

COUNCIL ON HUMAN SERVICES

MINUTES

November 9, 2016

COUNCIL

Mark Anderson (absent)
Phyllis Hansell
Alexa Heffernan
Kimberly Kudej
Guy Richardson
Kim Spading
Sam Wallace (absent)

EX-OFFICIO LEGISLATIVE MEMBERS

Representative Joel Fry (absent)
Representative Lisa Heddens (absent)
Senator Mark Segebart (present)
Senator Amanda Ragan (absent)

STAFF

Sally Titus
Sandy Knudsen
Nancy Freudenberg
Amy McCoy

Matt Highland
Rick Shults
Mark Day

GUESTS

Tony Leys, Des Moines Register
Angel Banks-Adams, Legislative Services Agency
Natalie Koerber, Amerigroup Iowa

WELCOME

Mark Day, Superintendent, welcomed the Council to the State Training School in Eldora.

CALL TO ORDER

Phyllis Hansell, Vice-Chair, called the Council meeting to order at 10:00 a.m.

ROLL CALL

All Council members were present with the exception of Anderson and Wallace. All Ex-officio legislative members were absent with the exception of Senator Segebart.

RULES

Nancy Freudenberg, Bureau of Policy Coordination, presented the following rules to the Council.

R-1. Amendments to Chapters 78, 79, and 83, Medicaid. Amendments increase fee-for-service upper payment limits and reimbursement rates by 1% over the rates in effect July 30, 2016 for providers of HCBS waiver services. Amendments are being Adopted and Filed Emergency. Amendments also filed as “regular” rulemaking to allow for public comment.

A motion was made by Richardson and seconded by Heffernan to approve.
MOTION CARRIED UNANIMOUSLY.

R-2. Amendments to Chapter 79, Medicaid. Amendment increases Home Health Low Utilization Payment Adjustment (LUPA) rates by 2.93 percent. Amendments are being Adopted and Filed Emergency. Amendments are also being filed as “regular” rulemaking to allow for public comment.

A motion was made by Kudej and seconded by Richardson to approve.
MOTION CARRIED UNANIMOUSLY.

Notices of Intended Action:

N-1. Amendments to Chapter 11, Food Assistance. Amendments implement a change that shortens the timeframe for referring delinquent claims to the Treasury Offset Program (TOP). Under the revised timeframes, claims must be referred to TOP if delinquent over 120 days.

N-2. Amendments to Chapters 36 and 82, Medicaid. Amendments change the timing and calculation of ICF/ID assessments. The change is to collect quarterly from the facilities based on paid claims, rather than withhold from claims monthly based on prior period annual revenue.

Council inquired how the Department arrived at the 1.5% penalty - and how does the penalty rate relate to the size of the ICF/ID organization. Staff will get back to the Council regarding those questions.

N-3. Amendments to Chapters 77, 78, and 79, Medicaid. Amendments change the outpatient prescribed drug reimbursement methodology for drugs provided to Medicaid recipients who are American Indians or Alaska natives by health facilities that are operated by the U.S. Indian Health Service.

N-4. Amendment to Chapters 78, 79, and 83, Medicaid. Amendments increase fee-for-service upper payment limits and reimbursement rates by 1% over the rates in effect July 30, 2016 for providers of HCBS waiver services. Amendments are being filed as “regular” rulemaking to allow for public comment. Amendments are also being Adopted and Filed Emergency.

N-5. Amendments to Chapter 79, Medicaid. The amendment increases the Home Health Low Utilization Payment Adjustment (LUPA) rates by 2.93 percent. Amendments are being filed as “regular” rulemaking to allow for public comment. Amendments are also being Adopted and Filed Emergency

N-6. Amendments to Chapters 150, 152, 172, and 202, Foster Care. Amendments rescind Chapter 150 as no longer relevant. Amendments also rescind and replace Chapter 152 and amends Chapter 156. Amendments also adopt changes to purchase of services and foster care payment in Chapters 172 and 202.

A motion was made by Heffernan and seconded by Richardson to approve the noticed rules. MOTION CARRIED UNANIMOUSLY.

APPROVAL OF MINUTES

In discussion the minutes of September 14, Spading noted her concerns as to how the Department is calculating savings related to managed care. Hansell encouraged her to continue to be engaged and asking questions as more information becomes available.

A motion was made by Richardson and seconded by Heffernan to approve the minutes of September 14, 2016. MOTION CARRIED UNANIMOUSLY.

A motion was made by Spading and seconded by Richardson to approve the minutes of October 12, 2016. MOTION CARRIED UNANIMOUSLY.

OVERSIGHT OF MANAGED CARE - REVIEW OF DRAFT EXECUTIVE SUMMARY

Titus reviewed the draft of the Executive Summary for managed care as required of various oversight groups (MAAC, Council, Commission, Hawk-I). The Council’s minutes are submitted quarterly to the Legislative Oversight committee. The Executive Summaries are to be incorporated into the Department’s annual report. The legislature is closely monitoring Iowa’s roll out of managed care and

Titus noted that answers to critical questions may not be known for a year. The legislature is reviewing the data performance of the managed care organizations (MCOs) and need to know that other entities are also engaged.

Spading shared her concerns that the summary seems to gloss over some of the comments coming out of the Council's discussions. She believes that there must be a better way of analyzing data to get to the Legislature. She notes that the Department indicates savings, but she remains unconvinced. An independent review of data is needed.

Titus responded that the Legislature determines how they wish to receive information and the Department is obligated to respond to the legislative Oversight Committee. She noted that DHS is responsible for auditing data and have hired an external organization to conduct validation.

Hansell noted that it is good to have all points of view discussed at the Council meetings.

Senator Segebart reported that legislators have had complaints that have been "transferred down the line" and that legislators are involved on how the program is progressing.

Titus noted that as Iowa moves from a 'fee-for-service' program, as time goes on the savings will become clearer. She noted that staff need to do a better job of educating the Council and should discuss this in greater detail.

Hansell noted that in the future the Council will become more and more involved.

DIRECTOR'S REPORT

Titus reported that the budget hearing with the Governor's Office is on November 22, 2016.

The Department is finalizing the next series of reports in regard to the Managed Care Organization quarterly performance data as well as reviewing potential legislative packages.

COUNCIL UPDATES

Richardson reported that he was not re-elected as a County Supervisor and therefore will be offering his resignation from the Council shortly. The Council thanked him for his service.

Hansell reported that she has been attending the Children's Mental Health and Well-Being Work Group meetings and appreciates the opportunity to be a part of that discussion.

PRESENTATION ON THE STATE TRAINING SCHOOL

Mark Day, Superintendent, presented a power point presentation which provided a history of the State Training School (STS) and focused on the mission of the facility today.

Highlights:

- In 1873 the STS had 400-600 students (indigents, orphans, truants and delinquents)
- 1980's and 1990's the admission criteria was by Code and population reduced to 240 (instituted psychiatric programming, therapeutic treatment, education and vocational programs)
- STS today: Rigorous Criteria/Enhanced focus on treatment and education
- Mission: The primary purpose of the STS is to provide a continuum of supervision and rehabilitation programs, which meet the needs of males adjudicated delinquent, in a manner consistent with public safety. These services and programs individualize treatment and control the offender for his own benefit and the protection of society.

There was discussion of:

- Student Demographics
- Continuing Program Improvement
- Education Outcomes
- Emerging Challenges
- Oversight Entities

ADJOURNMENT

Council adjourned the meeting at 12:35 p.m. for lunch and a tour of the facility.

*Submitted by Sandy Knudsen,
Recording Secretary*