



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 8, 2021

Call to Order

Ms. Moorer called the meeting to order at 9:02 a.m.

Roll Call

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

A. Members Present

Amanda Moorer, Cecile Fraley, Patricia Givens, Simon Hambidge, Bregitta Hughes, Christina Mulkey, An Nguyen, David Pump, Jessica Kuhns, Morgan Honea and Vincent Scott

B. Members Excused

C. Staff Present

Tracy Johnson, Medicaid 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 11th Floor Conference Room, Denver, CO 80203 on Friday, January 8, 2021 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. Hambidge moved for the approval of the December minutes. The motion was seconded by Ms. Hughes. The minutes were approved, 11:0.

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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Rules

A. Emergency Rules

Document 05, MSB 20-12-30-A, Revision to the Medical Assistance Act Rule concerning Nursing Facility Immunization Administration, Sections 8.443 and 8.815

Whitney McOwen, Operations Section, Christina Winship, Health Programs Office, and Richard Clark, Office of Community Living, presented the emergency rule and explained the purpose of the rule is to expedite the distribution of the COVID vaccine in Nursing Facilities.

Board – NA

Public – NA

Dr. Nguyen moved for the emergency adoption of Document 05. Dr. Hambidge seconded the motion.

The Board voted the emergency adoption of Document 05, 11:0.

B. Final Adoption by Consent Agenda

Document 01, MSB 20-09-21-A, Revisions to the Medical Assistance Rule concerning changes to income and reasonable opportunity period for sections 8.100.3.H, 8.100.3.Q, 8.100.5.B, 8.100.5.F and 8.100.4.C

Dr. Givens moved for the final adoption of Document 01. Dr. Hambidge seconded the motion.

The Board voted the final adoption of Document 01, 11:0.

C. Final Adoption Agenda

Document 02, MSB 20-11-30-A, Revision to the Medical Assistance Act Rule concerning Home Health Providers, Section 8.520.1.N

Matthew Colussi, Benefits Management, and Russell Zigler, Operations Section, presented the rule and explained the list of Practitioners in rule is being expanded. This aligns with the CARES Act. Stakeholder feedback was received and the Department agreed, minor language changes were made.

Board Discussion – Board discussion included how this rule is a great step forward.

Public Testimony – NA

Dr. Fraley moved for the final adoption of Document 02. Mr. Pump seconded the motion.

The Board voted the initial approval of Document 02, 11:0.

D. Initial Approval Agenda

Document 03, MSB 20-01-02-A, Revision to the Medical Assistance Rule concerning Family Support Services Program Rule, Section 8.613

Courtney Montes, Community Living Office, presented the rule and provided a brief background of the program. The revisions will allow for flexibility to provide support. Currently the rule allows for one family support plan document for all members receiving assistance. The requirement of one family plan doesn't always work best. New language will allow for support plan documents for multiple family members, not just the one mandated plan.

Board Discussion – Board discussion included how no additional time or effort is needed from families for the new multiple plans. Currently families are required to meet with a provider, this allows for flexibility for multiple plans during the visit.

Public Testimony – NA

Dr. Hambidge moved for the initial approval of Document 03. Mr. Scott seconded the motion.

The Board voted the initial approval of Document 03, 11:0.

Document 04, MSB 20-08-27-A, Revision to the Medical Assistance Rule concerning Adult Dental Annual Limit Decrease, Section 8.201

Michelle Kohler, Benefits Management, and Russell Zigler, Operations Section, presented the rule and explained that the Long Bill reduces the cap. The Public Health Emergency allows for additional funds during the emergency.

Board Discussion – Board discussion included whether the benefit cap is written into rule from \$1500 to \$1000. The reduction is happening for part of this year and next year. Individuals in treatment now must spend and complete their plan before the amount will change. Clinical decisions can be impacted and timing could decide the plan for members. Provider communication has been done and members have received communications. The Member Contact Center is prepared to answer questions.

Public Testimony – Leah Schulz, Salud Family Health Centers - When the cap was increased, it was good and members had better outcomes. The cap reduction should have priority to be increased. The timing of this rule, Mid year, is not good.

Bethany Pray, Colorado Center on Law and Policy – appreciate the fine tuning of the benefit available with a higher match for as long as PHE is ongoing. The PHE has an unknown ending, HCPF should communicate with providers as much as

possible. The Federal rule needs to be aligned with, continue to consider where revisions can happen.

Marilyn Ketchum – Northwest Colorado Health – appreciate the conversation. It is hard on staff and members to change mid year.

Lisa Westhoff – oppose the changes but understand the rule must align with statute. HCPF leadership must return to 1500 as soon as possible.

Jennifer Goodrum – Colorado Dental Association – agree with the previous comments.

Mr. Pump moved for the initial approval of Document 04. Mr. Honea seconded the motion.

The Board voted the initial approval of Document 04, 11:0.

E. Consent Agenda Discussion

Mr. Pump moved to add documents 03 & 04 to the Consent Agenda, Ms. Hughes seconded the motion.

The Board voted to add documents 03 & 04 to the Consent Agenda, 11:0.

F. Closing Motion

Dr. Fraley moved to close the rules portion of the agenda. The motion was seconded by Dr. Hambidge.

Open Comments

NA

Department Updates

- Department Updates/Questions – Tracy Johnson, Medicaid Director

The meeting was adjourned at 10:51 a.m.

The next scheduled meeting of the Medical Services Board is at 9:00 a.m. on Friday, February 12, 2021 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.