

**IDAHO BOARD OF HEALTH AND WELFARE
MINUTES
November 08, 2012**

The Board of Health and Welfare convened at:
Pete T. Cenarrusa Bldg.
450 W. State Street
Boise, Idaho 83720

BOARD MEMBERS PRESENT

Richard Roberge, Chairman
Richard Armstrong, Secretary
Daniel Fuchs
James Giuffre'
Darrell Kerby
Janet Penfold
Commissioner Tom Stroschein
Stephen Weeg
Tammy Perkins, Office of the Governor

STAFF PRESENT

Denise Chuckovich, Deputy Director, Medicaid, Managed Care, and Behavioral Health Services
Drew Hall, Deputy Director, Health, Welfare, and Family Services
David N. Taylor, Deputy Director, Support Services
Peg Dougherty, Lead Deputy Attorney General
Deena Layne, Deputy Attorney General
Ross Edmunds, Division Administrator, Behavioral Health
Paul Leary, Division Administrator, Medicaid
Rob Luce, Division Administrator, Family and Community Services
Tamara Prisock, Division Administrator, Licensing and Certification
Elke Shaw-Tulloch, Division Administrator, Public Health
Tom Shanahan, Public Information Manager
Nikki Forbing-Orr, Public Information Officer
Steve Bellomy, Audits and Investigations Bureau Chief
Cameron Gilliland, Family and Community Services Bureau Chief
Fernando Castro, Program Supervisor, Audits and Investigations
Kathy Skippen, Human Services Program Specialist, Behavioral Health
Kim Thurston, Administrative Assistant to the Board

OTHERS PRESENT

Sara Stover, Division of Financial Management
Kerry Hong, Idaho Supreme Court
Sarah Woodley, Business Psychology Associates
Lindsay Haphine, Rainbows End

CALL TO ORDER

Following proper notice in accordance with Idaho Code, Section 67-2343, and pursuant to call by the Chairman, the meeting of the Idaho Board of Health and Welfare was called to order by Richard Roberge, Chairman of the Board, at 9:09 a.m. Thursday, November 08, 2012, at the Pete T. Cenarrusa Bldg., 450 W. State Street, Boise, Idaho.

ROLL CALL

Janet Penfold, Vice-Chair, called the roll. Roll call showed **seven (7)** members present. With **seven (7)** voting members present, Chairman Roberge declared a quorum. Director Armstrong arrived shortly after roll call was complete, changing number of Board members present to **eight (8)**. Absent and excused were Senator Patti Anne Lodge and Representative Janice McGeachin.

AGENDA AMENDMENTS

A motion to amend the agenda was discussed and clarified an item of business thus no amendment was necessary.

WORK SESSION

Discussion with Kathy Skippen, Behavioral Health Human Services Program Specialist, regarding changes to Alcohol and Substance Use Disorder Services.

PUBLIC COMMENT PERIOD

Chairman Roberge opened the floor for public comment. There being none, the Board advanced to the next order of business.

ADOPTION OF MINUTES FROM BOARD MEETING ON AUGUST 30, 2012

Motion: Jim Giuffre' moved that the minutes of the August 30, 2012, Board meeting be adopted as prepared.

Second: Janet Penfold

Roll Call Vote:

Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**

Nays: None

Motion Carried

CONCURRENCE OF APPOINTMENT FOR DENISE CHUCKOVICH AS MEDICAID, MANAGED CARE, AND BEHAVIORAL HEALTH DEPUTY DIRECTOR

Director Armstrong introduced Deputy Director Denise Chuckovich to the Board members. Director Armstrong distributed copies of her resume and discussed her background and experience in health and social services with expertise in government and not-for-profit administration.

Motion: Tom Stroschein moved that the Idaho Board of Health and Welfare concur with the Director's appointment of Denise Chuckovich as Medicaid, Managed Care, and Behavioral Health Deputy Director for the Idaho Department of Health and Welfare.

Second: Stephen Weeg

Roll Call Vote:

Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**

Nays: None

Motion Carried

CONCURRENCE OF APPOINTMENT FOR ELKE SHAW-TULLOCH AS PUBLIC HEALTH DIVISION ADMINISTRATOR

An organization chart for the Division of Public Health along with Division Administrator Elke Shaw-Tulloch's resume was given to the Board members. Division Administrator Elke Shaw-Tulloch discussed the changes she has made to the Division of Public Health since starting her role as Division Administrator.

Motion: Jim Giuffre' moved that the Idaho Board of Health and Welfare concur with the Director's appointment of Elke Shaw-Tulloch as Public Health Division Administrator for the Idaho Department of Health and Welfare.

Second: Dan Fuchs

Roll Call Vote:

Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**

Nays: None

Motion Carried

CONCURRENCE OF APPOINTMENT FOR TAMARA PRISOCK AS LICENSING AND CERTIFICATION DIVISION ADMINISTRATOR

Director Armstrong started Division Administrator Tamara Prisock's introduction by discussing her success in her past management positions within the Department of Health and Welfare. Division Administrator Tamara Prisock's resume was given to the Board members.

Motion: Stephen Weeg moved that the Idaho Board of Health and Welfare concur with the Director's appointment of Tamara Prisock as Licensing & Certification Division Administrator for the Idaho Department of Health and Welfare.

Second: Tom Stroschein

Roll Call Vote:

Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**

Nays: None

Motion Carried

SUMMARY OF RULES

Division Administrator Tamara Prisock distributed handouts that contained a list of rules that the Department will be presenting to the 2013 Idaho Legislature. This list contains rules that do and do not fall under the jurisdiction of the Board of Health and Welfare.

SUMMARY OF LEGISLATIVE PROPOSALS

Division Administrator Tamara Prisock also distributed handouts that contained a summary of Legislative proposals that the Department will be presenting to the 2013 Idaho Legislature.

APPROVAL OF RULES

Criminal History and Background Checks

Docket No. 16-0506-1201:

Presenter: Fernando Castro, Program Supervisor

Fernando Castro, Program Supervisor, presented the Criminal History and Background Checks rule docket for the Board's approval.

This rule will update the cost of the Department's criminal history and background check. The fee amount is based on increased costs for services provided by the Idaho State Police (ISP). ISP increased their costs to the Department by \$15.00 per check. Section 56-1004A, Idaho Code, states that applicants are responsible for the cost of these checks unless otherwise provided by Department rules. The total fee amount will be phased in over a period of time. The Department will only increase costs when ISP increases the fees.

Motion: **Darrell Kerby** moved that the Idaho Board of Health and Welfare adopt the "Pending" rules for the "Criminal History and Background Checks," presented under Docket No. 16-0506-1201, effective Sine Die 2013.

Second: **Janet Penfold**

Vote: Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**
Nays: None

Motion Carried.

Use and Disclosure of Department Records

Docket No. 16-0501-1201:

Presenter: Cameron Gilliland, Family and Community Services Bureau Chief

Cameron Gilliland, Family and Community Services Bureau Chief, presented the Use & Disclosure of Department Records rule docket for the Board's approval.

Disclosure of information regarding child fatalities is required by the federal Child Abuse Prevention and Treatment Act (CAPTA). In accordance with CAPTA, this chapter is being amended to specify and clarify the information regarding child fatalities that the Department can disclose.

Motion: **Dan Fuchs** moved that the Idaho Board of Health and Welfare adopt the "Pending" rules for the "Use and Disclosure of Department Records," presented under Docket No. 16-0501-1201, effective Sine Die 2013.

Second: **James Giuffre'**

Vote: Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**
Nays: None

Motion Carried.

Child and Family Services

Docket No. 16-0601-1202:

Presenter: Cameron Gilliland, Family and Community Services Bureau Chief

Cameron Gilliland, Family and Community Services Bureau Chief, presented the Child and Family Services rule docket for the Board's approval.

In response to requests from foster parents and professionals involved in the ongoing care of children in Idaho's child welfare system, rule changes are being made to clarify what information about the children in care the Department can and must provide to them.

Motion: **Janet Penfold** moved that the Idaho Board of Health and Welfare adopt the "Pending" rules for the "Child and Family Services," presented under Docket No. 16-0601-1202, effective Sine Die 2013.

Second: **Darrell Kerby**

Vote: Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**
Nays: None

Motion Carried.

Behavioral Health Sliding Fee Schedules

Docket No. 16-0701-1201:

Presenter: Kathy Skippen, Human Services Program Specialist

Kathy Skippen, Human Services Program Specialist, presented the Behavioral Health Sliding Fee Schedules rule docket for the Board's approval.

The Interagency Committee on Substance Abuse Prevention and Treatment (ICSA), established by the 2006 Legislature, is no longer in existence; references to ICSA in these rules are being removed.

Motion: **Tom Stroschein** moved that the Idaho Board of Health and Welfare adopt the "Pending" rules for the "Behavioral Health Sliding Fee Schedules," presented under Docket No. 16-0701-1201, effective July 1, 2013.

Second: **Stephen Weeg**

Vote: Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**
Nays: None

Motion Carried.

Alcohol and Substance Use Disorder Services

Docket No. 16-0717-1201:

Presenter: Kathy Skippen, Human Services Program Specialist

Kathy Skippen, Human Services Program Specialist, presented the Alcohol and Substance Use Disorder Services rule docket for the Board's approval.

As reported with Docket No. 16-0701-1201, the Interagency Committee on Substance Abuse Prevention and Treatment (ICSA), established by the 2006 Legislature, is no longer in existence. References to ICSA in these rules are being removed.

Motion: **Stephen Weeg** moved that the Idaho Board of Health and Welfare adopt the "Pending" rules for the "Alcohol and Substance Use Disorder Services," presented under Docket No. 16-0717-1201, with amendment to correct clerical oversight; term substance "**abuse**" should be replaced by substance "**use disorder**" effective July 1, 2013.

Second: **Dan Fuchs**

Vote: Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**
Nays: None

Motion Carried.

Rules and Minimum Standards for DUI Evaluators

Docket No. 16-0608-1201:

Presenter: Kathy Skippen, Human Services Program Specialist

Co-Presenter: Kerry Hong, Idaho Supreme Court

Kathy Skippen, Human Services Program Specialist, along with Kerry Hong, Idaho Supreme Court, presented the Rules and Minimum Standards for DUI Evaluators rule docket for the Board's approval.

The Courts and the Department have agreed it is more effective and efficient to end separate licensing for DUI Evaluators and have DUI evaluations conducted at treatment facilities approved under IDAPA 16.07.20, "Alcohol and Substance Use Disorders Treatment and Recovery Support Services Facilities and Programs." Therefore, this chapter of rules is being repealed in its entirety.

Motion: **James Giuffre'** moved that the Idaho Board of Health and Welfare adopt the "Pending" rules for the "Rules and Minimum Standards for DUI Evaluators," presented under Docket No. 16-0608-1201, effective July 1, 2013.

Second: **Janet Penfold**

Vote: Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**
Nays: None

Motion Carried.

Alcohol and Substance Use Disorders Treatment and Recovery Support Services Facilities and Programs

Docket No. 16-0720-1201:

Presenter: Kathy Skippen, Human Services Program Specialist

Co-Presenter: Kerry Hong, Idaho Supreme Court

Kathy Skippen, Human Services Program Specialist, along with Kerry Hong, Idaho Supreme Court, presented the Alcohol and Substance Use Disorders Treatment and Recovery Support Services Facilities and Programs rule docket for the Board's approval.

References to ICSA in these rules are being removed. In addition, The Department is making revisions to this chapter of rule to accommodate the current substance use disorders treatment environment and integration with Mental Health. Revisions are also being made to align the treatment system with changes in health care standards and move to a recovery-oriented system of care. In addition, provider requirements are being streamlined.

Motion: **Darrell Kerby** moved that the Idaho Board of Health and Welfare adopt the "Pending" rules for the "Alcohol and Substance Use Disorders Treatment and Recovery Support Services Facilities and Programs," presented under Docket No. 16-0720-1201, effective July 1, 2013.

Second: **Dan Fuchs**

Motion was opened for discussion.

An amended motion was offered.

Stephen Weeg moved that the Idaho Board of Health and Welfare adopt the "Pending" rules for the "Alcohol and Substance Use Disorders Treatment and Recovery Support Services Facilities and Programs," presented under Docket No. 16-0720-1201 with amendment to delete IDAPA 16.07.20.218.01.k "Psychologist" or "Psychologist Extender" licensed under Title 54, Chapter 23, Idaho Code, effective July 1, 2013.

Second: **Dan Fuchs**

Vote: Ayes: **Fuchs, Giuffre', Kerby, Penfold, Roberge, Stroschein, Weeg**
Nays: None

Motion Carried.

FAMILY AND COMMUNITY SERVICES, WELFARE, AND PUBLIC HEALTH SERVICES REPORT

Handouts for Family and Community Services, Welfare, and Public Health Divisions reports were given to the Board members.

Deputy Director Drew Hall discussed the challenges the Department is facing in our upcoming role with the Idaho Insurance Exchange. Also discussed were the Department's options of a State exchange, partnership exchange, or Federal exchange.

DIVISION OF BEHAVIORAL HEALTH REPORT

Division Administrator Ross Edmunds distributed handouts and discussed the Division of Behavioral Health's challenges and opportunities.

Areas discussed are:

- Continuation of the 3 stages of transformation
- Substance abuse Request for Proposals
- Web infrastructures for treatment services (WITS)

MEDICAID AND MANAGED CARE SERVICES REPORT

Division Administrator Paul Leary gave handouts that reported on the status of several areas in the Medicaid Division.

Areas discussed are:

- House Bill 260- fully implemented
- Electronic health record (EHR) incentive program.
- Idaho Home Choice (Money Follows the Person grant):
- Medicaid Managed Care development
 - Medicaid Mental Health Managed Care
 - Integrated Care of Dual Eligible (Medicare and Medicaid)
 - Governor's Multi-payer Patient Centered Medical Home Collaborative, Medicaid Health Home, and Children's Health Improvement Collaborative.
 - Community Care Network
- Applied for an adult Medicaid quality grant
- Medicaid Expansion 2014

DIVISION OF SUPPORT SERVICES REPORT

Deputy Director David Taylor gave the Board members hand-outs and discussed each subject:

- Revision #1 to the budget submission
- Women, Infants, and Children Information System Program (WISPr) received 2012 award for improving state operations
- Summary of Federal Funding Priorities
- Federal Budget Sequestration 101 was discussed. How this impacts the Department at this time is unknown.

DIRECTOR'S REPORT

Director Armstrong discussed the status of the Governor's Workgroup on Medicaid Expansion. Handouts with draft data that illustrated different options were distributed and discussed.

Illustrated scenarios were:

- Enrollment in Idaho Medicaid today
- Draft enrollment data of optional Medicaid Expansion with Health Insurance Exchange
- Draft enrollment data without optional Medicaid Expansion with Health Insurance Exchange
- Draft data of projected mandatory expansion costs
- Draft data of projected additional optional expansion costs

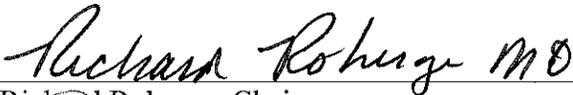
BOARD MEETING DATES FOR YEAR 2013

February 21, 2013
May 16, 2013
August 15, 2013
November 21, 2013

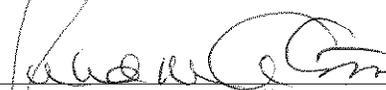
ADJOURNMENT

The next meeting of the Board of Health and Welfare is scheduled to be held February 21, 2013. There being no further business to come before the Board, Chairman Roberge adjourned the meeting at **3:45 p.m.**

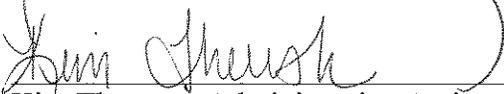
Respectfully signed and submitted by:



Richard Roberge, Chairman



Richard M. Armstrong, Secretary



Kim Thurston, Administrative Assistant

