

**STATE EXECUTIVE COUNCIL (SEC)
FOR CHILDREN'S SERVICES
Virginia Department of Taxation
1957 Westmoreland Street
Richmond, VA
Thursday, December 15, 2016**

SEC Members Present:

The Honorable William A. (Bill) Hazel, Jr., M.D., Secretary of Health and Human Resources (*Chair*)
Jack Barber, Interim Commissioner, Virginia Department of Behavioral Health
and Developmental Services
The Honorable Mary Biggs, Member, Montgomery County Board of Supervisors
Andrew Block, Director of the Department of Juvenile Justice
Pat Haymes for Steven Staples, Ed.D., Superintendent of Public Instruction, Virginia Department
of Education
Bob Hicks for Dr. Marissa Levine, Commissioner, Virginia Department of Health
Cindi Jones, Director, Department of Medical Assistance Services
Sandra Karison for Karl Hade, Executive Secretary of the Supreme Court of Virginia
Greg Peters, President and CEO, UMFS
R. Morgan Quicke, County Administrator, Richmond County
Margaret Schultze, Commissioner, Virginia Department of Social Services
The Honorable Frank Somerville, Presiding Judge, 16th Judicial District, Juvenile and Domestic
Relations District Court
Tamara Temoney, Ph.D., Chair, State and Local Advisory Team (SLAT)
Jeanette Troyer, Parent Representative
The Honorable Jennifer Wexton, Member, Senate of Virginia
Eddie Worth, Parent Representative

SEC Members Absent:

The Honorable Richard "Dickie" Bell, Member, Virginia House of Delegates
Sophia Booker, Service Recipient Representative
Courtney Gaskins, Director of Program Services, Youth for Tomorrow
The Honorable Catherine Hudgins, Member, Fairfax County Board of Supervisors
Maurice Jones, City Manager, City of Charlottesville
The Honorable Sheila Olem, Council Member, Town of Herndon

Other Staff Present:

Maris Adcock, Business Manager, OCS
Stephanie Bacote, Audit Manager, OCS
Rendell Briggs, Program Auditor, OCS
Pamela Kestner, Deputy Secretary of Health and Human Resources
Annette Larkin, Program Auditor, OCS
Daniela Lewy, Executive Director, Children's Cabinet
Marsha Mucha, Administrative Staff Assistant, OCS

Scott Reiner, Executive Director, OCS
Eric Reynolds, Assistant Attorney General, Office of the Attorney General
Kristi Schabo, Program Consultant, OCS
Massey Worley, Governor's Office

Call to Order and Approval of Minutes

Secretary Hazel called the meeting to order at 9:35 a.m. and welcomed everyone. Introductions were made.

The minutes of the September 15, 2016 meeting were approved without objection.

Secretary Hazel noted that the Governor would be presenting his amendments to the state's biennial budget in a speech tomorrow before the combined houses of the General Assembly. Of note are suggested budget amendments of \$31M for behavioral health and \$4.5M for a study of the behavioral health system.

Public Comment

Public comments were received from:

- William (Bill) Elwood representing the Virginia Coalition of Private Provider Associations (VCOPPA) and the Virginia Association of Independent Specialized Education Facilities (VAISEF)
- Cecelia Kirkman – representing SEIU Healthcare
- Katie Boyle – representing the Virginia Association of Counties (VACo)

Secretary Hazel asked Mrs. Jones to respond as several of the comments made concerned the new Independent Assessment, Certification and Coordination Team (IACCT) process being implemented by DMAS January 1, 2017. Mrs. Jones thanked everyone for their comments and concerns and noted the process is focused on making sure children receive the right services at the right time. She reiterated that DMAS has the experience necessary to implement large changes as it has in the past.

Secretary Hazel also noted that changes to the process are necessary in order to comply with Centers for Medicare and Medicaid Services (CMS) regulations/guidelines. These changes can no longer be delayed.

Executive Director's Report

Mr. Reiner reported on the following items:

- The reports due annually to the General Assembly have been submitted and posted.
- Options for increasing the integration of children receiving special education in private day settings into their home school districts (*2016 Appropriation Act – Chapter 780, Item 285 M (i)*) were submitted and posted on November 1.
- Options for funding educational costs for students placed in psychiatric residential treatment facilities for non-educational reasons authorized by Medicaid (*2016 Appropriation Act – Chapter 780, Item 285 M (ii)*) were submitted and posted on November 1.

- OCS has requested an additional \$59M from the General Assembly to address projected costs in the current and next fiscal year of the biennium.
- Two new OCS staff members were introduced – Maris Adcock will be replacing OCS Business Manager, Chuck Savage, who is retiring after the first of the year. Rendell Briggs has been hired as a second program auditor.
- As noted above, the current OCS Business Manager, Chuck Savage is retiring. Mr. Reiner presented a draft resolution of acknowledgement to be presented to Mr. Savage on behalf of the SEC. The SEC approved the resolution on a motion by Margaret Schultze, seconded by Judge Somerville and carried.

SLAT Report

Tamara Temoney, SLAT Chair reported that SLAT has been focusing on a SLAT Work Plan which is based on the goals and strategies for the FY16-FY18 biennial plan endorsed by the SEC and SLAT at their joint retreat last December.

Dr. Temoney further reported that SLAT will be reviewing congregate care, which includes the areas of foster care, IEPs, access, and prevention. SLAT members have been asked to submit their questions about congregate care to her so that action items can be developed at SLAT's February meeting.

Presentation

Dr. Allison Jackson, System of Care Director for Magellan of Virginia made a presentation on the Building Bridges Initiative and changes to the DMAS requirements for certificate of need for residential treatment facilities. After her presentation, Dr. Jackson answered questions from the membership.

CSA Practice Guidance for Children Recommended for Psychiatric Residential Placement

Mr. Reiner presented a draft guidance document for Community Policy and Management Teams (CPMTs) to outline how CSA programs should interact with the IACCT process. Mr. Reiner explained that the guidance document was reviewed by state partners as well as by stakeholders at a meeting on December 12.

The guidance addresses work flow, decision making authority, and fiscal responsibility. Of special note: the authority to obligate CSA funds is in all cases retained by the local CPMT. DMAS/Magellan, through the IACCT process, in all cases retains authority to obligate Medicaid funds to pay for the covered components of such placements.

Mr. Reiner reported that data will also be collected for CSA referrals where IACCT has not approved the case (i.e. doesn't meet medical necessity, parent fails to complete the IACCT process, IACCT unable to engage physician, etc.). This should further clarify the process and assist with identifying gaps in level of care.

Development of CSA Denial of Funds Policy

Mr. Reiner made a presentation on behalf of the SEC Finance and Audit Committee on first steps to develop policy in response to audit findings. He noted that currently there is no written policy or guidance for the OCS Executive Director to utilize in preparing a response to these findings.

Mr. Reiner further noted that the Finance and Audit Committee would have a draft of the proposed policy for a first review by the SEC at its March meeting.

Next Meeting and Adjournment

There being no further business the meeting was adjourned at 11:40 a.m. The next meeting is scheduled for March 23, 2017.