



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
March 13, 2020

Call to Order

Mr. Pump called the meeting to order at 9:12 a.m.

Roll Call

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

A. Members Present

Christy Blakely, Cecile Fraley, Bregitta Hughes, Jessica Kuhns, Charolette Lippolis, and David Pump.

B. Members Excused

Amanda Moorer, Patricia Givens, Simon Hambidge, An Nguyen and Donna Roberts

C. Staff Present

Tracy Johnson, 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 East 17th Avenue 11th Floor Conference Room, Denver, CO 80203 on Friday, April 10, 2020 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

Ms. Hughes moved for the approval of the December minutes. The motion was seconded by Ms. Blakely. The minutes were approved, 6:00.

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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Legislative Update – Jill Mullen

Rules

A. Consent Final Adoption

Document 01, MSB 18-01-09-A, Revision to the Medical Assistance Rule concerning Long-Acting Reversible Contraceptives, Section 8.300.5

Document 02, MSB 19-09-05-A, Revision to the Medical Assistance Act Rule concerning Outpatient Speech Therapy, Section 8.200.3.D.2

Document 03, MSB 19-12-06-B, Revision to the Medical Assistance Act Rule concerning Community Mental Health Centers, Section 8.750.3.B

Document 04, MSB 19-10-30-A, Revision to the Medical Assistance Act Rule concerning Durable Medical Equipment - Oxygen and Oxygen Equipment, Sections 8.580 & 8.585

Document 05, MSB 19-02-12-B, Revision to the Medical Assistance Rule concerning Hospital Back Up Level of Care, Section 8.470

Dr. Lippolis moved for the final adoption of Documents 01, 02, 03, 04 & 05. Ms. Hughes seconded the motion.

The Board voted the final adoption of Documents 01, 02, 03, 04 & 05; 6:0.

B. Initial Approval Agenda

Document 06, MSB 19-03-12-A, Revision to the Medical Assistance Act Rule concerning Family Planning Services, Section 8.730

Whitney McOwen, Operations Division, and Melanie Reece, Benefits Management Division, presented the rule and explained proposed revisions align the rule with the current policy and provide some necessary cleanup in the rule language.

Board Discussion – NA

Public Testimony – NA

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

The Board voted the initial approval of Document 06, 6:0.

Document 07, MSB 19-11-05-A, Revisions to Healthcare Affordability and Sustainability Fee Collection and Disbursement and Creation of Hospital Transformation Program, Section 8.3000

Jeff Wittreich, Special Financing Division, presented the rule and explained the proposed rule has two parts. The first is the Hospital Affordability Sustainability fee and supplemental payments, a new fee structure and payments are proposed each year as hospital fees change each year. New supplemental payments are proposed to replace the old. The second is the new Hospital Transformation

Program. A review of the new program was done, including a presentation. The new program makes changes to the HQIP.

Board Discussion – Board discussion included the implementation of the program and how if everyone performs in the program there will be no redistribution of funds.

Public Testimony – NA

Dr. Lippolis moved for the initial approval of Document 07. Ms. Hughes seconded the motion.

The Board voted the initial approval of Document 07, 6:0.

Document 08, MSB 19-11-21-A, Revision to the Medical Assistance Act Rule concerning the Children's Habilitation Residential Program (CHRP) waiver, Section 8.500

Michele Craig, Benefits and Services Management Division, presented the rule and explained a background of CHRP. Proposed revisions were discussed including stakeholder comments received. Some of the comments require a waiver amendment and will occur later after federal approval. Increased provider capacity and training were also requested.

Board Discussion – NA

Public Testimony – NA

Ms. Kuhns moved for the final adoption of Document 08. Ms. Hughes seconded the motion.

The Board voted the initial approval of Document 08, 6:0.

Document 09, MSB 19-12-16-A, Revision to Medical Assistance Rule Concerning Service Plan Authorization Limit (SPAL) Section 8.500.102.B

Kara Masteller, Benefits and Services Management Division, presented the rule and explained proposed revisions add SPAL to four waivers, including the Transition Services rules. This change is mandated by HB 18-1326.

Board Discussion – NA.

Public Testimony – NA

Dr. Lippolis moved for the initial approval of Document 09. Ms. Kuhns seconded the motion.

The Board voted the initial approval of Document 09, 6:0.

Document 10, MSB 20-01-14-A, Revision to the Medical Assistance Payments for Outpatient Hospital Services Rule Concerning Drug Payment Reweighting, Section 8.300.6

Andrew Abalos and Kevin Martin, Payment Reform Section, presented the rule and explained proposed revisions include drug payments to specific hospitals. The current payment methodology is through an EAPG, all drugs included. The EAPG doesn't account for hospital types, by volume distributed. The proposed reweighting creates equity across the landscape. Stakeholder engagement was reviewed. This is a short term measure, a different payment methodology being researched for a long term solution.

Board Discussion – Board discussion included the impact of adopting this short term solution and that this new payment will remain in place until it is revised.

Public Testimony – Lila Cummings – Colorado Hospital Association – Opposed to rule, request that the rule is delayed to conduct further analysis and stakeholder engagement. The Department consulted and involved stakeholders, but the outpatient setting was not anticipated to be included. In July 2019 the Department proposed the short and long term plans -CHA supports the long term. Equity is needed, the problem is with the grouping. Should be based on cost (long term). The Department did hold additional meetings regarding hospital grouping criteria, they were not robust.

Response – The Department responded regarding the urban grouping, the long term plan is best, but immediately the EAPG is too clumsy and must be changed now.

Ms. Hughes moved for the initial approval of Document 10. Ms. Kuhns seconded the motion.

The Board voted the initial approval of Document 10, 6:0.

Consent Agenda Discussion

Dr. Lippolis motioned to add Documents 06, 07, 08 and 09 to the Consent Agenda. Ms. Kuhns seconded the motion.

The Board voted to add the Documents to the Consent Agenda, 6:0.

C. Closing Motion

Ms. Kuhns moved to close the rules portion of the agenda. The motion was seconded by Ms. Hughes.

Rule Preview

- Claims Editing – Scott Lindblom & Raine Henry
- Provider Screening – Clint Eatmon
- Disability Trust – Rachel Entrican & Tiffany Walker
- Maternity Bundled Payment – Trevor Abeyta

Open Comments

- Allison Neswood – CCLP
- Duranya Freeman - CCLP

Department Updates

- Department Updates/Questions – Tracy Johnson, Medicaid Director

The meeting was adjourned at 11:46 a.m.

The next scheduled meeting of the Medical Services Board is at 9:00 a.m. on Friday, April 10, 2020 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.