



COLORADO

Department of Health Care
Policy & Financing

Medical Services Board

MINUTES OF THE MEETING OF THE MEDICAL SERVICES BOARD

303 East 17th Avenue 11th Floor Conference Room, Denver, CO 80203
January 13, 2022

Call to Order

Mr. Pump called the meeting to order at 9:07 a.m.

Roll Call

The Board Coordinator called the roll. There were sufficient members for a quorum with nine members participating.

A. Members Present

Laura Carroll, Cecile Fraley, Morgan Honea, William Kinnard, Christina Mulkey, An Nguyen, David Pump and Vincent Scott

B. Members Excused

Simon Hambidge

C. Staff Present

Adela Flores-Brennan, Medicaid Director; Jennifer Weaver, Attorney General; and Chris Sykes, Board Coordinator

Announcements

Mr. Pump announced the next Medical Services Board Meeting will be held at 303 E 17th Ave 11th floor Conference Room, Denver, CO 80203 on Friday, February 10, 2023 at 9:00 a.m.

It is the policy of this Board and the Department to remind everyone in attendance that this facility is private property. Please do not block the doors or stand around the edges of the room. Please silence cell phones while in the meeting room.



Our mission is to improve health care access and outcomes for the people we serve while demonstrating sound stewardship of financial resources.
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Approval of Minutes

Mr. Honea moved for the approval of the December minutes. The motion was seconded by Dr. Martin. The minutes were approved, 9:0.

Rules

A. Emergency Adoption

Document 04, MSB 22-12-08-A, Revision to the Medical Assistance Rule concerning Verified Information at Renewal, Section 8.100.3.P

Ana Bordallo, Eligibility Policy Section, presented the rule and explained revisions update the lookback period of three months to six months when determining if a case has up-to-date information as part of the ex-parte review at renewal. Policy received guidance from CMS that allows states the flexibility to determine whether verified information is considered up-to date and states can consider information verified within the last 6 months. The lookback period determines if a member's case has up-to-date information, if not, this information is requested at renewal. System updates have been made to implement this change.

Board Discussion – NA

Public Testimony – NA

Mr. Scott moved for the emergency adoption of Document 04. Dr. Fraley seconded the motion.

The Board voted the emergency adoption of Document 04, 9:0

Document 05, CHP 22-12-08-B, Revision to the Child Health Plan Plus Program Rule concerning Verified Information at Renewal, Section 140

Ana Bordallo, Eligibility Policy Section, presented the rule and explained revisions update the lookback period of three months to six months when determining if a case has up-to-date information as part of the ex-parte review at renewal. Policy received guidance from CMS that allows states the flexibility to determine whether verified information is considered up-to date and states can consider information verified within the last 6 months. The lookback period determines if a member's case has up-to-date information, if not, this information is requested at renewal. System updates have been made to implement this change.

Board Discussion – Board discussion included a question about how many currently enrolled members will be impacted at the end of the Public Health Emergency. The Department is expecting about 300 thousand individuals to be impacted and will be taking full 14 month to make determinations which is the maximum time allowed by Feds.

Public Testimony – NA

Dr. Fraley moved for the emergency adoption of Document 05. Ms. Carroll seconded the motion.

The Board voted the emergency adoption of Document 05, 9:0.

B. Final Adoption by Consent Agenda

Document 01, MSB 22-08-31-A, Revision to the Medical Assistance Rule concerning Settings Final Rule Critical Updates, Sections 8.484, 8.500.5.B, 8.500.94.B, 8.609.4 & 8.610

Dr. Martin moved for the final adoption of Document 01. Dr. Nguyen seconded the motion.

The Board voted the final adoption of Document 01, 9:0.

C. Initial Approval

Document 02, MSB 22-10-04-A, Revision to the Medical Assistance Act Rule concerning the Supports Intensity Scale Assessment, Section 8.612

Mariah Kohlruss-Ecker, Office of Community Living, and Lori Thompson, Office of Community Living, presented the rule and provided background information on the Supports Intensity Scale (SIS) assessment. The SIS assessment is utilized by all IDD members and applicants for support levels. Stakeholder engagement opportunities were reviewed. Rule revisions include clarity of rule language and intent. Risk factor step down process implemented to alleviate cliff effect members experience. Definitions section added for transparency.

Board Discussion – Board discussion included that Alliance of Colorado stakeholder group was not involved. Appreciate the presentation and thoughtfulness of changes. A discussion that stakeholder engagement will continue during implementation was held. The Department is currently developing training and tracking with stakeholder group input and the Board will be updated in February on the timeline.

Public Testimony – Katie Wallat, Colorado Center on Law and Policy, appreciate rule revisions and engagement with stakeholders.

Dr. Martin moved for the initial approval of Document 02. Mr. Scott seconded the motion.

The Board voted the initial approval of Document 02, 9:0.

Document 03, MSB 22-07-09-A, Revision to the Medical Assistance Long-Term Services and Supports HCBS Benefit Rule concerning Life Skills Training, Home Delivered Meals, Peer Mentorship, & Transition Setup Services, Section 8.553

Janelle Poullier, Benefits and Services Management, and Sarah Hoerle, Benefits and Services Management, presented the rule and explained the Long Bill approved a Department budget request to enhance home delivered meal

services. This rule implements those changes. Language updated for clarity and consistency.

Board Discussion – Board discussion included an appreciation for the rule revision and the cost of delivered meals is trivial in the face of readmission.

Public Testimony – NA

Mr. Honea moved for the initial approval of Document 03. Dr. Nguyen seconded the motion.

The Board voted the initial approval of Document 03, 9:0.

D. Consent Discussion

Mr. Pump motioned to add Document 03 to the Consent Agenda.

The Board voted to add Document 03 to the Consent Agenda; 9:0.

E. Closing Motion

Dr. Nguyen moved to close the rules portion of the agenda. The motion was seconded by Ms. Carroll.

Open Comments

Pam Rogers, parent - More confusion over time. Why does HCPF implement processes with no oversight?

Legislative Update

- Jo Donlin, Legislative Liaison

Department Updates

- Department Updates/Questions – Adela Flores-Brennan, Medicaid Director

The meeting was adjourned at 10:29 a.m.

The next scheduled meeting of the Medical Services Board is at 9:00 a.m. on Friday, January 13, 2023 at 303 East 17th Avenue 11th Floor Conference Room, Denver, CO 80203.

Reasonable accommodations will be provided upon request for persons with disabilities. Please notify the Board Coordinator at 303- 866-4416 or chris.sykes@state.co.us or the 504/ADA Coordinator hcpf504ada@state.co.us at least one week prior to the meeting.