NOTICE OF MEETING

STATE BOARD OF MENTAL HEALTH
AND SUBSTANCE ABUSE SERVICES

AGENDA

September 25, 2020 – 9:00 a.m.

A meeting of the Oklahoma State Board of Mental Health and Substance Abuse Services will be held September 25, 2020 at 9:00 a.m. via Zoom and in accordance with the Open Meeting Act of Oklahoma. Members of the public may attend the meeting, which will be held at 2000 N. Classen, 2-600, 6th floor training center. However, due to the COVID-19 outbreak and in the interest of reducing the spread of COVID-19, we are encouraging people to also attend via Zoom at Join Zoom Meeting:

https://zoom.us/j/93755258437 - Meeting ID: 937 5525 8437 or via https://zoom.us/j/93755258437, Dial by your location
+1 669 900 9128 US (San Jose)
+1 253 215 8782 US (Tacoma)
+1 346 248 7799 US (Houston)
+1 646 558 8656 US (New York)
+1 301 715 8592 US (Germantown)
+1 312 626 6799 US (Chicago)
Meeting ID: 937 5525 8437 - And follow the prompts.

Appearing remotely for the meeting via Zoom are Courtney Latta Knoblock, Board Chair; Tricia Everest, Board Member; Hossein Moini, Board Member; Rebecca Newman-German, Board Member; Shannon O’Doherty, Board Member; Dr. Jeanne Russell, Board Member; Kari Stomprud, Board Member; and Dr. Carisa Wilsie, Board Member.

Physically present for the meeting are Carrie Slatton-Hodges, Interim Commissioner; Dr. Durand Crosby, Chief of Staff and Operations; Kelli Reid, Director, Provider Compliance and Assistance; Melissa Miller, Medicaid Behavioral Health Policy and Planning; and Angie Patterson, Executive Assistant and Board Secretary.

I. Determination of quorum and welcoming remarks .......... Courtney Knoblock, MPA Chair

II. Approval of minutes of the June 26, 2020, meeting.........................Ms. Knoblock

III. Discussion and Possible Action.........................................................Kelli Reid
    Regarding Approval of Program Certifications
    (see Attachment “A”)                                      Director, Provider
    Possible executive session as authorized
    by 25 O.S. § 307(B)(4) and (7), for:
    Discussion regarding pending investigations,
    claims, or actions and matters which are confidential
    pursuant to state or federal law
IV. Discussion regarding the ..................................................Carisa Wilsie, Ph.D.  
Report from the Administrative Committee Chair Rules Committee

V. Discussion and Possible Action..................................................Melissa Miller  
Regarding ODMHSAS Director, Medicaid Behavioral Administrative Rules Health Policy and Planning  
Possible executive session as authorized by 25 O.S. § 307(B)(4)

CHAPTER 18. STANDARDS AND CRITERIA FOR SUBSTANCE RELATED AND ADDICTIVE DISORDER TREATMENT SERVICES

PROPOSED EMERGENCY RULES:  
450:18-1-2 [AMENDED]

Subchapter 5. Organizational and Facility Management  
450:18-5-5.1 [NEW]

Subchapter 7. Facility Clinical Records  
450:18-7-21 [AMENDED]  
450:18-7-81 [AMENDED]

Subchapter 13. Substance Use Disorder Treatment Services  
450:18-13-121 [AMENDED]  
450:18-13-124 [NEW]  
450:18-13-201 [AMENDED]

Subchapter 17. Certificate of Need [NEW]  
450:18-17-1 through 450:18-17-3 [NEW]

AUTHORITY:  
Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101, 3-306, 3-317, 3-403(1), 3-404, 3-406, 3-415 and 3-416

FINDING OF EMERGENCY:  
The proposed emergency rules are being pursued to align provider requirements with requirements included in a Section 1115(a) demonstration waiver pending federal approval from the Centers for Medicare and Medicaid Services.

SUMMARY:  
The proposed emergency rule revisions include a requirement for all residential level of care providers certified under Chapter 18 to provide access to medication assisted treatment, changes to requirements for treatment hours of dependent children in residential and halfway house facilities, and the addition of language that describes the Certificate of Need assessment process applicable to certain newly certified providers intending to enroll as a Medicaid provider.
CHAPTER 24. STANDARDS AND CRITERIA FOR COMPREHENSIVE COMMUNITY ADDICTION RECOVERY CENTERS

PROPOSED EMERGENCY RULES:
Subchapter 5. Optional Services
450:24-5-41 [AMENDED]

Subchapter 27. Certificate of Need [NEW]
450:24-27-1 through 450:24-27-3 [NEW]

AUTHORITY:
Oklahoma Department of Mental Health and Substance Abuse Services Board; 43A O.S. §§ 2-101 and 3-415

FINDING OF EMERGENCY:
The proposed emergency rules are being pursued to align provider requirements with requirements included in a Section 1115(a) demonstration waiver pending federal approval from the Centers for Medicare and Medicaid Services.

SUMMARY:
The proposed emergency rule revisions include the addition of language that describes the Certificate of Need assessment process applicable to certain newly certified providers intending to enroll as a Medicaid provider.

VI. Discussion .................................................. Carrie Slatton-Hodges
Regarding report of activities since last Board meeting Interim Commissioner

VII. Discussion regarding the.................................................. Tricia Everest, J.D.
Report from the Corporate Committee Chair
Accountability Committee Concerning
Department Investigations and
Consumer Complaints
Possible executive session as authorized
by 25 O.S. § 307(B)(4) and (7), for:
Discussion regarding pending investigations,
claims, or actions and matters which are confidential pursuant to state or federal law

VIII. Discussion and Possible Action............................................ Joseph Mickey
Regarding the Advocate General’s Report Advocate General
Possible executive session as authorized
by 25 O.S. § 307(B) (4) and (7), for: Discussing any matter where disclosure of information would violate confidentiality requirements of state or federal law
43A O.S. §§ 1-109 and 2-109; 42 C.F.R. Part 2; 45 C.F.R. Parts 160 and 164; and 63 O.S. § 1-1709
IX. Discussion and Possible Action…………………………………………………...Dewayne Moore
   Regarding the Inspector General’s Report
   Possible executive session as authorized
   by 25 O.S. § 307(B) (4) and (7), for:
   Discussion regarding investigations by the
   ODMHSAS Inspector General's Division relating
   to consumer abuse, neglect and mistreatment
   which are confidential pursuant to 43A O.S. §§ 1-109 and
   2-108; 42 C.F.R. Part 2; 45 C.F.R.
   Parts 160 and 164; and 63 O.S. § 1-1709

X. Discussion regarding the.................................................................Rebecca Newman-German
   Report from the Performance
   Improvement Committee

XI. Discussion and Possible Action..............................Durand Crosby, J.D., Ph.D.
   Regarding Critical Incidents Report
   Possible executive session pursuant to 25.O.S.
   § 307 (B) (7) to discuss confidential information
   pursuant to state or federal law

XII. Discussion regarding the..............................................................Ms. Everest
   Report from the Finance Committee
   Including possible discussion of expenditures,
   budget increases, reduction and revenues

XIII. Discussion and Possible Action.................................Rich Edwards
   Regarding the Monthly Financial Reports
   Including possible discussion of expenditures,
   budget increases, reduction and revenues

XIV. Presentation........................................................................Carrie Slatton-Hodges
   Interim Commissioner

XV. Presentation........................................................................Carrie Slatton-Hodges
   Interim Commissioner

XVI. New Business........................................................................Ms. Knoblock

XVII. Adjournment........................................................................Ms. Knoblock