

Behavioral Health Advisory Council

Meeting Minutes for June 15, 2018

Members Present: Julie Barron, Ricardo Bowden, Linda Burghardt, Karen Cashen, Elmer Cerano, Mary Chaliman, Sara Coates, Norm DeLisle, Kevin Fischer, Jennifer Hirst for Cynthia Wright, Deborah Garrett, Benjamin Jones, Mark Maggio, Kevin McLaughlin, Paula Nelson, Malkia Newman, Stephanie Oles, Eva Petoskey, Mark Reinstein, Dave Schneider for Erin Emerson, Ben Robinson, Kristie Schmiede, Larry Scott, Patricia Smith, Sally Steiner, Brian Wellwood

Members Absent: Greg Johnson, Arlene Kashata, Jamie Pennell, Neicey Pennell, Marcia Probst, Jane Shank, Jennifer Stentoumis, Jeff Van Treese, Sarah Williams, Mark Witte

Others Present: Lorianne Fall, Phil Kurdunowicz, Michelle Mull, Jane Pilditch, Melissa Rai, Tom Renwick, Jeff Wieferich

Welcome and Introductions: Mark Reinstein called the meeting to order and introductions were made.

Review and Approval of Minutes: The Council reviewed the meeting minutes from February 23, 2018. Noted to add Linda Burghardt as present. Malkia moved to approve the minutes and Norm seconded, minutes approved unanimously.

MDHHS/BHDDA Update – Tom Renwick

Tom Renwick started with a report on Time Distance Standards. Discussed that the group had 2 previous discussions about establishing more time distance standards and asking for feedback to determine those standards. After determining where to begin, draft standards have been established within the administration. In the next couple of weeks, they expect to be able to distribute what those standards which are going to be in relation to Assertive Community Treatment (ACT), Psycho Social Rehabilitation, Crisis Residential, (both Adults and Children), Home Based Programs, Opioid Treatment Programs and Wrap Around services for Children. The draft is the next step in the conversation and the department will be looking for feedback once the draft has been distributed. After the draft is distributed, the department will be looking to set a timeframe for coming into compliance. They are in the process of establishing criteria that all Prepaid Inpatient Health Plans (PIHP's) will have to comply with and the time frames for achieving compliance. The department doesn't want to send a message to the PIHP that it's okay to reduce or eliminate services. Michelle Mull had a question regarding residential services and if that will be taken into consideration when determining the standards. Tom Indicated that the department is looking to get to a point in determining FY20 contracts, FY19 contracts are already completed but with the amendment cycle coming up, some of those contracts will be amended.

Budget Update – The Conference Committee between the House and the Senate came up with the final budget appropriations, but this has not been signed by the Governor yet. The changes from FY19 are a 1.5 Million Dollar increase for bed registry, 1.5 Million Dollar increase for those with Gambling Addiction, 1.5 Million Dollar increase to help pay for Court Appointed Guardians, and a 5.5 Million Dollar increase to General Fund Dollars for Adult Mental Health Services Programs. FY18 had about 120 Million Dollars allocated to the Community Mental Health Service Plans (CMHSP's). Currently, how that would be dispersed would largely be based on what they have gotten in the past. There are questions on how the money is disbursed considering population changes, and other factors so a workgroup was put together to develop a methodology for distributing these funds in a way that is related to the populations that exist within the CMH's. Norm D. asked how this would affect the spenddown, Tom indicated that it shouldn't affect the spenddown, only from the stand point that it should help somewhat since some will be getting additional funds. Question from someone on the phone regarding 1.5 Million Dollar Increase for Gambling and if that increase included inpatient, the understanding is that no, it did not include inpatient, only for gambling treatment related services.

Mark asked about an FY18 Rate adjustment. Department can confirm that they are in the process of distributing an FY18 Rate adjustment of 76 Million Dollars and what prompted the department to do a mid-year adjustment was the Actuary looked at some of the FY17 service unit cost information and determined that there were some substantial differences in service unit costs between 4 and 15%. This will be paid out retroactively back to October and will be paid out the last 3 months of the year. Elmer commented that determining funding based on what something cost in the past or percentages might not reflect what the individual actually needs since populations and needs can change frequently. Ricardo asked what were the basic drivers that determine cost from year to year. Tom replied that sometimes it could be reflective of direct care wage increases, inpatient psychiatric hospitals charging more than they did last year for services, transportation costs increasing or a shortage of a certain kind of service; these are some of the things that can affect cost from year to year.

Mark inquired about the Draft Worker Fitness Criteria that had come up at a previous BHAC Meeting. Advised that there was a newspaper column written discussing individuals that worked in the substance use disorder field with lived experience who might have a record and would be considered excluded from working in that field. Tom replied that this is complex issue with Federal rules consisting of mandatory and permissive exclusions where it would interfere with one's ability to be federally reimbursed. The Medical Service Administration (MSA), rewrote a policy focused on atypical providers that must enroll in the Community Health Automated Medicaid Processing System (CHAMPS). The Policy was not applied to Peer Support Specialist and Recovery Coaches because they haven't enrolled those individuals into CHAMPS. Currently the providers that must enroll in CHAMPS are professional providers like doctors and dentists. The MSA is looking to expand this to include Peer Support Specialists, Recovery Coaches, anyone who provides transportation, and Community Living Providers.

Malkia asked if the department had begun to think about the ramifications to providers, and the department if the bill to legalize recreational use of marijuana should pass. Tom advised that yes, and specifically when it comes to prevention and treatment.

Paula asked if there was an update on the Substance Use Disorder (SUD) Licensing rule through LARA. Tom indicated that there was an upcoming meeting between MDHHS and upper management LARA employees coming up to determine what the next steps in that process are.

Integrated Service Delivery Presentation – Jon Breems

Jon presented on the Integrated Service. A PowerPoint was distributed to the group.

Other Public Policy- Mark R.

Governor is going to sign a bill that requires the department to submit a waiver to the Feds that would put a work requirement on some Medicaid recipients. The latest version requires some Medicaid recipients to work 80 hours a month (earlier version = 29 hours a week), this can only apply if you can't get any of the exemptions that exist in SB 897. One change from the original bill is in counties where there is high unemployment, this would no longer provide an exemption.

More revisions to House Bill 5810, Kevin's Law, the subject of the petition would no longer have to meet special criteria, for example, hospitalizations, incarcerations, etc. In 401C Mental Health Code, potential harm to the subject of a petition could be considered. Presently, the harm must be physical or mental to the subject of the petition and physical to someone else. Implementation of Assisted Outpatient Treatment (AOT) orders must be signed by a psychiatrist who shall have the sole authority to discharge a person from AOT. As the bill went through the house if there is any increase in involuntary treatment costs in Michigan, not Kevin's Law costs, but involuntary commitment costs, the State has to pay for all of that increase. Further, 5810 would do away with the Alternative Treatment Order, leaving hospitalization and AOT as the only "combined" order legally recognized, and the number of required medical attestations for an AOT order would be reduced from two to one. Stephanie Oles commented that the changes seemed to be targeted against people with mental health issues.

Protection and Advocacy – Suing the State on the publicly funded mental health system, which in the lawsuit's opinion, does very poorly in serving children and youth. Law suit filed in Federal Court because there are about 32,000 children in Northern Michigan that should be eligible for Medicaid that have not been served.

Mary Chaliman advised that Children Services is working on the Children 1st Prevention Act, the goal aims to prevent children that are in Foster Care from being inappropriately diagnosed with mental illness, other behavioral disorders, or developmental disabilities. Therefore, being placed in situations that are not Family Foster Care.

Workgroup created to serve those with Opioid Addiction. There will be 50 apartments total and the pilot sites will be mostly in Lansing, Kalamazoo, and Southeast Michigan. The pilots will include on site recovery services. The other update is the homeless unit and Housing and Urban Development (HUD) will implement a program to include the LGBTQ Community to include educational outreach.

Public Comment

No Public Comment

Announcements

Mark Reinstein – Mental Health Association Tribute Dinner is on Thursday, June 21, 2018. Honoree this year is Tom Watkins.

Kevin Fischer – NAMI walk season is coming quickly. A third walk was added this year in Marquette on August 18, 2018, the Detroit Walk is on September 22, 2018 and the Grand Rapids Walk is on October 13, 2018. All information available on the NAMI-Website.

Detroit Tigers are hosting a Mental Health Awareness day! August 25, 2018. More information will be on the NAMI website when it becomes available.

JIMHO Support Conference, July 10, 2018 at LCC West Campus. The conference is free for anyone who interested in learning more about how to facilitate support groups.

Mary Chaliman – Held 3 Mi Opioid webinars with Lisa Miller. Webinar will posted on the learning management system.

Detroit Princess Boat event – August 16, 2018. The event is open to anyone in recovery or a family member of anyone in recovery. Cost is \$48 per person.

Mark adjourned the meeting.