



Ellen M. Buettner | Chief Executive Officer

J. Kevin Stitt | Governor

Bi-Monthly Tribal Consultation (BMTC) Meeting Agenda
11 am, September 5, 2023
Online Microsoft Teams Meeting

1. Welcome

- Ashley Johnson, Tribal Relations Director
- Ellen Buettner, Oklahoma Health Care Authority CEO

2. Proposed Rule, State Plan, Waiver, and Rate Amendments

- Behavioral Health Services Acute/Acute II Rate Increases
- Rate Revision for State Plan Personal Care (SPPC) Nurse Assessment/Evaluation Visit
- Eligibility for Reproductive Health & Family Planning Services (SoonerPlan)
- Adult Day Health Services Revisions
- Psychological Evaluations and Level of Care Evaluations for TEFRA (Tax Equity and Fiscal Responsibility Act of 1982) Eligibility

3. Other Business and Project Updates

- MCO Dental Tribal Liaison - DentaQuest
- MCO Medical – Aetna, Humana, Oklahoma Complete
- Tribal Partnership Action Plan – Ashley Johnson
- OHCA Tribal Government Relations Updates

4. Collaboration Chat with Tribal Partners

- Open discussion and updates led by Ashley Johnson, Tribal Relations Director
 - Urban Clinics
 - IHS Facilities
 - Tribal Health Programs

5. Announcements

- BMTC Survey
- Next Tribal Consultation Scheduled for 11 am, November 7, 2023

6. Adjourn

Proposed Rule, State Plan, and Waiver Amendments

POLICY UPDATES:

To further the agency's commitment to meaningful consultation with Tribal partners, all proposed policy revisions will be provided at the start of the consultation when they are available. An I/T/U public notice advised of the below proposed rule, state plan, and waiver revisions will be issued at least 60 days prior to their submission, but no less than 14 days (limited to abnormal circumstances). The agency strives to keep Tribal partners abreast of any exigent circumstances that may arise and cause timeframes to be updated or shortened.



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In addition, the agency's website houses a policy changes blog that is dedicated to Native American Consultation. This [blog page](#) allows for comments/questions from providers and members to be submitted to the Agency and become part of the official record. All comments received are considered during the policy making process. The policy updates that are presented during this Tribal Consultation meeting will be officially posted for I/T/U provider and member review during the consultation period. To ensure that you stay informed of proposed policy changes, please sign up for the [web alert](#) option. These alerts will be sent out to all subscribers whenever any new proposed policy changes are posted for public comment.

- **Behavioral Health Services Acute/Acute II Rate Increases** — The following proposed changes are to help the State remain competitive and ensure the behavioral provider network is supported and able to improve health outcomes. The Oklahoma Department of Mental Health and Substance Abuse Services (ODMHSAS) proposes to increase acute rates for freestanding psychiatric hospitals paid on a per diem. ODMHSAS is also restoring the 15% rate reduction for Acute II facilities, which are State-licensed, private psychiatric hospitals and general hospitals with psychiatric units, and adding a 5% increase to the restored rate. The rate revisions will take effect October 1, 2023, contingent upon CMS approval.

Tribal Impact: N/A

Proposed Policy Change Timeline:

15-day Expedited Tribal Consultation Period: August 25, 2023 – September 9, 2023

Public Comment Period: August 25, 2023 – September 9, 2023

Tribal Consultation: September 5, 2023

SPARC: September 11, 2023

Board meeting: September 20, 2023

Effective Date: October 1, 2023

- **Rate Revision for State Plan Personal Care (SPPC) Nurse Assessment/Evaluation Visit** — Oklahoma Human Services is seeking to amend the reimbursement rate for the SPPC nurse assessment/evaluation visit (T1001), to provide a reimbursement rate that correlates with the corresponding reimbursement rate of \$97.50 for ADvantage Waiver and other 1915(c) waivers.

Tribal Impact: TBD

Proposed Policy Change Timeline

15-day Tribal consultation period: August 25, 2023 to September 9, 2023

Public comment period: August 25, 2023 to September 9, 2023

SPARC: September 11, 2023

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Effective date: October 1, 2023



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- **Eligibility for Reproductive Health & Family Planning Services (SoonerPlan)** — At the request of the Oklahoma State Department of Health, the Agency will seek authority to raise the FPL threshold from 133% to 205% for the Family Planning category. This change is intended to expand access to reproductive health services for individuals age 19 and older that do not qualify for these services through other SoonerCare programs and are otherwise uninsured or underinsured.

Tribal Impact: Yes

Proposed Policy Change Timeline

60-day Tribal Consultation Period: August 25, 2023 to October 24, 2023

Public Comment Period: August 25, 2023 to October 4, 2023

Tribal Consultation: September 5, 2023

Effective Date: January 1, 2024

- **Adult Day Health Services Revisions** — Oklahoma Human Services (OHS) proposes a policy change to increase the maximum number of units of day health services that can be provided in a day from six (6) to eight (8) hours. This will allow individuals who are eligible to receive 1915(c) Home and Community-Based waiver services to maintain the level of support they were receiving through the Aging state-funded services. This policy revision will maintain the level of support for individuals that move from the Developmental Disabilities Services (DDS) waitlist to waiver services. Additionally, policy revisions will change the name of the service from "Adult Day Services" to "Adult Day Health Services".

Tribal Impact: Yes

Proposed Policy Change Timeline

60-day Tribal Consultation Period: August 25, 2023 to October 24, 2023

Public Comment Period: September 25, 2023 to September 9, 2023

Medical Advisory Committee: November 2, 2023

OHCA Board Meeting: December 7, 2023

Effective Date: Upon Governor's approval

- **Psychological Evaluations and Level of Care Evaluations for TEFRA (Tax Equity and Fiscal Responsibility Act of 1982) Eligibility** — Policy revisions will add additional provider types to conduct psychological evaluations for TEFRA applicants, shortening wait times for the required psychological evaluation needed for TEFRA approval. Additional provider types to be added to policy are a certified psychometrist, psychological technician of a psychologist, and a licensed behavioral health professional. Additionally, policy will be revised to reflect a new business process of conducting level of care reevaluations biennially rather than annually for individuals meeting Intermediate Care Facility for Individuals with Intellectual



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Disabilities (ICF/IID) level of care. Annual level of care evaluations will still be required to determine if an applicant meets the nursing facility or acute hospital level of care.

Tribal Impact: Yes

Proposed Policy Change Timeline

60-day Tribal consultation period: August 25, 2023 to October 24, 2023

Public comment period: August 25, 2023 to September 25, 2023

Medical Advisory Committee: November 2, 2023

Board meeting: December 7, 2023

Effective date: Upon Governor's approval



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