



STATE OF OKLAHOMA
OKLAHOMA HEALTH CARE AUTHORITY

Tribal Consultation Meeting Agenda
11 AM, March 6th
Board Room
4345 N. Lincoln Blvd.
Oklahoma City, OK 73105

1. Welcome— Dana Miller, Director of Tribal Government Relations
2. Proposed Rule, State Plan, Waiver, and Rate Amendments—Sandra Puebla, Federal & State Authorities Director

Proposed Rule, State Plan, and Waiver Amendments

- Recovery Audit Contractor (RAC) Exception
 - Medically Fragile Waiver Renewal
 - Setting Durable Medical Equipment, Prosthetics, Orthotics, and Supplies (DMEPOS) at the Medicare Rate
3. I/T/U Contracts- Andrea Carr, Contract Analyst, ITU Contact
 4. Other Business and Project Updates:
 - Legislative update- Cate Jeffries, Legislative Liaison
 - Non-State Government Owned Requirements - Tywanda Cox, Chief of Federal & State Policy
 - 1115 (a) Demonstration Waiver Supplemental Payment Amendment
 - Insure Oklahoma Cost Sharing exemptions- Beth Van Horn, Strategic Planning & Reform
 - Elder Care Listening Session- Johnney Johnson, Tribal Government Relations Coordinator
 5. New Business- Dana Miller, Director of Tribal Government Relations
 6. Adjourn—Next Tribal Consultation Scheduled for 11 AM, May 1st, 2018

Proposed Rule, State Plan, and Waiver Amendments

Recovery Audit Contractor (RAC) Exception — The proposed revision seeks an exemption from the recovery audit contract (RAC) requirement. Federal RAC programs execute audits for the purpose of identifying under/overpayments of Medicaid claims under the state plan. The state has developed an audit process, which performs the tasks of a RAC program. Therefore, the agency is seeking an exemption to the RAC requirement, as it is duplicative of the auditing activities that the state already performs.

Medically Fragile Waiver Renewal — The Oklahoma Health Care Authority is seeking a 5 year renewal of the Medically Fragile Waiver. The Medically Fragile waiver program is a home and community-based alternative to placement in a hospital or skilled nursing unit of a nursing facility. The Medically Fragile waiver serves individuals 19 years of age and older who have a life-threatening condition, require frequent specialized treatment and have a dependency on medical technology. Specific changes to the renewal include, but are not limited to, (1) Modifying performance measures to adhere to CMS guidance from HCB setting regulations, (2) Adding language and performance measures to comply with Electronic Visit Verification regulations, (3) Adding language limiting conflict of interest for service plan development and monitoring with service delivery, and (4) Other changes include general clarification, alignment with state statute and cleanup.

Setting Durable Medical Equipment, Prosthetics, Orthotics, and Supplies (DMEPOS) at the Medicare Rate — In order to comply with federal requirements related to the CURES Act, the OHCA is proposing to set all DMEPOS at 86.57 percent of the Medicare rate, with the exception of stationary and portable oxygen system rates for nursing facilities and reimbursement rates for eyeglasses. Stationary and portable oxygen system rates for nursing facilities will be reimbursed at 73.59% percent of the Medicare rate, due to the prescribed reimbursement methodology within the approved state plan, which reduces the set rate for these items by 15 percent within this setting. Reimbursement rates for eyeglasses will continue to be reimbursed under the methodology approved under the current state plan. The proposed effective date for the change in reimbursement for DMEPOS is set to be implemented on April 1, 2018.