



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
November 13, 2020

Call to Order

Ms. Moorer called the meeting to order at 9:05 a.m.

Roll Call

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

A. Members Present

Amanda Moorer, Cecile Fraley, Christina Mulkey, David Pump, Jessica Kuhns, Morgan Honea and Vincent Scott

B. Members Excused

An Nguyen, Bregitta Hughes, Patricia Givens and Simon Hambidge

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, December 11, 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. Kuhns moved for the approval of the October minutes. The motion was seconded by Dr. Fraley. The minutes were approved, 7:0:.

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 Adoption

Document 07, MSB 20-10-12-A, Revision to the Medical Assistance Act Rule concerning Home Health Providers, Section 8.520.1.N

Russ Zigler, Operations Section, and Matt Colussi, Benefits Management, presented the rule and explained the proposed revisions align with the CARES Act. Adding Home Health services will increase access to care and align the rule with the federal rule.

Board Discussion – NA

Public Testimony – NA

Mr. Pump moved for the emergency adoption of Document 07. Ms. Kuhns seconded the motion.

The Board voted the emergency adoption of Document 07, 7:0.

B. Final Adoption by Consent Agenda

- A discussion regarding Document 01 occurred, it was determined the rule language will remain as is.

Document 01, MSB 19-05-06-A, Revision to the Medical Assistance Rule concerning Physician Services, Section 8.200

Document 02, MSB 20-03-31-A, Revision to the Medical Assistance Rule concerning Nursing Facility Minimum Wage Supplemental Payment, Section 8.443

Document 03, MSB 20-08-19-A, Revision to the Medical Assistance Act Rule concerning the Durable Medical Equipment Exemption in Electronic Visit Verification, Section 8.001.2.A

Document 05, MSB 20-08-25-A, Revision to the Medical Assistance Act Rules concerning Technical Revisions to the Case Management, Sections 8.300, 8.400, 8.500, 8.600 and 8.700

Ms. Kuhns moved for the final adoption of Documents 01, 02, 03 & 05.
Mr. Honea seconded the motion.

The Board voted the final adoption of Document 01, 02, 03 & 05, 7:0.

C. Final Adoption Agenda

Document 04, MSB 20-08-19-C, Revision to the Medical Assistance Rule Concerning Personal Care and Homemaker Services, 8.489 and 8.490

Erin Thatcher, Benefits and Services Management, presented the rule and reviewed the changes from last month. Independent Living Skills Training is now included in the rule revisions. The addition aligns with the federal rule. Stakeholder engagement was conducted through the Electronic Visit Verification engagement and targeted on the issue.

Board Discussion – Board discussion included rural challenges. They include difficulty in staffing, technology and the drive time necessary to reach members. The Department is working to break the down barriers impacting rural communities.

Public Testimony – Brion Neill, Argus Home Health Care, there are not many ILST providers and many need to travel far. ILST requires higher certifications also. Providers on the western slope have the same issues. Home and Community Based Services are not included in telemedicine, yet.

Mr. Honea moved for the final adoption of Document 04. Mr.Scott seconded the motion.

The Board voted the initial approval of Document 04, 7:0.

D. Initial Approval Agenda

Document 06, MSB 20-08-24-A, Revision to the Medical Assistance Act Rule concerning Inpatient Hospital Services Substance Use Disorder Treatment Services, Section 8.300.4

Whitney McOwen, Operations Section, and Kim McConnell, Program Design & Policy Section, presented the rule and explained the revisions expand Substance Use Disorder treatment access by striking the of the non-covered section. Stakeholder engagement was reviewed. Comments received requested the striking of the remaining exclusions under section .4. This is part of a larger review is coming next year of rule.

Board Discussion – NA

Public Testimony – Bethany Pray, Colorado Center on Law and Policy, appreciate the work done on the rule. The additional section, .4, is requested to be revised also. Lower level of care leads to health issues and a continuum of care is necessary. The Department understands the concern and will work in the future.

Dr. Fraley moved for the initial approval of Document 06. Mr. Honea seconded the motion.

The Board voted the initial approval of Document 06, 7:0.

E. Consent Agenda Discussion

Mr. Pump motioned to add Document 06 to the Consent Agenda. Ms. Kuhns seconded the motion.

The Board voted to add Document 06 to the Consent Agenda, 7:0.

F. Closing Motion

Mr. Honea moved to close the rules portion of the agenda. The motion was seconded by Dr. Mulkey.

Open Comments

NA

Department Updates

- Department Updates/Questions – Tracy Johnson, Medicaid Director

The meeting was adjourned at 10:13 a.m.

The next scheduled meeting of the Medical Services Board is at 9:00 a.m. on Friday, December 11, 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.