. 111-8-91 Public Notice.

The proposed rules reflect that Laser Radiation is subject to regulation by the Department of Community Health (DCH) rather than the Department of Human Resources (DHR), which has since been renamed as the Department of Human Services (DHS). The rules are being transferred directly from Chapter 290-5-27 to Chapter 111-8-91 with minor changes and corrections.

An opportunity for public comment was held on September 15, 2020 at 12:00 p.m., via WebEx. Written comments were accepted on or before September 18, 2020. No oral or written comments were received.

Ms. Simon respectfully asked for the Board's favorable consideration of final adoption.

Roger Folsom MADE a MOTION to approve for final adoption the Rules and Regulations for Laser Radiation, Rules & Regs., R. 111-8-91 Public Notice. Russell Crutchfield SECONDED the MOTION. ON THE MOTION, the yeas were 9, nays 0, abstained 0, and the MOTION was APPROVED.

(A copy of the Rules and Regulations for Laser Radiation, Rules & Regs., R. 111-8-91 Public Notice is attached hereto and made an official part of these minutes as Attachment #7).

Melanie Simon, Executive Director, Healthcare Facility Regulation presented to the Board for final adoption the Rules and Regulations for Disaster Preparedness Plans, Ga. Comp. Rules & Regs., R. 111-8-16 Public Notice.

The proposed revisions are necessary to comply with portions of House Bill 987, the "Disabled Adults and Elder Persons Protection Act," pertaining to disaster preparedness. The revisions address pandemic planning, testing and other requirements for long-term care facilities related to the COVID-19 public health emergency.

An opportunity for public comment was held on September 16, 2020 at 11:00 a.m., via WebEx. Written comments were accepted on or before September 18, 2020.

Oral comments received:

- Jennifer Lories, Cedar Hill Senior Living
- Michele Greenwell, Annadale at Suwanee, Inc.

Written comments received:

- Arnall Golden Gregory, LLP
- Pam Clayton, Georgia Health Care Association (GHCA)

Ms. Simon respectfully asked for the Board's favorable consideration of final adoption.

Mark Trail MADE a MOTION to approve for final adoption the Rules and Regulations for Disaster Preparedness Plans, Ga. Comp. Rules & Regs., R. 111-8-16 Public Notice. Roger Folsom SECONDED the MOTION. ON THE MOTION, the yeas were 9, nays 0, abstained 0, and the MOTION was APPROVED.

(A copy of the Rules and Regulations for Disaster Preparedness Plans, Ga. Comp. Rules & Regs., R. 111-8-16 Public Notice is attached hereto and made an official part of these minutes as Attachment #8).

Lynnette Rhodes, Executive Director, Medical Assistance Plans presented to the Board for initial adoption the 1115 Demonstration Waiver Application to extend postpartum services Public Notice.

Pending approval from the Centers for Medicare and Medicaid Services (CMS), effective July 1, 2021, the Department proposed to extend postpartum services for pregnant women from sixty (60) days to one hundred and eighty (180) days or six months.

Currently, the State Plan provides coverage for pregnancy related and postpartum services for a period of sixty (60) days beginning on the last day of the woman's pregnancy.

Per the provisions of HB 1114, which was signed into law on July 16, 2020 (O.C.G.A. § 49-4-159) the Department was directed to submit a State Plan Amendment or an 1115 waiver which provides for the extension of postpartum services. Based upon discussions and guidance received from CMS, the Department will be moving forward with the submission of a five-year 1115 waiver.

The existing State Plan provisions, which allow for sixty (60) days of coverage, *will remain in place*. The proposed 1115 waiver will simply add an additional four months or one hundred and twenty (120) days of postpartum coverage for a total coverage period of six months.

There are no cost-sharing or copayment requirements under this proposed waiver.

Eligible Populations:

- Qualified Pregnant Women with incomes up to, but not exceeding 220% of the FPL.
- Mandatory Poverty Level Pregnant Women
- Optional Poverty Level Related Pregnancy Women

The 1115 waiver will include Resource Mother services that will be provided to mothers who give birth to a very low birth weight baby (less than 3 pounds, 5 ounces). The Resource Mother component will provide the following services:

- Assist with linking mothers to community resources to assist with the social determinants of health;
- Assist the mother in obtaining preventive health visits;
- Assist with primary care medical appointments, NEMT, etc.

The 1115 waiver will help to reduce postpartum maternal morbidity and mortality in the state of Georgia by extending access to care and ensuring continuity of care.

Financial:

The expenditures for the expansion of postpartum services for SFY2022 are as follows:

SFY 2022	State Cost	Federal Cost	Total Cost
Low-Income Medicaid	\$20,574,223	\$41,574,163	\$62,148,386
PeachCare for Kids	\$60,133	\$189,459	\$249,592

Inquiries from the Board:

Appropriations for the extended services: Ms. Rhodes informed the Board that the Department was appropriated a total of \$59,704,892 to cover the additional costs associated with the extended services.

Members who deliver prior to the July 1, 2021 effective date: Ms. Rhodes informed the Board that members whose 60-day postpartum benefits would have expired between June 1, 2021 and June 30, 2021 would be eligible to receive the extended services under the 1115 waiver.

Two opportunities for public comment:

1. October 15, 2020 at 11:00 a.m. via WebEx
2. October 19, 2020 at 10:00 a.m. in Savannah, Georgia, and will take place in-person.

Written comments will be accepted on or before November 9, 2020.

Ms. Rhodes respectfully asked for the Board's favorable consideration of initial adoption.

Mark Trail MADE a MOTION to approve for initial adoption the 1115 Demonstration Waiver Application to extend postpartum services Public Notice. Russ Childers SECONDED the MOTION. ON THE MOTION, the yeas were 9, nays 0, abstained 0, and the MOTION was APPROVED.

(A copy of the 1115 Demonstration Waiver Application to extend postpartum services Public Notice is attached hereto and made an official part of these minutes as Attachment #9).

#### **New Business/Closing Comments**

None to report.

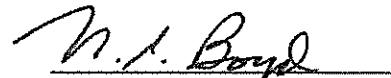
#### **Adjournment**

There being no further business to be brought before the Board, Chairman Norman Boyd adjourned the meeting at 11:03 a.m.

THESE MINUTES ARE HEREBY APPROVED AND ADOPTED THIS THE 10<sup>th</sup> DAY OF October, 2020.



Allana Cummings  
Secretary



Norman Boyd  
Chairman

#### Official Attachments:

- #1 Agenda
- #2 List of Attendees
- #3 Rules and Regulations for Hospital Care for the Indigent, Rules & Regs., R. 111-3-12 Public Notice
- #4 Rules and Regulations for Birth Centers, Rules & Regs., R. 111-8-7 Public Notice
- #5 Rules and Regulations for Health Maintenance Organizations, Rules & Regs., R. 111-8-29 Public Notice



- #6 Rules and Regulations for X-Ray, Rules & Regs., R. 111-8-90 Public Notice
- #7 Rules and Regulations for Laser Radiation, Rules & Regs., R. 111-8-91 Public Notice
- #8 Rules and Regulations for Disaster Preparedness Plans, Ga. Comp. Rules & Regs., R. 111-8-16 Public Notice
- #9 1115 Demonstration Waiver Application to extend postpartum services Public Notice