

**State Executive Council (SEC) Executive Committee Meeting
Office of Comprehensive Services Conference Room
1604 Santa Rosa Road, Suite 137
Richmond, VA 23229
February 28, 2013**

Attending:

William A. (Bill) Hazel, Jr., M.D., Secretary of Health and Human Resources
The Honorable Richard "Dickie" Bell, Member, Virginia House of Delegates
Margaret Schultze, Acting Commissioner, Virginia Department of Social Services (VDSS)
Michael Farley, CEO, Elk Hill, Inc.
Joe Paxton, Rockingham County Administrator
Matt Cobb, Deputy Secretary of Health and Human Resources
Eric Reynolds, Assistant Attorney General
Susan Cumbia Clare, Executive Director, Office of Comprehensive Services (OCS)
Marsha Mucha, Administrative Assistant (OCS)

Call to Order

Secretary Hazel called the meeting to order at 10:00 a.m. He thanked members for their attendance and welcomed Margaret Schultze to the committee. He explained that the minutes of the August 16, 2012 meeting would be approved, without objection, unless there were corrections noted before the end of the meeting.

Updates

Legislative

Secretary Hazel noted that the 2013 General Assembly Session had been very busy. Of particular interest, he noted, was the debate concerning Medicaid expansion. The General Assembly amended the state budget to include the ability to reform and expand Medicaid in Virginia.

Delegate Bell sponsored two bills for CSA:

- HB1646 – Amends CSA statute to clarify that any child/youth eligible for foster care services is eligible for CSA funding and that funding is sum sufficient for the services provided. Amends DSS statutes to clarify the definition of foster care services and independent living services.
- HB1683 – Amends CSA statute to add Medicaid funded community-based services to the list of services that shall be reported by OCS.

SAS

Secretary Hazel asked Susan Clare for an update on SAS. She reported that the intended data elements are now in place. OCS is working with Thomas Brothers and Harmony to provide those localities that use their software the ability to upload data for reporting purposes.

Certain data (Medicaid for those under 18, VEMAT, CANS, CSA expenditure) are being transferred to SAS for data integration and analysis. A prototype of reporting capabilities will be available by the SEC retreat. Mrs. Clare also reported that SAS has agreed to give the data back to OCS so that OCS can reinvent the data set and pool fund reporting systems.

Title IV-E

Secretary Hazel asked Margaret Schultze to provide a brief update. Mrs. Schultze reported that VDSS is preparing for a second Title IV-E review scheduled for August 2013. The review will include cases from October 2012 – March 31, 2013.

OCS Audits

Mrs. Clare provided members with the OCS Program Audits Quarterly Report for the period ending December 31, 2012. She also reported that the audit staff has recently been working with a locality that had nearly 100% (\$200,000) of its 2012 state share reimbursement disallowed because of major problems with the CSA program in their locality. OCS has established a repayment plan for the locality and will forgive part of the repayment if the locality satisfactorily implements and sustains their corrective action/program improvement plan.

Medicaid Policy – Discussion of Public Comments and Potential Revisions

Mrs. Claire reported that the public comment period on the proposed draft policy regarding the use of pool funds for Medicaid eligible services would conclude tomorrow, March 1, 2013. She presented members with a revision to the draft policy that tries to address many of the concerns noted in the public comments received. The revisions to the draft policy focus on three community-based behavioral health services: Intensive In-Home, Therapeutic Day Treatment, and Mental Health Support Services.

Other proposed revisions include the provision that a CPMT may request an exception to the policy through OCS when a Medicaid enrolled provider of a needed service is not available for a Medicaid eligible child or youth. For children and youth not eligible for Medicaid and for whom community-based behavioral health services will be purchased with pool funds, youth must meet DMAS eligibility criteria for the service, and pool funds may be used to purchase an independent clinical assessment conducted in accordance with DMAS requirements for such an assessment.

Public comments also expressed concern regarding emergency and crisis situations. As part of the Executive Committee's discussion, members consulted with staff at DMAS for a better understanding of the terms "crisis" and "emergency" as defined for Medicaid funded services. Executive Committee members recommended including these definitions as part of the revision to the proposed draft policy regarding the use of pool funds for Medicaid eligible services.

Based on public comment, Mrs. Clare recommends that two stakeholder workgroups be established:

- *CSA Service Names and Descriptions* – The purpose of this workgroup would be to establish standardized service names and corresponding descriptions in order to enhance the value of data analysis when reporting the services purchased under CSA, and to establish clear distinction between various services.
- *Standardizing Levels of Care in Treatment Foster Care* – The purpose of this workgroup would be to address two of the issues identified by the original TFC Workgroup:
 - There is a need for private child placing agencies to offer basic level, i.e. non-treatment, foster care services.
 - There is a need for greater uniformity across private child placing agencies in the offered levels of treatment foster care.
 - The workgroup would also examine DMAS regulations and provider requirements for TFC-CM and licensing requirements of VDSS for Licensed Child Placing Agencies and provide recommendations to ensure clarity and consistency across agency recommendations.

The revised draft policy (including the definitions) along with the workgroup descriptions will be posted to the CSA website.

ICC Policy – Discussion of Public Comments and Potential Revisions

Mrs. Claire reported that the public comment period on the proposed draft ICC policy would conclude tomorrow, March 1, 2013. She presented members with a revision to the draft policy based on public comments received. Revisions include:

- Defining out-of-home care and at-risk of placement in out-of home care.
- For ICC providers, further defining training requirements for ICC coordinators, their supervisors and other ICC staff members.

State UR Services – Discuss OCS Recommended Revisions

Mrs. Clare reported that OCS is reviewing the state's UR plan to expand UR services to examine data trends and provide feedback to all localities, to inform TA and audits. OCS will collaborate with partners per requirements of the Appropriation Act.

Upcoming SEC Meetings

The upcoming SEC meetings and tentative agendas are:

- March 14, 2013 – policy review/revision
- April 30, 2013 – (meeting held during CSA Conference) – presentation of draft biennial report
- June 20, 2013 – Retreat (review and update Biennial Plan)

Replacing Departed Committee Member

Margaret Schultze has agreed to serve replacing Martin Brown on the Executive Committee who is now serving in another position.

Adjournment

There being no further business, the meeting adjourned at 11:30 a.m.