

Behavioral Health Advisory Council Meeting Minutes for November 17, 2017

Members Present: Julie Barron, Ricardo Bowden, Karen Cashen, Mary Chaliman, Elmer Cerano, Norm DeLisle, Erin Emerson, Ryan Ginnell-Ackerman for Sara Coates, Jennifer Hirst for Cynthia Wright, Greg Johnson, Benjamin Jones, Arlene Kashata, Lauren Kazee, Mark Maggio, Kevin McLaughlin, Paula Nelson, Malkia Newman, Jamie Pennell, Neicey Pennell, Eva Petoskey, Mark Reinstein, Ben Robinson, Kristie Schmiede, Larry Scott, Jane Shank, Patricia Smith, Sally Steiner, Jennifer Stentoumis, Jeff Van Treese, Mark Witte

Members Absent: Linda Burghardt, Kevin Fischer, Deborah Garrett, Stephanie Oles, Marcia Probst, Brian Wellwood

Others Present: Crystal Barter, Glenn Cornish, Jamie Estep, LoriAnne Fall, Phil Kurdunowicz, Michelle Mull, Jane Pilditch, Tom Renwick, Brenda Stoneburner, Lynda Zeller

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 August 18, 2017. Elmer moved to approve the minutes and Malkia seconded, minutes approved unanimously.

MDHHS/BHDDA Update – Tom Renwick & Lynda Zeller

1115 Waiver – The waiver was submitted to CMS over a year ago. MDHHS has had very little response from CMS. Recently CMS has requested a meeting with MDHHS. MDHHS is hopeful that this meeting will result in forward movement toward the 1115 Waiver being approved. The 298 pilots are not included in the current B/C Waivers, but they would be included as amendments to the 1115.

Provider Enrollment Fitness Criteria/Proposed Policy 1635-PE – Tom asked the BHAC members to respond to the public comment period on this proposed policy. This policy proposes very stringent regulations on providers' criminal background going back 10 years. This will impact providers in Michigan. The comment period ends Monday. Erin E. indicated that so far about 300 comments have been received by MSA. This is a different issue than the recovery coach issue discussed at the last meeting. Michelle Mull from MPAS indicated she had a legal analysis of the policy from her agency if anyone wants to review it.

Mark R. asked about the Walter Reuther Hospital's recent audit as reported in the media. Tom indicated that Cindy Kelly would be the one to speak to about hospitals.

Mark R. asked about Chris Priest's resignation as Medicaid Director. Kathy Stiffler is going to be the acting Medicaid Director until a permanent replacement can be identified.

Tom indicated the MDHHS has again requested a finding of material compliance with the MOE requirement for the Mental Health Block Grant. SAMHSA has not yet responded.

MiPAD Effort – Phil K. is in charge of this effort. This is the 100-day sprint to develop recommendations to respond to the lack of psychiatric hospital beds for children and adults in Michigan. Phil reported that there are five workgroups that have been meeting to address specific issues related to this crisis. Another group is working specifically on creating a real-time list of available psychiatric beds that can be available to those looking for a psychiatric bed. Phil indicated that 40 recommendations from the workgroups have been moved forward to MDHHS for review. A report on these recommendations should be available in late 2017 or early 2018. The report will be available for BHAC members to review. The recommendations range from very large changes requiring long-term work to smaller changes that can occur more quickly. There are a lot of recommendations about continuum of services and discussions specific to the differences between adult and children's services. Jane S. and Kristi S. spoke about their experiences as members of subgroups in this process.

Section 298 Update – Phil Kurdunowicz & Jane Pilditch

MPHI and MDHHS are working together to develop and implement the 298 pilots. Many meetings have occurred with a wide range of stakeholders (current system representatives) that will inform a white paper that will highlight the department's vision for the structure of the pilots. MDHHS is aiming to publish the Request for Input that will be used to select the pilot sites by the end of the year. Sites will be selected early in 2018 and implementation will begin in July 2018. The white paper will be available on the 298 website and sent out via email blast.

Phil spoke about work being done on the demonstration model being implemented in Kent County. Kent County will submit a proposal to MDHHS in early 2018 with hopes of implementation in July as well. The Kent County demonstration project is directly required by the boilerplate and is different than the pilots.

The 1115 Waiver approval process does impact the timeline for the pilots, so planning work can continue while MDHHS continues to move forward with CMS on 1115 Waiver approval.

Malkia asked if a glossary of terms has been developed so applicants know what they are applying for. Phil indicated that this will be addressed in the RFI/RFP process and Jane indicated that the white paper may answer some of these questions as well. Arlene asked how the tribal nation's input was going to be included in the 298 process as they are not eligible to apply to be pilot sites. Phil indicated that MDHHS is continuing to review the policy recommendations that came out of the 298 process and

working to apply them to the pilots, many of which spoke to tribal concerns. Eva reiterated that tribal citizens and tribes exist all over the state and will be impacted by the pilots and demonstration and they would like to continue to be included in the ongoing dialog. Phil indicated that MDHHS is definitely open to that.

Elmer indicated that anywhere the pilots are, there will be existing service provision agencies in place (PIHPs, CMHSPs, tribal providers, etc.) so there will need to be plans made to address how the pilots will be funded without “double funding” both the existing service providers and any new pilot providers. Phil said all the Medicaid funding for both physical and behavioral health will go to the Medicaid Health Plans (MHP) in that area and providers will access Medicaid dollars through the MHPs.

Lynda Zeller pointed out that work on the 298 recommendations will apply to all 10 PHIPs, over and above just the pilot sites. There should be movement across the whole system due to the 70 recommendations that came out of the initial 298 workgroup. Phil indicated that MDHHS has analyzed about 2/3 of the 70 recommendations so far. Once they are all analyzed there will be a report out to the community.

Paula Nelson asked how the funding for SUD services will be included in the pilots. Phil indicated that it is proposed that Medicaid dollars will go to MHPs who will contract with the CMHSPs for Medicaid funded SUD services and other funding (Block Grant, etc.) will go directly to the CMHSPs. Paula indicated that there are caveats in switching how funds flow both for providers and consumers. Tom indicated that this will have to be addressed during the pilot process. Phil indicated that this will definitely be part of the RFI/RFP process.

Lynda pointed out that despite years of attempting to merge the SUD and MH systems so consumers experience truly integrated services, it still has not happened. Hopefully, the pilots process can identify ways to eliminate the bifurcation of SUD and MH services and streamline services for consumers.

Phil indicated that as of November 1st, an evaluation team from U of M was brought on board for the pilot projects. This team had the most relevant experience that directly spoke to the evaluation of the 298 pilots, etc. Currently MDHHS and U of M are developing an evaluation plan. There will be an advisory process to the evaluation that will be implemented and is still in development. Phil indicated that, once ready, the evaluation plan will be presented to the BHAC. Ricardo asked about including people with lived experience in the development of the evaluation, as BHAC had previously recommended this. Phil indicated that this will be part of the advisory process and the ongoing feedback loop with councils like the BHAC.

Other Public Policy – Mark Reinstein

CARES Taskforce – The taskforce has completed their hearings and are working on recommendations hopefully to be released in January. It is anticipated that a bill will be introduced to include nurse practitioners, physician’s assistants and another type of

nurse as qualified to make decisions traditionally made by psychiatrists, physicians and Ph. D psychologists, however there has been some early opposition to this proposal. Senator Shirkey has also proposed a bill to make changes to the Mental Health Code. So that MHPs can perform functions that PIHPs have been undertaking. BHAC members discussed their concerns about some of these proposals.

Mark R. asked Lynda Z. about the Walter Reuther Hospital audit. Lynda indicated that there were some findings and the overtime for nurses was a significant concern. Lynda reported that MDHHS was working on this issue prior to the findings in the audit and work is continuing. MDHHS is looking at some structural changes to how human resources is handled at the state level as this issue is not isolated to Walter Reuther. There was also a repeat finding about electronic record accuracy which has been an ongoing issue.

Kristie asked about the parity discussions happening at MDHHS. Tom indicated that there are multiple MHP coverage plans that need to be reviewed for physical and behavioral health parity. This work is happening between BHDHA and the state Medicaid Services Administration. Changes to PIHP practices maybe required as well. This is a huge issue.

Block Grant Behavioral Health Reports – Karen Cashen, Jennifer Stentoumis, and Larry Scott

Jennifer reviewed the sections of the Behavioral Health Report related to children with SED. Karen reviewed the report specific to adults with SMI. Larry reviewed the report specific to SUD services and the annual SYNAR report.

Mark initiated a vote to provide a BHAC letter indicating that the BHAC reviewed the report. Sally moved, Ben seconded, the BHAC voted unanimously to provide the letter. Mark will provide the letter to Karen.

Karen spoke briefly about planning for the Adult Mental Health Block Grant priorities and possible FY19 funding opportunities for the PIHPs. Karen asked that the BHAC members email their opinions about priorities to Brenda Stoneburner by November 27th. Her email address is StoneburnerB@michigan.gov. At this time, the Children's Mental Health Block Grant is not planning an RFP for FY19.

By-Law Report – Mark Reinstein

Mark gave a rundown of the activities of the by-laws committee in their review of the BHAC by-laws. The BHAC was previously provided a draft version of the revised by-laws for review. Mark went through the document to explain the proposed changes. Ben moved and Mark M. seconded to vote on the adoption of the newly drafted by-laws. Mark W. proposed adding additional language to expand advisory capacity to other state departments involved in MH and SUD services. Jeff suggested that the state departments could be listed. Malkia felt not listing them would be more inclusive. There was no amended language proposed. The BHAC voted on the language as is in the

draft provided, with one additional changing of “DCH” to “DHHS.” There were 16 yes votes, zero no votes, and seven abstentions.

Nominating Committee Report – Elmer Cerano

Elmer moved that Mark R. be reelected as chair and Norm second the nomination. There were no other nominations. The BHAC unanimously approved. Elmer moved that Kristie S. be elected vice-chair and Norm seconded. The BHAC unanimously, with Kristie abstaining, approved the nomination. Kristie moved to nominate Malkia as secretary and Norm seconded. The BHAC unanimously, with Malkia abstaining, approved.

Karen pointed out that the BHAC meetings for 2018 have been scheduled. The first meeting in February will be held at a different location, so take note.

Public Comment – No public comment.

Announcements

Sally Steiner – Sally reported the Aging and Older Adult Services Agency received an award for their collaborative work on dementia, including collaborating with the tribes.

Jaime Pennell – Jamie’s family did a charity haunted house at Halloween and partnered with Jackson Recovery Court to provide a community service opportunity for participants.

Neicey Pennell – Neicey is looking for peer support training opportunities in the Lansing area.

Arlene Kashata – On December 29th, the Annual Sobriety POW Wow at the Grand Traverse Resort will be held. On October 20th, there was a cultural diversity conference in conjunction with behavioral health for tribe members on co-occurring disorders.

Eva Petoskey – Eva has been asked to serve on the SAMHSA C-SAT National Advisory Committee.

Karen Cashen – LoriAnne has been promoted to Brenda’s assistant, so Karen is in the process of hiring a new assistant.

Mark Reinstein & Elmer Cerano – Mark and Elmer both attended the Mental Health and Criminal Justice Summit. The Governor was there and Elmer was able to ask a question. The Lt. Governor did a better job of addressing some of the concerns that Elmer brought up.

Mark adjourned the meeting.