

Summary
Medical Services Fund Advisory Council Emergency Meeting
August 29, 2008 — 1:30 p.m.
Bureau for Medical Services

Members/Alternates Present

Violet Burdette, Chairperson, Primary Care Representative
Jesse Samples, Nursing Home Representative
John Russell, MH/BH Representative
Scott McClanahan, Aging Program Representative
Mark B. Ayoubi, M.D., Physician Representative
Joyce Spiroff, Alternate, Bureau for Public Health
Charlie Young, Ex-Officio, Bureau for Children and Families Representative
Linda Maniak, Alternate, Consumer Representative

Bureau for Medical Services or DHHR Staff Present

Nora Antlake, Legal, BMS
Shelley Baston, Deputy Commissioner, BMS
Shannon Landrum, Commissioner's Office, BMS

Interested Parties

Bonita Whitman, Self

Conference Calls

Kathy Reed
Michael Kilkenny, Physician Representative
Evan Jenkins
Dennis Lewis, Pharmacist Representative
Mike Robbins, Alternate, Hospital Representative

I. Welcome and Opening Remarks

Violet Burdette welcomed everyone to the meeting and directed their attention toward the state plans. Because this was an emergency meeting, the agenda would be very short.

II. Public Comment Period

No one signed up to make a public comment.

III. Medicaid Integrity Program

Nora Antlake presented the first state plan related to the Medicaid Integrity Program. This is a DRA mandated program that is required to be submitted before the next meeting. CMS has hired an audit company who will do provider reviews on the national level. Select providers will be reviewed for overpayments, fraud and abuse. More detail will be presented at the October 10, 2008 regularly scheduled meeting.

Questions ensued regarding looking at underpayments as well as overpayments.

Shelley Baston stated that the Bureau for Medical Services is presently being reviewed by the PERM. That is a federal requirement, and they look for inappropriate payments, whether over or under, and so far the Bureau for Medical Services looks very good in accordance with our policies and our fee schedules. We have a very insignificant amount of incorrect or inappropriate payments. More

information will be provided at the next meeting.

Violet Burdette called for a motion to support the State Plan Amendment for Medicaid Integrity Program. Mike Robbins made the motion and Jesse Samples seconded. All were in favor.

IV. Acute Care Hospital Prospective Payment System

Nora Antlake stated that the plan is not complete as of yet and cannot be addressed today. This will tentatively be put on the agenda for the October 10, 2008 meeting.

V. Update of Targeted Case Management

Nora Antlake provided an update about the state plans submitted at the end of June 2008 for Targeted Case Management (TCM) as mandated by CMS. The moratorium went into effect until April 2009. The moratorium does not cover all of the regulations that went out as interim, only part of them. The final regulations, which were supposed to come out in August, will not come out because of the moratorium.

Ms. Antlake stated that we had a call with CMS, and she reviewed with the Council members what will not be enforced. She also stated that the local office in Philadelphia is going to look at all of our state plans.

As of now the state plans are in a holding pattern.

Questions ensued.

Nora Antlake inquired of the Council as to whether or not an emergency meeting should be called when a state plan needs to be submitted to CMS before the next regularly scheduled meeting. The Council agreed that an emergency meeting should be called provided a state plan has to be submitted before the next regularly scheduled meeting.

There was a request from the floor, not the Council, that the Council advise this state plan amendment be withdrawn.


Violet Burdette stated that this is scheduled for a vote at the October 10, 2008 meeting, and can be discussed at that time.

VI. Next Meeting

The next meeting of the Medical Services Fund Advisory Council will be held on October 10, 2008, 1:30 p.m., at Kanawha Valley Senior Services.

Meeting adjourned.

Minutes submitted by:



Pat Johnson
Secretary II
Bureau for Medical Services