

MINUTES OF A REGULARLY SCHEDULED BOARD MEETING
OF THE OKLAHOMA HEALTH CARE AUTHORITY BOARD
Held at Oklahoma Health Care Authority
Oklahoma City, Oklahoma
January 10, 2008
1:00PM

Manner and Time of Notice of Meeting: A public notice was placed on the front door of the Oklahoma Health Care Authority on January 9, 2008.

Pursuant to a roll call of the members, a quorum was declared to be present, and Chairman Roggow called the meeting to order at 1:07pm.

BOARD MEMBERS PRESENT:

Member Armstrong, Member Miller,
Member Langenkamp, Governor
Anoatubby, Member McFall, and
Chairman Roggow

ABSENT:

Vice-Chairman Hoffman

OTHERS PRESENT

Bill Lance, Chickasaw Nation
Anne Roberts, OICA
Becky Moore ON ACP
Brent Wilborn, OPCA
Tres Savage, Capitol News
Mark Newman, House Staff
Mike Dover, Variety Health Ctr.
Jess Hughes, Progressive Independence
Juana Head, OSF
Bruce Christian, Lilly
Jenni Dell, OICA
Barbara Hoberock, Tulsa World
Sharon Neuwald, DHS

DISCUSSION AND POSSIBLE VOTE ON APPROVAL OF BOARD MINUTES OF THE
REGULARLY SCHEDULED BOARD MEETING HELD DECEMBER 13, 2007

The Board routinely reviews and approves a synopsis of all its meetings. The full-length recordings of the meetings of the Board are retained at the Board Offices and may be reviewed upon written request.

MOTION:

Member Langenkamp moved for
approval of the December 13, 2007
board minutes as presented. Member
McFall seconded.

FOR THE MOTION:

Member Armstrong, Member Miller,
Member Langenkamp, Governor
Anoatubby, Member McFall, and
Chairman Roggow

ABSENT:

Vice-Chairman Hoffman

INTRODUCTION OF ALL STAR EMPLOYEE OF THE MONTH

Mike Fogarty, CEO

Mr. Fogarty presented the All Star Employee Program and asked Supervisors to introduce the All Star Employee for October, November, and December. Lynn Puckett, introduced Andy Chase, an Analyst III, in Information Services, as the All Star Employee for the month of December. Ms. Puckett stated that Mr. Chase is positive and supporting in his role and is a calming influence. Dr. Mitchell introduced Kay Davis, Administrative Support Officer as the All Star Employee for the month of November. Dr. Mitchell read the nominator comments stating that Ms. Davis does so much for so many even when she is involved in other projects. She is relied on by many on a daily basis. Ms. Davis is patient and never complains even when asked the same thing a hundred times. Dr. Mitchell said she greatly appreciates her co-worker Kay's help in being her support person and the person who keeps her on track everyday. Mr. Ron Wilson, Director of Human Resources presented his co worker Debra Martin-Barber for the All Star Employee of the month of October. Mr. Wilson stated that Ms. Martin-Barber has been in Human Resources for approximately 4 years coming from the Office of Personnel Management where she was a Carl Albert Intern. Mr. Wilson noted that Debra is always congenial, nice and helpful to individuals. She is very dedicated in helping with any problems that arise.

PRESENTATION OF THE 2008 T.J. BRICKNER DEFENDER OF HEALTH CARE AWARD

Chairman Roggow and Mike Fogarty, CEO

Mr. Fogarty stated that in 2005 OHCA presented the first T.J. Bruckner, Jr., Defender of Health Care Award to its namesake, a founding member of the OHCA Board. This award was created to recognize some of the best examples of dedication and personal commitment to low income, and uninsured residents of Oklahoma. Mr. Fogarty stated that the recognition celebrates the achievements of a non-state employed individual who works in the services of other people health care or a related field. Mr. Fogarty read excerpts from various support letters from Legislators and other health professionals.

Chairman Roggow presented the 4th annual TJ Brickner, Defender of Health Award to Ms. Anne Roberts, Executive Director of the Oklahoma Institute for Child Advocacy since 1989. The Chairman stated that Ms. Roberts has been successful in bringing together child advocates, legislators, members of the health care community, and citizens in an attempt to improve the lives of Oklahoma's children.

Dr. Brickner stated that he was honored to be associated with Ms. Roberts as a recipient of this award. Dr. Brickner noted that he did not get to serve on the board with Ms. Roberts but from the day OHCA opened, she was there. She watched us, criticized us when we were off base and suggested changes and the nice thing about it she is always a lady, always pleasant and always knows what she is talking about.

Ms. Roberts said that she was overwhelmed and honored to be in the same company with Dr. Brickner. She noted that serving on the OHCA Board has been a very enriching and exciting experience and that she will continue the good fight.

FINANCIAL UPDATE

Anne Garcia

Ms. Garcia reported that revenues for OHCA through November, accounting for receivables, were **\$1,269,425,174** or **.4 % under** budget. Expenditures for OHCA, accounting for encumbrances, were **\$1,219,677,548** or **.4% under** budget. Ms. Garcia noted that the state dollar budget variance through November is **\$8,899,770 positive**.

Ms. Garcia said that in addition to the SFY08 variance, the agency has **\$10,493,719** in prior year carryover. These funds are being held in reserve for the FY09 budget. The budget variance is primarily attributable to the following (in millions):

Expenditures:	
Medicaid Program Variance	1.5
Administration	3.1
Revenues:	
Taxes and Fees	2.3
Drug Rebate	1.4
Overpayments/Settlements	.6
Total FY 07 Variance	\$ 8.9

MEDICAID DIRECTOR'S UPDATE/OEPIC-INSURE OKLAHOMA UPDATE

Lynn Mitchell, M.D.

Dr. Mitchell discussed the Peri-Natal Dental Fast Facts which shows 16,018 pregnant women are enrolled over the age of 21. In the month of November, we served 665 women with 174 different dental providers with 45 counties represented, and provided 3,642 exams, cleanings, scaling, and restorative care. Dr. Mitchell reviewed the December Fast Facts for Providers stating that the dental providers broke the 700 mark and are approaching 750 providers for the month of January. She reported on Insure Oklahoma stating that there are 6,237 members with 2,000 employers currently in the program. Dr. Mitchell said that she and Mr. Fogarty spoke to Leadership Oklahoma last Saturday and discussed issues about uninsured and what options were available for citizens across the state that find themselves uninsured. Dr. Mitchell noted that OHCA was involved in a webcast with Massachusetts and a group of consortium states that represent the northeast and discussed the Sooner Care Choice Program. Other states involved were Connecticut, Rhode Island and Maine. Also participating in the webcast were Melinda Jones, Melody Anthony, and Becky Pasternik-Ikard. The Board then viewed the Insure Oklahoma Video success stories. For detailed information, see Item 5B of the board packet.

FOCUS ON EXCELLENCE UPDATE

Cassell Lawson

Mr. Lawson presented the quarterly report on Focus on Excellence. He stated that there were 265 facilities contracted with the program, and 133 facilities are receiving 2-10 bonus points. He discussed the Quality Profile Results, Distribution Breakdown of Reimbursement Points, Focus on Excellence Facility Stars Received, Point Distribution, and the Focus on Excellence Immediate Goal. For detailed report, see Item 5C of the board packet.

LEGISLATIVE UPDATE

Nico Gomez

Mr. Gomez said that the Insure Oklahoma Video is airing across the state and focusing on some of the success stories. He reported that the O-EPIC/Insure Oklahoma staff have made this program very easy to navigate and very responsive to the businesses needs. Mr. Gomez noted that there is not a handout this month, but will have a tracking list that will be a part of your packet in the next few months. The next legislative deadline is January 17th. He said that one of the top priorities as it is every year is OHCA budget. By all indications, it is going to be a very difficult year from a budget prospective. The state has about \$32.1 million to spend and if you look at the OHCA budget request you will see that just to annualize our loss in federal funding is \$33.5 million. It will be interesting to see how we are able to accommodate the needs of the program balanced with the revenue of the state. Mr. Gomez said the agency is not pursuing any substantive changes in legislation and are trying to better manage some of the statutes that are on the books. Currently, OHCA is anticipating 5 request bills. One bill that we will continue to pursue is support for a new building. Mr. Gomez noted that there also will be some cleanup language in the nursing home reimbursement statutes. He said that another item will be to appropriately spend dollars on a Health and Wellness Program for employees. Publishing rates will also be on the agenda to cleanup and update the language and publish on the website for convenience. Another bill which did not make it last year but will be on the agenda this year is providing liability tort coverage to OHCA's administratively contracted physicians. Mr. Gomez commented on the issues which might arise in the next 4-5 months being citizenship and how it will affect Medicaid participation, prenatal care, legislation, and discussion on Provider taxes as it relates to hospitals, ICFMR's rates, Medicaid liens, estate recovery, and electronic medical records.

Mr. Fogarty discussed a letter in the take home packet directed to the Director of CMS, Dennis Smith, regarding federal policy to allow Medicaid and SCHIP resources to address the growing prices of the number of uninsured people.

ITEM 6/REPORT ON TRIBAL AND OHCA ALLIANCES AND HEALTH INITIATIVES

Paul Keenan, M.D.

Dr. Keenan introduced Trevlyn Cross, Dana Miller and Lucinda Gumm of the Indian Health Unit at the OHCA. Dr. Keenan stated that the IHS unit works closely with Behavioral Health, Provider Services, EDS, Child Health and Provider Enrollment. Dr. Keenan reported on the

successful meeting in Shawnee in June of last year with the tribes and that out of that meeting the Tribal Consultation Agreement was developed. OHCA has been working on the PACE program, which is a Cherokee Nation Program, for all inclusive care for the elderly. Hopefully this program will begin in early summer. Dr. Keenan noted that there has been ongoing work with the Indian Boarding Schools with meetings on a regular basis with intertribal health board, and the Native American Cultural Heritage Celebration. OHCA did provider training at Rose State in conjunction with the Indian Health Services Office, and O-EPIC training was done at the Chickasaw Nation.

Ms. Cross reported that every month approximately 75,000 Native American patients are enrolled in SoonerCare. OHCA has contracts with about 51 outpatient facilities across the state with some being tribal, and some being IHS facilities. OHCA currently has contracts with 6 hospitals, and of the 51 outpatient facilities, 48 serve as SoonerCare PCP's, and 37 serve as Insure Oklahoma PCP's. Ms. Cross said that the PACE Program is the first tribal PACE and will receive from the FEDS 100% match for OHCA's Native Americans receiving services at the Cherokee Nation Program. Oklahoma also has been chosen as one of five states that SAMHSA (Substance Abuse and Mental Health Service Administrators) has chosen to be the best practice models for state tribal relations for Behavioral Health Programs. The other states are Alaska, North Dakota, South Dakota, and California.

Mr. Fogarty stated that under Item 6 of the packet there is a signed copy of the OHCA Tribal Consultation Memorandum of Agreement that has been executed.

ITEM 7/REPORTS TO THE BOARD BY THE BOARD COMMITTEES

Member Miller stated that the Audit Finance Committee did not meet. Member Langenkamp reported that the Legislative Committee did meet and reviewed the information Mr. Gomez previously presented.

ITEM 8/RECOMMENDATION REGARDING CONFLICTS OF INTEREST PANEL REGARDING CONTRACTS

Howard Pallotta, Director of Legal Services

Mr. Pallotta stated the Conflicts of Interest Panel met and found no conflicts on Item 8.

ITEM 8a/CONSIDERATION AND VOTE TO AUTHORIZE EXPENDITURE OF FUNDS FROM MONEY FOLLOWS THE PERSON GRANT FOR ADMINISTRATIVE SERVICES PROVIDED BY PROGRESSIVE INDEPENDENCE, INC.

Beth VanHorn, Director of Legal Services

Ms. VanHorn presented the background, scope of work, contract period, and contract amount and procurement method. She made recommendation for the board approval to expend funds for administrative and start-up costs as discussed.

MOTION:

Member McFall moved for approval of Item 8a as presented. Member Armstrong seconded.

FOR THE MOTION:

Member Armstrong, Member Miller,

Member Langenkamp, Governor
Anoatubby, Member McFall, and
Chairman Roggow

ABSENT: Vice-Chairman Hoffman

**ITEM 8b/CONSIDERATION AND VOTE TO AUTHORIZE EXPENDITURE OF FUNDS FOR
LEGAL SERVICES FROM LEE & GOOCH, P.C.**

Beth VanHorn, Director of Legal Services

Ms. VanHorn stated that OHCA's existing contract with Lee & Gooch provides for representation of OHCA employee Terrie Fritz in the case of Evans v. Fogarty CIV-01-252-HE. This amendment increases the not-to-exceed amount from \$25,000 to \$125,000 per fiscal year. Ms. VanHorn recommended the board approval to expend funds as discussed.

MOTION: Member Miller moved for approval
Item 8b as presented. Member
Armstrong seconded.

FOR THE MOTION: Member Armstrong, Member Miller,
Member Langenkamp, Governor
Anoatubby, Member McFall, and
Chairman Roggow

ABSENT: Vice-Chairman Hoffman

**ITEM 9/DISCUSSION ITEM - PROPOSED EXECUTIVE SESSION AS RECOMMENDED BY
THE DIRECTOR OF LEGAL SERVICES AND AUTHORIZED BY THE OPEN MEETINGS ACT,
25 OKLA. STATE.§307(B)(1),(4)&(7)**

Howard Pallotta, Director of Legal Services

MOTION: Member Armstrong moved for
executive session. Member McFall
seconded.

FOR THE MOTION: Member Armstrong, Member Miller,
Member Langenkamp, Governor
Anoatubby, Member McFall, and
Chairman Roggow

ABSENT: Vice-Chairman Hoffman

NEW BUSINESS

None

ADJOURNMENT

MOTION: Member Langenkamp moved for
adjournment. Member McFall
seconded.

FOR THE MOTION: Member Armstrong, Member Miller,
Member Langenkamp, Governor
Anoatubby, Member McFall, and
Chairman Roggow

ABSENT: Vice-Chairman Hoffman

