MINUTES OF THE MEETING OF THE

Medical Services Board
The Capitol Center
225 East 16th Avenue, 6th Floor Conference Room
April 8, 2011

The mission of the Department of Health Care Policy and Financing is to improve access to cost-effective, quality health care services for Coloradans.

Members present: Paul Melinkovich (President), Alan Eisenberg (Vice President), Linda Andre, Kathleen Chitty, Brenda LaCombe, Richard Markley, Wendell Phillips, Ginny Riley, Mike Stahl and Mary Trujillo-Young.

Members Excused: Jeffrey Cain

Staff Present: Sue Birch, Executive Director; Judy Zerzan, Chief Medical Officer and Deputy Director of Medical and CHP Program Administration Office; Jennifer Weaver, First Assistant Attorney General; Judi Carey, MSB Coordinator; and Natalie Bishopp, Rules Administrator

1. Call to Order: President Melinkovich called the meeting to order at 9:00 a.m.

2. Roll Call and Announcements: The Board Coordinator called the roll. There were sufficient members for a quorum with ten members participating and one member excused. Ms. Andre participated by telephone conference call.

   Dr. Melinkovich announced the next Medical Services Board Meeting will be held at the Capitol Center facility in Denver on Friday, May 13, 2011 at 9:00 a.m.

   Dr. Melinkovich reiterated that it is the policy of the Medical Services Board and the Department of Health Care Policy and Financing to remind everyone in attendance that this facility is private property and that sufficient chairs are available to accommodate the size of the room. If no chairs are available, please wait in the lobby until seating becomes available and to please turn off ringers on cell phones.

   Dr. Melinkovich announced that Ms. LaCombe arrived at the meeting.

3. Approval of Minutes: Mr. Markley moved for the approval of the February minutes. The motion was seconded by Ms. Riley. There were no comments and the minutes were approved as submitted, 10:0.

4. Rules:

INITIAL APPROVAL AGENDA

Document 01 MSB 11-02-01-A Oxygen, and Oxygen Equipment Provided to Nursing Home Clients, Section 8.580.3

Mr. Markley moved for the initial approval of Document 01. The motion was seconded by Mr. Phillips. Jeanine Draut, Benefit Management Section, presented the proposed rule and explained it removes the requirement for nursing facilities to provide oxygen and oxygen related equipment data to oxygen providers.

Board Discussion
Board discussion and questions included that: discussion with stakeholders has been positive and board members appreciate how closely this fits with the Governor's executive order to eliminate unnecessary mandates

Testimony
No one was signed up to provide public testimony.

The Board voted for the initial approval of Document 01, 10:0

Document 02 MSB 11-02-04-A School Health Services, Section 8.290.6

Mr. Eisenberg moved for the initial approval of Document 02. The motion was seconded by Mr. Stahl. Nancy Dolson, Safety Net Section, presented the proposed rule and explained it clarifies the requirement for Medicaid claims submissions and identifies changes to the interim payment process for participating districts.

Board Discussion
Board discussion and questions included that: the Department has contracted with a vendor to provide training to districts; the data used is historical; districts have concerns related to how much and when payments will be made; the Department will work to ensure the cost settlement is minimized and will be flexible with districts to make this as workable for them as possible; school based health centers are a clinic setting whereas the school health services program provides students with services to help them succeed such as physical therapy, occupational therapy and speech therapy; there were 97 participants in fiscal year 07-08, currently there are 64; the decrease is due to the administrative costs of the program; the vendor is working with districts to provide tools to assist districts in administering the program as simply and easily as possible; funding is available for outreach purposes but not for administrative costs; the contractor will work with new participants to evaluate data to build a cost report; and maximum allowable costs are costs that can be certified by the district within federal Medicaid regulations;

Testimony

Kim Erickson, The Consortium
Public testimony included that: the Department was commended for the work done on this rule; it is burdensome for districts to be in underpayment status as well as overpayment status; districts may wait up to two years for payment when in underpayment status; this reduces administrative burden on the Department as well; and it is a great step forward in relieving the administrative burden of one of the most difficult programs to implement.

The Board voted for the initial approval of Document 02, 10:0

Document 03 MSB 11-03-14-A Revision to the Medical Assistance Rule Concerning Medicaid Verification, Section 8.100.4.B & 8.100.5.B

Ms. Riley moved for the initial approval of Document 03. The motion was seconded by Mr. Eisenberg. Ann Clemens, Eligibility Policy Section, presented the proposed rule and explained it clarifies and provides consistency to language allowing clients to request that communication with their employers be made in writing rather than a phone call.

Board Discussion
Board discussion and questions included that: department staff has been in communication with stakeholders; and this is almost never used because requesting written communication delays processing of applications.

Testimony
No one was signed up to provide public testimony.

The Board voted for the initial approval of Document 03, 10:0

Ms. Riley moved to place Documents 01, 02, 03 on the consent agenda. The motion was seconded by Mr. Eisenberg and approved, 10:0.

Mr. Stahl moved to close the rules portion of the agenda. The motion was seconded by Ms. LaCombe. The motion was approved, 10:0.

5. Department Updates:

- Legislative Update - Carrie Cortiglio, Legislative Liaison
- HB 09-1293 Update – Chris Underwood, State Programs & Federal Financing Division
- Accountable Care Collaborative Update - Laurel Karabatsos, Medicaid Program Division, and Sarah Roberts, Client Services Division
- Department Update – Sue Birch, Executive Director

6. Open Comments: No one was signed up to provide public comments.

Ms. Riley made a motion to adjourn the meeting. The motion was seconded by Ms. Chitty and approved, 10:0. The meeting was adjourned at 10:35.

The next meeting of the Medical Services Board is scheduled for Friday, May 13, 2011 in the 6th floor conference room at 225 East 16th Avenue, Denver, CO 80203.

Reasonable accommodations will be provided upon request for persons with disabilities. Please notify the Board coordinator at Judith.carey@state.co.us or 303-866-4416 at least one week prior to a meeting if you need special accommodations in order to participate.