

Board of Community Health  
Meeting  
August 9, 2018

**Members Present**

Norman Boyd  
Allana Cummings  
Russell Crutchfield  
Russ Childers  
Mark Trail  
Anthony Williamson

**Members Absent**

Kenneth Davis  
Roger Folsom

The Board of Community Health held its regularly scheduled meeting at the Department of Community Health (DCH), 5<sup>th</sup> Floor Board Room, 2 Peachtree Street, N.W., Atlanta, Georgia. (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 July 12, 2018 meeting were unanimously approved.

**Opening Comments**

None to report.

**Committee Reports**

None to report.

**Commissioner's Report**

Commissioner Berry thanked the Board, members of the public and staff for their attendance.

Commissioner Berry updated the Board on the following August event:

- BenPro Conference in Jekyll Island (3-day event)  
Guest Speaker: Governor Deal

Brian Dowd, Assistant Chief, Medicaid presented to the Board for final adoption the Medical Assistance Plans, Waiver Amendment: Elderly and Disabled (E&D) Waivers, increase Adult Day Health Center Rates and increase Alternative Living Service Providers Rates Public Notice.

An opportunity for public comment was held on June 20, 2018 at 2:30 p.m. at the Department of Community Health (2 Peachtree Street, N.W., Atlanta, Georgia 30303) in the 5<sup>th</sup> Floor Commissioner's Conference Room. Written comments were accepted on or before July 16, 2018. No oral comments were received. One written comment was received from Vicki Johnson, Chair of the Georgia Council on Aging in support of the proposed rate increases.

Mr. Dowd respectfully asked for the Board's favorable consideration of final adoption.

Mark Trail MADE a MOTION to approve for final adoption the Medical Assistance Plans, Waiver Amendment: Elderly and Disabled (E&D) Waivers, increase Adult Day Health Center Rates and increase Alternative Living Service Providers Rates Public Notice. Allana Cummings SECONDED the MOTION. ON THE MOTION, the yeas were 6, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Medical Assistance Plans, Waiver Amendment: Elderly and Disabled (E&D) Waivers, increase Adult Day Health Center Rates and increase Alternative Living Service Providers Rates Public Notice is attached hereto and made an official part of these minutes as Attachment #3).

Andrew Johnson, Deputy Commissioner presented to the Board for final adoption the Medical Assistance Plans, Estate Recovery: Commissioner may waive the first \$25,000 of an estate pursuant to Senate Bill 370 Public Notice.

The rate will be effective on July 1, 2018, upon final Board and Centers for Medicare and Medicaid Services (CMS) approval, pursuant to Senate Bill 370 (SB 370), the Department proposes to allow the Commissioner to waive the first \$25,000 of an estate.

This proposed change is estimated to reduce estate recoveries as follows:

	Annual Recovery
SFY 2017 Recoveries (Actual)	\$ 4,084,082
SFY 2017 Recoveries (Under Proposal)	\$ 3,455,977
Reduction (Total Dollars)	\$ 628,105
Reduction (Percent of Recoveries)	15%

Federal and State law require the State to recover up to the amount of medical assistance paid on behalf of a member from the member's estate upon their death. The Department's Rules and Regulations mirror the federal and state requirements.

SB 370 amends Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated. Under current Department of Community Health policy, the Department does not recover from estates valued under \$25,000, but does recover from estates valued over \$25,000.



For example, under current policy an estate that is valued at \$30,000 could be recovered in its entirety, while an estate valued at \$25,000 would not be recovered. This example assumes Medicaid is owed \$30,000 or more, and Medicaid only seeks the amount owed.

To determine the fiscal impact of the proposed legislation, the Department used the previous year's recoveries to determine the overall impact of the bill. This proposal will reduce the amount of recoveries by 15%. This proposal will impact 36% of recovery cases. Because the level of recoveries can vary each year, the actual amount of impact per year cannot readily be determined. The actual fiscal impact could range between \$400,000 to \$1,000,000 per year.

An opportunity for public comment was held on June 20, 2018 at 1:30 p.m. at the Department of Community Health (2 Peachtree Street, N.W., Atlanta, Georgia 30303) in the 5<sup>th</sup> Floor Commissioner's Conference Room. Written comments were accepted on or before July 16, 2018. No oral comments were received. One written comment was received from Vicki Johnson, Chair of the Georgia Council on Aging in support of the proposed rate increase.

Mr. Johnson respectfully asked for the Board's favorable consideration of final adoption.

Russ Childers MADE a MOTION to approve for final adoption the Medical Assistance Plans, Estate Recovery: Commissioner may waive the first \$25,000 of an estate pursuant to Senate Bill 370 Public Notice. Russell Crutchfield SECONDED the MOTION. ON THE MOTION, the yeas were 6, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Medical Assistance Plans, Estate Recovery: Commissioner may waive the first \$25,000 of an estate pursuant to Senate Bill 370 Public Notice is attached hereto and made an official part of these minutes as Attachment #4).

Blake Fulenwider, Deputy Commissioner, Chief, Medical Assistance Plans presented to the Board for initial adoption the Medical Assistance Plans, Medicaid Dental Rate Increase Public Notice.

This item requires Medicare and Medicaid Services (CMS) approval of the proposed Georgia Medicaid Fee Schedule. The current rates for two dental codes are as follows

Procedure Code	Service	Current Rate	Proposed Rate
D2391	Resin-Based Composite – One Surface, Posterior – Primary	\$81.54	\$89.70
D7140	Extract Erupted Tooth/Exposed Root	\$61.67	\$71.30

The Department estimates that the total cost of the proposal for SFY2019 for the Aged, Blind and Disabled Population (ABD) will be \$37,738.19 and for Low Income Medicaid (LIM) will be \$146,909.32. These rates were authorized and funded by the 2018 Georgia General Assembly.

An opportunity for public comment will be held on August 16, 2018 at 10:30 a.m. at the Department of Community Health (2 Peachtree Street, N.W., Atlanta, Georgia 30303) in the 5<sup>th</sup> Floor Board Room. Written comments will be accepted on or before August 23, 2018 to the Board of Community Health, Post Office Box 1966, Atlanta, Georgia 30301-1966.

Mr. Fulenwider respectfully asked for the Board's favorable consideration of initial adoption.

Allana Cummings MADE a MOTION to approve for initial adoption the Medical Assistance Plans, Medicaid Dental Rate Increase Public Notice. Mark Trail SECONDED the MOTION. ON THE MOTION, the yeas were 6, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Medical Assistance Plans, Medicaid Dental Rate Increase Public Notice is attached hereto and made an official part of these minutes as Attachment #5).

Mr. Fulenwider then presented to the Board for adoption the Alma Property Transfer Resolution.

The Resolution requests the State Properties Commission to transfer custody of real property located in Alma, Georgia from the State of Georgia, Technical College System of Georgia, (formerly known as the Department of Technical and Adult Education), to the Georgia Department of Community Health.

The property consists of a 0.2576 acre tract located in the City of Alma, Bacon County, Georgia, located at 426 and 428 West 12<sup>th</sup> Street, Alma, Georgia 31510.

The Department of Community Health began occupying this property in 2001. DCH currently employs 35 staff, with additional space for up to 50 total staff, at the location.

Upon approval by the Board of Community Health, transfer of all custody, possession, interest, and control of said buildings, facilities, and land shall be accomplished in cooperation with the State Properties Commission and by Executive Order.

Russell Crutchfield MADE a MOTION to approve the Alma Property Transfer Resolution. Anthony Williamson SECONDED the MOTION. ON THE MOTION, the yeas were 6, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Alma Property Transfer Resolution is attached hereto and made an official part of these minutes as Attachment #6).

Dan Ebersole, State Health Benefit Plans (SHBP) Advisory Council Member presented to the Board an overview of the meeting held on July 31, 2018.

- 3<sup>rd</sup> Annual Meeting
- A presentation was provided by Andrew Johnson, Deputy Commissioner

**Plan Background Information:**

- New mental health services to align with the Mental Health Parity Act
- Plan design, premiums and providers will remain the same

Jeff Rickman, Division Chief, State Health Benefit Plan (SHBP) introduced to the Board two resolutions, the State Employer Contribution Resolution and the Teacher and Non-Certificated Employer Contribution Resolution. Mr. Rickman noted that these rates had not changed from the previous year.

Mark Trail MADE a MOTION to approve the State Employer Contribution Resolution and the Teacher and Non-Certificated Employer Contribution Resolution. Russell Crutchfield SECONDED the MOTION. ON THE MOTION, the yeas were 6, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the State Employer Contribution Resolution and the Teacher and Non-Certificated Employer Contribution Resolution is attached hereto and made an official part of these minutes as Attachment #7).

Mr. Rickman then presented an overview of the Plan designs for 2019. Mr. Rickman stated the goal for 2019 was to continue looking for ways to improve the benefits offered to members. Mr. Rickman stated the Plan designs would remain unchanged. Mr. Rickman then introduced the Employee Contribution Resolution.

Mark Trail MADE a MOTION to approve the Employee Contribution Resolution. Russ Childers SECONDED the MOTION. ON THE MOTION, the yeas were 6, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Employee Contribution Resolution is attached hereto and made an official part of these minutes as Attachment #8).

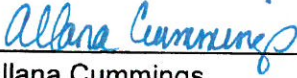
**New Business/Closing Comments**

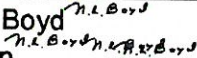
None to report.

**Adjournment**

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

THESE MINUTES ARE HEREBY APPROVED AND ADOPTED THIS THE 9th DAY OF August, 2018.

  
Allana Cummings  
Secretary  
Official Attachments:

  
Norman Boyd  
Chairman

- #1 Agenda
- #2 List of Attendees
- #3 Medical Assistance Plans, Waiver Amendment: Elderly and Disabled (E&D) Waivers, increase Adult Day Health Center Rates and increase Alternative Living Service Providers Rates Public Notice
- #4 Medical Assistance Plans, Estate Recovery: Commissioner may waive the first \$25,000 of an estate pursuant to Senate Bill 370 Public Notice
- #5 Medical Assistance Plans, Medicaid Dental Rate Increase Public Notice
- #6 Alma Property Transfer Resolution
- #7 State Employer Contribution Resolution and the Teacher and Non-Certificated Employer Contribution Resolution
- #8 Employee Contribution Resolution