



COLORADO

Department of Health Care
Policy & Financing

Medical Services Board

MINUTES OF THE MEETING OF THE MEDICAL SERVICES BOARD

1821 South Academy Boulevard, Colorado Springs, CO 80916.
June 14, 2019

Call to Order

Ms. Moorer called the meeting to order at 9:15 a.m.

Roll Call

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

A. Members Present

Cecile Fraley, Patricia Givens, Jessica Kuhns, Bregitta Hughes, Charolette Lippolis, Amanda Moorer, David Potts and Donna Roberts.

B. Members Excused

An Nguyen, Simon Hambidge and Christy Blakely

C. Staff Present

Tom Massey, Deputy Executive Director; Jennifer Weaver, Attorney General; and Chris Sykes, Board Coordinator

Announcements

Ms. Moorer announced the next Medical Services Board Meeting will be held at 303 East 17th Avenue 7th Floor Conference Room, Denver, CO 80203 on Friday, July 12, 2019 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.

Approval of Minutes

Dr. Givens moved for the approval of the May minutes. The motion was seconded by Ms. Hughes. The minutes were approved, 8:0.



Rules

A. Emergency Adoption Agenda

Document 07, MSB 19-03-05-A, Revision to the Medical Assistance Rule concerning Durable Medical Equipment Reimbursement, Section 8.590.7.K

January Montano, Pharmacy Section, presented the rule and explained the purpose of the revisions are to bring the rule in compliance with the long bill and implement a rate increase for Durable Medical Equipmemnt providers.

Board - NA

Public - NA

Mr. Potts moved for the emergency approval of Document 07. Ms. Kuhns seconded the motion.

The Board voted the emergency approval of Document 07, 8:0.

Document 08, MSB 19-02-05-A, Revision to the Medical Assistance Rule concerning Children's Habilitation Residential Program, Section 8.508

Michelle Craig, Benefits and Services Division, presented the emergency rule and explained an overview of the major revisions. The revisions bring the rule into compliance with HB 18-1328. The house bill required the Department to submit the waiver for renewal, now all waiver and SPA approvals are complete. The stakeholder engagement performed was reviewed.

Board – Board discussion included oversight of the program and how the Community Centered Boards have that role. Transportation issues were discussed for rural areas. Discussion also included positive remarks for a great rule revision. Implementation in 20 days was a voiced concern. Funding was discussed, and there is no change to the funding. Stakeholder feedback received was discussed and suggested revisions will be incorporated in the presentation of the rule for final adoption.

Public – NA

Mr. Potts moved for the emergency approval of Document 08. Ms. Kuhns seconded the motion.

The Board voted the emergency approval of Document 08, 8:0.

Document 09, MSB 19-05-29-A, Revision to the Medical Assistance Eligibility Rules Concerning Adult Dental Annual Limit Increase, Section 8.201.6 (Russell Zigler, Operations Section & Michelle Kohler, Health Programs)

Russell Zigler, Operations Section, presented the emergency rule and explained the Long Bill increased the annual limit, this rule revision brings the Department rule into compliance.

Board - NA

Public – NA

Mr. Potts moved for the emergency approval of Document 09. Ms. Kuhns seconded the motion.

The Board voted the emergency approval of Document 09, 8:0.

B. Consent Adoption Agenda

Document 01, MSB 19-03-29-A, Revision to the Medical Assistance Rule concerning HCBS BI Incorporation by Reference cleanup, Section 8.515.1

Document 02, MSB 19-02-12-A, Revision to the Medical Assistance Eligibility Rules Concerning General Eligibility Requirements and Verification Requirements, Sections 8.100.3.I, 8.100.4.B, and 8.100.5.B

Document 03, MSB 19-03-01-B, Revision to the Medical Assistance Rule concerning In-Home Support Services, Section 8.552

Document 04, MSB 18-09-18-A, Revision to the Medical Assistance Long-Term Services and Supports Rule Concerning Consumer Directed Attendant Support Services, Section 8.510

Mr. Potts moved for the final adoption of Document 01, 02, 03 and 04. Ms. Kuhns seconded the motion.

The Board voted the final adoption of Documents 01, 02, 03 and 04, 8:0.

C. Initial Approval Agenda

Document 05, MSB 19-01-30-A, Revision to the Medical Assistance Rule concerning Program Integrity, Section 8.000 (Sarah Geduldig, Audits and Compliance Division)

Bart Armstrong, Program Integrity, presented the rule and explained that the rule has not been updated in 10 years. The revisions include modernizing the language, updating citations and aligning the rules to federal policy.

Board Discussion – Board discussion included how the rule revision outlines practices already in place and adds clarity to the rules for providers.

Public Testimony - NA

Dr. Givens moved for the initial approval of Document 05. Ms. Hughes seconded the motion.

The Board voted the initial approval of Document 05, 8:0.

Document 06, MSB 19-04-16-A, Revision to the Medical Assistance Rules concerning Case Management and Quality Performance, Sections 8.393, 8.500, 8.600 & 8.700

Brittany Trujillo, Case Management Services Coordinator, presented the rule and explained what transpired between October 2018 and June 2019, what Department staff had been up to during that time. Outdated language was updated, additional stakeholder meetings were held to discuss the case management functions required under HB 17-1343. The current regulations for case management agencies were spread across multiple rules, they were stricken and compiled in a new section of rule. The rule is now person centered with revisions to how a member can select a provider.

Board Discussion – Board discussion included how Department staff addressed the stakeholder comments received in the presentation'

Public Testimony – Abigail Negley – The ARC of CO – thanked HCPF for all the hard work done on the rule

Terri Easterly – The ARC of CO – reviewed the rule for clarifications and suggested adding minimum requirement for background checks to the rule, currently the rule has a may perform background checks. It was agreed that some changes were already incorporated in the rule and additional will be made for the next presentation.

Ms. Potts moved for the initial approval of Document 06. Ms. Hughes seconded the motion.

The Board voted the initial approval of Document 06, 8:0.

D. Consent

Mr. Potts moved to add Document 05 to the Consent Agenda. Dr. Givens seconded the motion.

The Board voted approval, 8:0.

E. Closing Motion

Mr. Potts moved to close the rules portion of the agenda. The motion was seconded by Ms. Hughes. The Board voted to close the rules portion of the agenda, 8:0.

Open Comments

June Johnson – Independence Center of Co Springs

Department Updates

- Department Updates/Questions – Tom Massey, Deputy Executive Director

The meeting was adjourned at 10:28 a.m.

The next scheduled meeting of the Medical Services Board is at 9:00 a.m. on Friday, July 12, 2019 at 303 East 17th Avenue 7th 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.