

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, 6<sup>th</sup> 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](https://zoom.us/j/93755258437) 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](https://zoom.us/j/93755258437) - 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 Director, Provider  
(see Attachment “A”) Compliance and Assistance  
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:**

Subchapter 1. General Provisions

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  
 Inspector General
  
- X. Discussion regarding the .....Rebecca Newman-German  
 Report from the Performance  
 Improvement Committee  
 Committee Chair
  
- 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  
 Chief of Staff and Operations
  
- XII. Discussion regarding the.....Ms. Everest  
 Report from the Finance Committee  
 Including possible discussion of expenditures,  
 budget increases, reduction and revenues  
 Committee Chair
  
- XIII. Discussion and Possible Action.....Rich Edwards  
 Regarding the Monthly Financial Reports  
 Including possible discussion of expenditures,  
 budget increases, reduction and revenues  
 Chief Financial Officer
  
- XIV. Presentation.....Carrie Slatton-Hodges  
 Interim Commissioner
  
- XV. Presentation.....Carrie Slatton-Hodges  
 Interim Commissioner
  
- XVI. New Business.....Ms. Knoblock
  
- XVII. Adjournment.....Ms. Knoblock