

Board of Community Health
Meeting
June 9, 2016

Members Present

Norman Boyd
Roger Folsom
Donna Thomas Moses
Michael Kleinpeter
Russ Childers
Allana Cummings
Mark Trail
Russell Crutchfield

Members Absent

Anthony Williamson

The Board of Community Health held its regularly scheduled meeting at the Department of Community Health (DCH), Fifth Floor Board Room, 2 Peachtree Street, N.W., Atlanta, Georgia. Commissioner Clyde L. Reese, III was also present. (An agenda and a List of Attendees are attached hereto and made official parts 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 May 12, 2016 meeting were unanimously approved.

Opening Comments

None to report.

Committee Reports

None to report.

Commissioner's Report

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

Commissioner Reese updated the Board on the following items:

1. State Health Benefit Plan (SHBP):

- In the process of conducting a dependent eligibility audit to determine if dependents currently covered are eligible under the plan rules.
- Express Scripts, Pharmacy Benefit Manager: Ensuring expenditures are being operated in the proper manner.
- Establishment of on-site work clinics for state employees and teachers so they do not have to leave work to go to the doctor, resulting in an increase of productivity and decrease in down time for both employees and employers.
- An invitation for proposal was released on June 3, 2016 for an additional Medicaid Advantage vendor. Currently United Healthcare is the only vendor. By mid-August the Department is hopeful to complete the process of selecting a vendor and move forward with them for open enrollment in the fall.
- No final decisions with the 2017 plan design and rates have been made.

2. Legislative Bills:

- SB 258-Rural Hospital Tax Credit
 - Beginning in tax year 2017, a contribution can be made to an eligible rural hospital to receive a tax credit.
 - The Department is tasked with developing a list of eligible hospitals.

Eligibility criteria includes:
 - A five year sustainability and viability plan. The Department of Revenue (DOR) will work on the tax procedures and implications.
 - Rural hospitals in counties with a population of 35,000 or less. (Exceptions: Critical access hospitals and at least 10% of uncompensated care).
 - By August more information will be released detailing actual content as well as the list of eligible facilities.
- HB 1085-Transfer of the Community Care Services Program (CCSP) from the Department of Human Services (DHS) - Division of Aging Services (DAS) to DCH effective July 1, 2016.
 - In the future the Department will work with the Service Options Using Resources in a Community Environment (SOURCE) waiver program to more effectively serve individuals eligible for services.
- SB 402-Establishes a one year moratorium (June 1, 2016 – June 30, 2017) on the issuance of new licenses to narcotic treatment programs and creates the State Commission on Narcotic Treatment Programs.

The licensure application section on the website reflects a statement that this service is under a moratorium.

- A group appointed by various sectors of government will analyze issues surrounding these type of facilities as well as the course of action after the moratorium is lifted.

3. Procurement:

- Enterprise Data Solutions (EDS): A movement to join the old decision support system in Medicaid with large data analytics that are currently being developed across the country.

The procurement is ongoing. Responses were received and scoring is being revalidated. The Department is moving forward and making progress on a final decision for a vendor.

Marcey Alter, Assistant Chief of Medicaid for Policy and Provider Services, presented the Public Notice and Summary of Public Comments for Final Adoption of the Rate Increase for Personal Support Services in the Independent Care Waiver Program (ICWP). Ms. Alter described the proposed increase as one necessary to make commensurate the rates of reimbursement for Personal Support in this ICWP waiver with Personal Support Services in other Home and Community Based Services Waivers. Ms. Alter stated the increase was allocated by the 2016 Legislature.

An opportunity for public comment was held on April 27, 2016 at 10:30 a.m. at the Department of Community Health (2 Peachtree Street, N.W., Atlanta, Georgia 30303) in the 5th Floor Board Room. No oral comments were received. Written comments were accepted on or before May 13, 2016. One written comment was received from Ms. Dawn Alford, Director of Public Policy for the Georgia Council on Developmental Disabilities (GCDD). Ms. Alford stated in her comments that she had advocated for this change and she speaks in favor personally as a recipient of ICWP services as to how important this increase is to her and all members who have had to hire attendant care at such a low rate. Ms. Alter entertained questions from the Board and asked for the Board's favorable consideration of final adoption.

Mark Trail MADE a MOTION to approve for final adoption Independent Care Waiver Program (ICWP) Personal Support Services Rate Increase Public Notice. Russell Crutchfield SECONDED the MOTION. ON THE MOTION, the yeas were 8, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Independent Care Waiver Program (ICWP) Personal Support Services Rate Increase Public Notice is attached hereto and made an official part of these minutes as Attachment #3).

Ms. Alter presented a second Public Notice and Summary of Public Comments for Final Adoption of the Rate Increase for Adult Day Health providers in the Elderly and Disabled Waiver Program. Ms. Alter described the proposed increase 5% as allocated by the 2016 Legislature and reviewed the annual fiscal impact amount.

An opportunity for public comment was held on April 27, 2016 at 11:00 a.m. at the Department of Community Health (2 Peachtree Street, N.W., Atlanta, Georgia 30303) in the 5th Floor Board Room. Written comments were accepted on or before May 13, 2016. No oral or written were received.

Ms. Alter entertained questions from the Board. One question related to how this proposed increase would be received by Centers for Medicare & Medicaid Services (CMS) in light of the Home and Community Based Services (HCBS) Settings Rule which requires services to be provided in non-isolating and non-segregated settings. Ms. Alter did confirm that could be an issue and confirmed the rate increase would be subject to CMS approval. Ms. Alter asked for the Board's favorable consideration of final adoption.

Allana Cummings MADE a MOTION to approve for final adoption Rate Increase for Adult Day Services provided through the Elderly and Disabled Waiver Public Notice. Donna Thomas Moses SECONDED the MOTION. ON THE MOTION, the yeas were 8, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Rate Increase for Adult Day Services provided through the Elderly and Disabled Waiver Public Notice is attached hereto and made an official part of these minutes as Attachment #4).

John Upchurch, Director of Reimbursement, briefed the Board on the request for final adoption of the Public Notice for the expansion of the physician Upper Payment Limit (UPL) supplemental payment program. The Department is proposing to expand the physician UPL program to make it available to physician practices affiliated with any of the 25 teaching hospitals in Georgia and also to include mid-level and other providers such as Nurse Practitioners, Certified Registered Nurse Anesthetist (CRNAs), Physician Assistants, Certified Nurse Midwives (CNMs), Clinical Social Workers (CSWs), Clinical Psychologists, Optometrists, and Dentists. This change is to be effective July 1, 2016 and is subject to approval by CMS.

Participation in the Physician UPL program would continue to be voluntary and contingent upon the eligible physician practice securing a commitment from a Hospital Authority, or other government body, to make an intergovernmental transfer (IGT) of funds to the Department to finance the state share of the UPL payment. The Department estimates that the total increase in UPL funds available to eligible physician practices would be \$5,471,064 (\$5,471,064 Federal Funds, \$0 State Funds).

An opportunity for public comment was held on May 17, 2016 at 10:30 a.m. at the Department of Community Health (2 Peachtree Street, N.W., Atlanta, Georgia 30303) in the 5th Floor Board Room. Written comments were accepted on or before May 24, 2016. Emory Healthcare provided both written and oral comments in support of the proposed action. Emory commented that the program expansion would increase access to healthcare and improve standards of care without increasing current state obligations. No other comments were received. Mr. Upchurch respectfully asked for the Board's favorable consideration of final adoption.

Donna Thomas Moses MADE a MOTION to approve for final adoption Expansion of the Physician Upper Payment Limit (UPL) Supplemental Payment Program Public Notice. Mark Trail SECONDED the MOTION. ON THE MOTION, the yeas were 8, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Expansion of the Physician Upper Payment Limit (UPL) Supplemental Payment Program Public Notice is attached hereto and made an official part of these minutes as Attachment #5).

Mr. Upchurch next briefed the Board on the request for final adoption of the Public Notice for an increase in the payment rate of the Office Visit procedure code 99202 to 100% of CY2014 Medicare for OB/GYNs. This procedure code was inadvertently omitted from the April 2016 initial public notice for the Medicaid physician rate increase for OB/GYNs. The fee increase is to be effective July 1, 2016 and is subject to approval by CMS. This action is not projected to have a fiscal impact.

An opportunity for public comment was held on May 19, 2016 at 10:30 a.m. at the Department of Community Health (2 Peachtree Street, N.W., Atlanta, Georgia 30303) in the 5th Floor Board Room. Written comments were accepted on or before May 26, 2016. No oral or written comments were received. Mr. Upchurch respectfully asked for the Board's favorable consideration of final adoption.

Allana Cummings MADE a MOTION to approve for final adoption Physician Rate Increase for Obstetrics and Gynecology Office Visit Code 99202 Public Notice. Roger Folsom SECONDED the MOTION. ON THE MOTION, the yeas were 8, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Physician Rate Increase for Obstetrics and Gynecology Office Visit Code 99202 Public Notice is attached hereto and made an official part of these minutes as Attachment #6).

Heather Bond, Assistant Chief, Regulatory Services and Compliance, presented the Title V and Title XIX Agreement with the Department of Public Health (DPH) Public Notice to the Board for final adoption. 42 CFR 431.615 requires that the State Title XIX, Medical Assistance Plans State Plan include written cooperative agreements with the Title V grantees and DPH. The purpose of this Memorandum of Understanding is to ensure that Title V recipients eligible for Medicaid receive services with particular

emphasis on Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) services. 34 CFR Part 303, Early Intervention Program (EIP) for Infants and Toddlers with Disabilities requires coordination, cooperation, and prevents unnecessary duplication with Title XIX in several areas including: (a) comprehensive child find system; (b) all available resources; (c) non-substitution of funds; and (d) non-reduction of benefits. This agreement will be effective upon CMS State Plan Amendment approval. Ms. Bond respectfully asked for the Board's favorable consideration of final adoption.

An opportunity for public comment was held on May 17, 2016 at 11:00 a.m. at the Department of Community Health (2 Peachtree Street, N.W., Atlanta, Georgia 30303) in the 5th Floor Board Room. Written comments were accepted on or before May 24, 2016. No oral or written were received.

Russell Crutchfield MADE a MOTION to approve for final adoption Title V and Title XIX Agreement with the Department of Public Health Public Notice. Michael Kleinpeter SECONDED the MOTION. ON THE MOTION, the yeas were 8, nays 0, abstained 0, and the MOTION was APPROVED. (A copy of the Title V and Title XIX Agreement with the Department of Public Health Public Notice is attached hereto and made an official part of these minutes as Attachment #7).

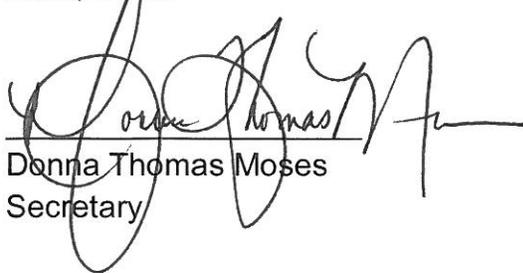
New Business/Closing Comments

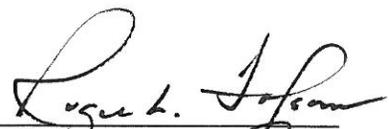
Chairman Boyd thanked the Department for sending the Board meeting documents to the Board each month in a timely manner.

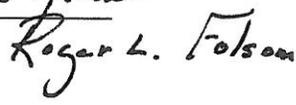
Adjournment

There being no further business to be brought before the Board, Chairman Norman Boyd adjourned the meeting at 10:50 a.m.

THESE MINUTES ARE HEREBY APPROVED AND ADOPTED THIS THE 9th DAY OF June, 2016.


Donna Thomas Moses
Secretary


Norman Boyd
Vice Chairman


Roger L. Tolson

Official Attachments:

- #1 List of Attendees
- #2 Agenda
- #3 Independent Care Waiver Program (ICWP) Personal Support Service Rate Increase Public Notice
- #4 Rate Increase for Adult Day Services provided through the Elderly and Disabled Waiver Public Notice
- #5 Expansion of the Physician Upper Payment Limit (UPL) Supplemental Payment Program Public Notice
- #6 Physician Rate Increase for Obstetrics and Gynecology Office Visit Code 99202 Public Notice
- #7 Title V and Title XIX Agreement with the Department of Public Health Public Notice