Date

MINUTES OF THE HOUSE HEALTH AND HUMAN SERVICES COMMITTEE

The meeting was called to order by Vice-Chairman Peggy Mast at 1:30 P.M. on January 18, 2007 in Room 526-S of the Capitol.

All members were present.

Committee staff present:

Renae Jeffries, Revisor's Office Melissa Calderwood, Legislative Research Mary Galligan, Legislative Research Tatiana Lyn - Legislative Research Patti Magathan, Committee Assistant

Conferees appearing before the committee:

Dr. Marcie Nielson, Executive Director, Kansas Health Policy Authority

Others Attending:

See Attached List.

Vice-Chair Mast opened the floor for bill introductions.

Susan Kang, Policy Director of Kansas Department of Health and Environment described a bill which would modernize and enhance enforcement remedies of existing child care law, amend license renewal fees, and technical clean-up of existing statute. (Attachment 1)

Representative Hill motioned to introduce this bill. Representative Trimmer seconded. Motioned carried.

Vice-Chair Mast introduced **Dr. Marcie Nielson**, Executive Director of the Kansas Health Policy Authority (K.H.P.A.). Dr. Nielson stated the K.H.P.A. became an independent Agency in July, 2005. The general charge of the Authority is to develop and maintain a coordinated health policy agenda that combines effective purchasing and administration of health care with health promotion-oriented public health strategies that are driven by data.

Transfer of responsibilities to the Authority are staggered. In 2006 Medicaid, MediKan, State Children's Health insurance Program, Ticket to Work/Working Healthy, Medicaid Management Information System, Medicaid Drug Utilization Review, State Employee Health Insurance, State Workers Compensation, Health Care Data Governing Board, and Business Health Partnership Programs were transferred. The Authority has submitted plans to the legislature for additional program transfers. (Attachment 2)

Following the presentation, Chair Landwehr opened the floor for questions. Questions were related to the make-up of the K.H.P.A. Board and how members are selected, Health Wave, Acronyms included in attachment 2, guidelines for the legislature, and how mental health fits into the Authority mission.

Chair Landwehr introduced **Kyle Kessler**, Deputy Secretary of Social and Rehabilitative Services (S.R.S.) who provided the committee a list of Acronyms (Attachment 3) which had been requested on January 10 when Acting Secretary Don Jordan made his presentation on the agency. Mr. Kessler also provided written responses to several of the questions asked on January 10. (Attachment 4) The committee asked Mr. Kessler several additional questions.

Chair Landwehr announced that the training scheduled for today would be delayed until Tuesday, January 23.

The meeting was adjourned at 2:30. Next meeting is January 22.

HOUSE HEALTH AND HUMAN SERVICES COMMITTEE GUEST LIST

DATE: JANUARY 18, 2007

NAME	REPRESENTING
John Reterra	Capital Strateries
Tara olsen	1554
Will Deer	Federico Consultini
Dorele Hely	Heh Law Flom
Tom Brund	Bruno + Associatio
BRANDON BOHNING	DAMRON P.A.
Varie Gulsay	Veamer & Associates
John Breiner	intern for Rep Ward
Christy Carepuell	Little Gov't Pelatus
tong Hurus	TAT HURLISY & CO.
Missy Taylor	League of Women Voters
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Janis M. M. Hen	heague y women Voters
JOHN C. BOTTENBERG	SMENBERG FASSOC.

65-504. Licenses; contents; limitations; posting; inspections; temporary permits; access to premises; temporary licenses; denial or revocation of license; procedure.

- (a) The secretary of health and environment shall have the power to grant a license to a person to maintain a maternity center or child care facility for children under 16 years of age. The license shall state the name of the licensee, describe the particular premises in or at which the business shall be carried on, whether it shall receive and care for women or children, and the number of women or children that may be treated, maintained, boarded or cared for at any one time. No greater number of women or children than is authorized in the license shall be kept on those premises and the business shall not be carried on in a building or place not designated in the license. The license shall be kept posted in a conspicuous place on the premises where the business is conducted. The secretary of health and environment shall grant no license in any case until careful inspection of the maternity center or child care facility shall have been made according to the terms of this act and until such maternity center or child care facility has complied with all the requirements of this act. Except as provided by this subsection, no license shall be granted without the approval of the secretary of social and rehabilitation services. The secretary of health and environment may issue, without the approval of the secretary of social and rehabilitation services, a temporary permit to operate for a period not to exceed 90 days upon receipt of an initial application for license. The secretary of health and environment may extend, without the approval of the secretary of social and rehabilitation services, the temporary permit to operate for an additional period not to exceed 90 days if an applicant is not in full compliance with the requirements of this act but has made efforts towards full compliance.
- (b) (1) In all cases where the secretary of social and rehabilitation services deems it necessary, an investigation of the maternity center or child care facility shall be made under the supervision of the secretary of social and rehabilitation services or other designated qualified agents. For that purpose and for any subsequent investigations they shall have the right of entry and access to the premises of the center or facility and to any information deemed necessary to the completion of the investigation. In all cases where an investigation is made, a report of the investigation of such center or facility shall be filed with the secretary of health and environment.
- (2) In cases where neither approval or disapproval can be given within a period of 30 days following formal request for such a study, the secretary of health and environment may issue a temporary license without fee pending final approval or disapproval of the center or facility.
- (c) Whenever the secretary of health and environment refuses to grant a license to an applicant, the secretary shall issue an order to that effect stating the reasons for such denial and within five days after the issuance of such order shall notify the applicant of the refusal. Upon application not more than 15 days after the date of its issuance a hearing on the order shall be held in accordance with the provisions of the Kansas administrative

House Health and Human Services

DATE: 1-18

procedure act.

- (d) When the secretary of health and environment finds upon investigation or is advised by the secretary of social and rehabilitation services that any of the provisions of this act or the provisions of K.S.A. 59-2123 and amendments thereto are being violated, or that the maternity center or child care facility is maintained without due regard to the health, *safety*, comfort or welfare of *any woman*, *child or the* residents, the secretary of health and environment, after giving notice and conducting a hearing in accordance with the provisions of the Kansas administrative procedure act, *shall may* issue an order revoking such license. The order shall clearly state the reason for the revocation.
- (e) If the secretary revokes or refuses to renew a license, the licensee who had a license revoked or not renewed shall not be eligible to apply for a license or for a certificate of registration to maintain a family day care home under K.S.A. 65-518 and amendments thereto for a period of one year three years subsequent to the date such revocation or refusal to renew becomes final.
- (f) Any applicant or licensee aggrieved by a final order of the secretary of health and environment denying or revoking a license under this act may appeal the order in accordance with the act for judicial review and civil enforcement of agency actions.

History: L. 1919, ch. 210, § 4; R.S. 1923, 65-504; L. 1951, ch. 358, § 1; L. 1961, ch. 285, § 1; L. 1974, ch. 352, § 86; L. 1978, ch. 236, § 3; L. 1982, ch. 258, § 3; L. 1983, ch. 147, § 2; L. 1984, ch. 313, § 93; L. 1985, ch. 209, § 2; L. 1988, ch. 239, § 1; L. 1989, ch. 188, § 1; L. 1990, ch. 145, § 37; L. 1991, ch. 184, § 1; L. 1994, ch. 279, § 7; L. 2000, ch. 137, § 1; July 1.

65-521. Denial, revocation or nonrenewal of certificate of registration; notice and hearing; application for certificate of registration or licensure after revocation or refusal to renew.

- (a) The secretary may deny, revoke or refuse to renew a certificate of registration upon a determination by the secretary that the registrant falsified information on the application, the safety evaluation form or willfully and substantially has violated K.S.A. 65-516 through 65-522, and amendments thereto or any rules and regulations adopted by the secretary pursuant to K.S.A. 65-522. The secretary shall not revoke or refuse to renew any certificate without first giving notice and conducting a hearing in accordance with the provisions of the Kansas administrative procedure act.
- (b) If the secretary revokes or refuses to renew a certificate of registration, the registrant who has had a certificate of registration revoked or not renewed shall not be eligible to apply for a certificate of registration or for a license to maintain a child care facility under K.S.A. 65-504 and amendments thereto for a period of one year three years subsequent to the date such revocation or refusal to renew becomes final.

History: L. 1980, ch. 184, § 7; L. 1984, ch. 313, § 96; L. 1986, ch. 230, § 4; L. 1988, ch. 239, § 2; L. 1989, ch. 188, § 2; L. 1994, ch. 279, § 19; July 1.

65-523. Grounds for suspension, *modification or restriction* of license, certificate of registration or temporary permit.

The secretary may suspend, *modify or restrict* any license, certificate of registration, or temporary permit *or any term or terms thereof* issued under the provisions of K.S.A. 65-501 through 65-522, and amendments thereto, upon any of the following grounds and in the manner provided in this act:

- (a) Violation by the licensee, registrant or holder of a temporary permit of any provision of this act or of the rules and regulations promulgated under this act;
- (b) aiding, abetting or permitting the violating of any provision of this act or of the rules and regulations promulgated under this act;
- (c) conduct in the operation or maintenance, or both the operation and maintenance, of a child care facility or family day care home which is inimical to health, welfare or safety of either an individual in or receiving services from the facility or home or the people of this state;
- (d) the conviction of a licensee, registrant or holder of a temporary permit, at any time during licensure or registration or during the time the temporary permit is in effect, of crimes as defined in K.S.A. 65-516 and amendments thereto; and
- (e) a third or subsequent violation by the licensee, registrant or holder of a temporary permit of subsection (b) of K.S.A. 65-530 and amendments thereto.

History: L. 1985, ch. 209, § 3; L. 1994, ch. 279, § 20; July 1.

65-524. *Prohibition of new admissions*, suspension of license, certificate of registration or temporary permit prior to hearing; procedure.

- (a) The secretary may issue an order prohibiting new admissions into any child care facility or family day care home, prior to any hearing when, in the opinion of the secretary, the action is necessary to protect any child in the child care facility or family day care home from physical or mental abuse, abandonment or any other substantial threat to health or safety.
- (b) The secretary may suspend any license, certificate of registration or temporary permit issued under the provisions of K.S.A. 65-501 through 65-522, and amendments thereto, prior to any hearing when, in the opinion of the secretary, the action is necessary to protect any child in the child care facility or family day care home from physical or mental abuse, abandonment or any other substantial threat to health or safety.

 Administrative proceedings under this section shall be conducted in accordance with the emergency adjudicative proceedings of the Kansas administrative procedure act and in accordance with other relevant provisions of the Kansas administrative procedure act.
- (c) Administrative proceedings pursuant to subsections (a) and (b) shall be conducted in accordance with the emergency adjudicative proceedings of the Kansas administrative procedure act and in accordance with other relevant provisions of the Kansas administrative procedure act.

History: L. 1985, ch. 209, § 4; L. 1994, ch. 279, § 21; July 1.

65-526. Civil fine assessed against licensee or registrant; limitations.

- (a) The secretary of health and environment, in addition to any other penalty prescribed under article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, may assess a civil fine, after proper notice and an opportunity to be heard in accordance with the Kansas administrative procedure act, against a licensee or registrant for each violation of such provisions or rules and regulations adopted pursuant thereto which affects significantly and adversely the health, safety or sanitation of children in a child care facility or family day care home. Each civil fine assessed under this section shall not exceed \$500. In the case of a continuing violation, every day such violation continues shall be deemed a separate violation.
- (b) All fines assessed and collected under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

History: L. 1988, ch. 239, § 3; L. 1994, ch. 279, § 22; L. 1999, ch. 19, § 1; L. 2001, ch. 5, § 219; L. 2004, ch. 145, § 20; July 1, 2005.

65-505. License fees and renewal application.

- (a) The annual fee for a license to conduct a maternity center or child care facility shall be *paid* every three years and fixed by the secretary of health and environment by rules and regulations in an amount not exceeding the following:
- (1) For a maternity center, \$75 225;
- (2) for a child placement agency, \$75 225;
- (3) for a child care resource and referral agency, \$75 225; and
- (4) for any other child care facility, \$35 105 plus \$1 3 times the maximum number of children authorized under the license to be on the premises at any one time.

The license fee shall be paid to the secretary of health and environment when the license is applied for. and annually A complete application to renew the license and fee shall be filed every three years thereafter. The fee shall not be refundable. No fee shall be charged for a license to conduct a home for children which is a family foster home as defined in K.A.R. 28-4-311, and amendments thereto. Fees in effect under this subsection (a) immediately prior to the effective date of this act shall continue in effect on and after the effective date of this act until a different fee is established by the secretary of health and environment by rules and regulations under this subsection.

- (b) Any person who fails to renew the person's license within the time required by rules and regulations of the secretary shall pay to the secretary a late renewal fee of \$10 in an amount not exceeding \$75. If the complete application to renew the license and license fee are not submitted prior to the renewal date, then such license is automatically canceled.
- (c) Any licensee applying for an amended license shall pay to the secretary of health and environment a fee established by rules and regulations of the secretary in an amount not exceeding \$35.
- (d) The secretary of health and environment shall remit all moneys received by the secretary from fees under the provisions of this section to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.
- (e) This section shall take effect and be in force from and after July 1, 2008, and its publication in the statute book.

History: L. 1919, ch. 210, § 5; R.S. 1923, 65-505; L. 1974, ch. 352, § 87; L. 1978, ch. 236, § 4; L. 1982, ch. 259, § 1; L. 1985, ch. 210, § 2; L. 1986, ch. 230, § 1; L. 1991, ch. 184, § 2; L. 1994, ch. 279, § 8; L. 2001, ch. 5, § 217; July 1.

65-522. Registration; rules and regulations.

The secretary shall adopt rules and regulations to implement the registration provisions of K.S.A. 65-516 to *through* 65-522531, inclusive.

History: L. 1980, ch. 184, § 8; July 1.



MARCIA J. NIELSEN, PhD, MPH **Executive Director**

> ANDREW ALLISON, PhD Deputy Director

> > SCOTT BRUNNER Chief Financial Officer

Testimony on:

Kansas Health Policy Authority Overview

presented to:

House Committee on Health and Human Services

by:

Dr. Marcia Nielsen **Executive Director**

January 18, 2007

For additional information contact:

Luke Thompson Kansas Health Policy Authority

Landon State Office Building 900 SW Jackson Street, Suite 900 Topeka, KS 66612 Phone: 785-296-3981

Fax: 785-296-4813

House Health and Human Services

DATE: 1-18

ATTACHMENT 2-1

Agency Website: www.khpa.ks.gov Address: Rm. 900-N, Landon Building, 900 SW Jackson Street, Topeka, KS 66612-1220

Medicaid and HealthWave: Phone: 785-296-3981

785-296-4813

State Employee Health Benefits and Plan Purchasing: Phone: 785-296-6280

Fax:

785-368-7180

State Self Insurance Fund: Phone: 785-296-2364

785-296-6995

House Committee on Health and Human Services January 18, 2007

Kansas Health Policy Authority Overview

Good afternoon, Madame Chair and members of the Committee. I appreciate the opportunity to update the House Committee on Health and Human Services regarding the Kansas Health Policy Authority's activities since last legislative session. I want to give you a brief overview of the work this agency has done and continues to do in the mission of improving health care for Kansans.

We believe we are an agency that coordinates health and health care for a thriving Kansas. In fact, that is our vision statement, and I believe it correlates well with the mission the Legislature gave us. In addition to launching our vision statement for our employees this past Monday, the Authority has taken on a number of initiatives since we became a new independent agency in July of last year:

- Focused on budget and finance. Since I became Executive Director in July, the Kansas Health Policy Authority has placed a focus on the budget and finance areas of the agency.
 - o KHPA developed and received Board approval for its first budget as a state agency.
 - o KHPA is now engaged in monthly public reporting of budget performance and financial status, including key administrative and programmatic details.
 - o KHPA is reorganized to reflect the increased focus on financial and budgetary responsibilities, including the hiring of the agency's first Chief Financial Officer, Scott Brunner, former Director of the Kansas Medicaid and HealthWave programs.
- *Increased communication*. Transparency is an important part of the process of advancing health policy in the state, and effective communication is a significant means to increase our transparency. The Kansas Health Policy Authority has worked to increase its communication efforts with all stakeholders.
 - o KHPA developed a new website, which is updated daily, to better inform consumers, providers, and purchasers about our programs and policies.
 - The agency instituted new ways to communicate with its staff, including the creation of a staff enewsletter, which is distributed weekly to staff members, and established quarterly all-staff town hall meetings.
 - o KHPA conducted five town hall meetings for stakeholders. These community meetings were held in Hays, Kansas City, Wichita, Pittsburg, and Garden City, allowing area residents an opportunity to voice opinions regarding the future of the Kansas health system.
 - o KHPA created an Interagency Deputy Secretaries Planning Group to better coordinate the health issues and policies facing the State and Kansans. The group meets monthly to discuss new initiatives, share ideas, and facilitate effective programmatic coordination.
- Developed and maintained relationships with stakeholders. Partnership is vital to successful programs and operations of the Kansas Health Policy Authority, and the agency has continued to develop its relationships with various stakeholders throughout Kansas.
 - o KHPA collaborated with stakeholders to ensure the continued success of the Provider Assessment program.

- O The first two of an ongoing series of Disproportionate Share Hospital (DSH) policy planning meetings for hospitals were conducted to provide input that ensures funding is equitable and the program advances state health policy.
- o KHPA worked with other state agencies to develop and oversee implementation of a CMS audit, deferral, and disallowance work plan to resolve outstanding issues, led by Dr. Barb Langner, Associate Professor at The University of Kansas School of Nursing.
- o KHPA has continued to support broadly collaborative efforts focused on health information technology and health information exchange initiatives aimed at improving quality and efficiency in health and health care.
- Renewed emphasis on health and wellness. With data showing the importance of a healthy lifestyle, the Kansas Health Policy Authority has worked to emphasize the importance of health and wellness.
 - o L.J. Frederickson was hired as the State Employee Health Benefits and Plan Purchasing Director and is working to increase the promotion of health and wellness in the State Employees Health Benefits Plan (SEHBP), including signing a new pharmacy benefits manager contract with Caremark which will save the State \$3.6 million annually.
 - o KHPA's quality and innovation team has analyzed State Employee Health Benefits Plan data, and planning has begun to enhance wellness efforts for state employees.
 - o KHPA has explored additional health and wellness initiatives for Medicaid beneficiaries as outlined by the submitted FY 2008 budget, including reimbursement to physicians for weight management counseling, integrating Medicaid immunization records with KDHE, and a request for funding to study and implement health promotion programs for Medicaid beneficiaries.
- Strengthened Medicaid and Health Wave programs. As the single state agency for Medicaid, the Kansas Health Policy Authority has strengthened its Medicaid and Health Wave programs to provide affordable and quality care to enrolled Kansans.
 - On July 1, 2006, KHPA became the single state Medicaid agency, bringing efficiency to the program and maximizing the state's purchasing power. KHPA is applying this leadership role in the multi-agency Medicaid program to increase transparency, improve cooperation, and streamline operations.
 - o KHPA signed two contracts for Medicaid managed care services with two contractors, saving the state between \$10 to \$15 million annually and introducing choice and competition into this important and growing market.
 - o KHPA submitted six Medicaid transformation grant proposals which will work to increase quality and efficiency of care.
 - KHPA conducted a systematic review of its Medicaid Information Technology Architecture (MITA) to identify opportunities for structural improvement in data management and operational structures. Future MITA reviews will focus on organization structure to more effectively coordinate health care purchasing.

In terms of a vision and broad goals for the Authority -- which is the purview of the Health Policy Authority Board -- the legislation is clear. The Kansas Health Policy Authority shall develop and maintain a coordinated health policy agenda that combines the effective purchasing and administration of health care with health promotion oriented public health strategies. The powers, duties, and functions of the Authority are intended to be exercised to improve the health of the people of Kansas by increasing the quality, efficiency, and effectiveness of health services and public health programs.

At the Board Retreat held in February 2006, there were a number of strategies and long-term goals developed to assist the Board in meeting its broad mission and charge. Using these strategies as a guideline, the Board, during recent meetings and after many spirited discussions, identified overall priorities and goals for the Authority. This fall, the Board refined and approved the draft Vision Principles to include the six areas as described below.

- Access to Health Care
- Quality and Efficiency in Health Care
- Affordable and Sustainable Health Care
- Promoting Health and Wellness
- Stewardship
- Education and Engagement of the Public

Access to Health Care. The intent of the first vision principle, Access to Health Care, is that Kansans should have access to patient-centered health care and public health services which ensure the right care, at the right time, and at the right place. The Authority will analyze and seek to eliminate the many barriers Kansans face in attaining preventive health services. This includes making available non-emergent care options for uninsured populations seeking primary care services.

Quality and Efficiency. The second principle, Quality and Efficiency, addresses how the health delivery system in Kansas should focus on quality, safety, and efficiency, and be based on best practices and evidence-based medicine. It also means that health promotion and disease prevention should be integrated into the delivery of health services. Addressing quality and safety are very important in ensuring that Kansans receive the appropriate care to prevent further health complications. Ensuring that Kansans receive appropriate care, while containing costs, is a challenge for all health care providers. A great deal of work is currently being done in the field of health information technology and exchange. Several initiatives currently underway include the Governor's Health Care Cost Containment Commission (staffed by the Authority), Advanced Technology ID cards, and the Community Health Record of which e-prescribing is a critical part. Evidence-based medicine is the conscientious, explicit and judicious use of the current best evidence in making decisions about the care of individual patients. Employing these concepts yields efficiency in health finance, and that leads to the next principle.

Affordable and Sustainable Health Care. The third principle, Affordable and Sustainable Health Care, speaks to the financing of health care in Kansas and how it should be equitable, seamless, and sustainable for consumers, purchasers, and government. Regardless of geography or insurance status, access to affordable health care must meet the varying needs of Kansans across the State. Kansans should be able to depend upon a stable health system for their families without undermining the economic growth of our State.

Health and Wellness. The next principle, Promoting Health and Wellness, emphasizes that Kansans should pursue healthy lifestyles with a focus on wellness – to include physical activity, nutrition, and refraining from tobacco use – as well as through the informed use of health services over their life course. Whenever possible, the Authority intends to implement programs that seek to encourage Kansans to improve their own health. These programs will include evaluation, education, and even incentives. Combined with incentives, providing affordable health care for Kansans may result in more individuals taking advantage of preventive services. Additionally, we will encourage partnerships among health care providers and patients, and incentives for providers and beneficiaries to promote prevention and healthy behaviors will need to be explored.

Responsible Stewardship. The next principle, Stewardship, means that the Authority will operate with the highest level of integrity, responsibility, and transparency for the resources entrusted to us by the citizens and the State of Kansas. First and foremost, the members of the Authority Board will make every effort to ensure that the policy options we put forth balance the best interests of all involved parties, including taxpayers and those that need and provide health services. At the same time, the State has created this as an independent agency to encourage decision making and idea fostering with regard to health care to not be affected by other political forces that commonly affect State agencies. The Authority plans to take advantage of this objective decision making environment that holds such a noble goal in the forefront.

Education and Engagement of the Public. Last but not least, Education and Engagement of the Public calls for Kansans to be educated about both health and health care delivery to encourage public engagement in developing an improved health system for all Kansans. One of the greatest challenges of the health system is communicating its issues outside of the health community. The system is complicated and as a result, it is easy for the public to become disengaged. And yet, every Kansas family is directly affected by their and others' health care costs. This is the reason that the Authority seeks to engage the public in the discussion about improving our health system and also our personal responsibility for our own health.

These vision principles will be used to help guide the Authority in the direction of formulating a comprehensive health agenda to achieve the goals laid out by the legislature.

As required by statute, in 2006, the Kansas Health Policy Authority Board developed and approved an initial set of health indicators that correlate with each vision principle. These indicators will include baseline and trend data on health care, health outcomes, healthy behaviors, KHPA operational integrity, and health costs.

In 2007, these health indicators will be prioritized, reviewed, and approved by the KHPA Board. The next step will be to identify the best way to quantify and measure these indicators to observe changes over time and track the impact of state health policy initiatives. The process for identifying the specific measures to be used will soon be finalized and options will be discussed by the Board in the near future.

On January 22-23, the Board will be holding its annual retreat at the Eldridge Hotel in Lawrence. We will be discussing a number of items as well as hearing from Chairman Barnett, Governor Kathleen Sebelius, and House and Senate leaders regarding their health care goals for the Legislative session. We will also be discussing our goals for the future of health care in Kansas.

As we participate in this legislative process and look to the future, we look forward to working closely with you to advance these ambitious goals to improve the health of all Kansans. I thank you for your time and welcome any of your questions.



KHPA: Legislative History

Marcia J Nielsen PhD MPH Executive Director, Kansas Health Policy Authority

KHPA Kansas Health Policy Authority

- Created in 2005 Legislative Session
- Built on an "Executive Reorganization Order" proposed by the Governor
- Modified by State Legislature to:
 - Create a nine member Board to govern health policy
 - Executive Director reports to Board
 - Added a specific focus on health promotion and data driven policy making



Kansas Health Policy Authority

- The general charge of the Authority is to:
 - (1) develop and maintain a coordinated health policy agenda that
 - (2) combines effective purchasing and administration of health care
 - (3) with health promotion oriented public health strategies
 - (4) which is driven by health data

2005 Summary of Legislation, Kansas Legislative Research Department

lealth Policy Authority Kansas Health Policy Authority Established. Transfer programs July 1, 2005 of programs to a Division first, then to a separate agency. Assume responsibilities of Health Care Data January 1, 2006 Governing Board and oversight of KS Business Health Partnership program. March 1, 2006 Authority plan for various program transfers submitted to Legislature. July 1, 2006 Transfer programs to Authority. 2007 Legislative Session Authority plan for additional program transfers submitted to 2007 and 2008 2008 Legislative Session Legislatures.

KHPA Board Members

- Nine voting board members
 - Three members appointed by the Governor
 - Six members appointed by legislative leaders.
- Seven nonvoting, ex officio members include:
 - Secretaries of Health and Environment, Social and Rehabilitation Services, Administration, and Aging; the Director of Health in the Department of Health and Environment; the Commissioner of Insurance; and the Executive Director of the Authority.

5

Programs Transferred to KHPA in 2006

- Medicaid (Regular Medicaid)
- MediKan
- State Children's Health Insurance Program
- Ticket to Work/Working Healthy
- Medicaid Management Information System

- Medicaid Drug Utilization Review & related programs
- State Employee Health Insurance
- State Workers Compensation
- Health Care Data Governing Board
- Business Health Partnership Program

KHPA: Coordinating health and health care for a thriving Kansas

7



Vision Principles

- Adopted by the Board this fall
- Will provide direction to the Board as they and this agency develops and maintains a coordinated health policy agenda
- Guiding framework of the Board and the work the Agency intends to accomplish

Six Vision Principles

- Access to Care
- Health and Wellness
- Quality and Efficiency
- Responsible Stewardship
- Affordable and Sustainable Health Care
- Education and Engagement of the Public

Access to Care

Kansans should have access to patient-centered health care and public health services which ensure the right care, at the right place.

- Analyze and seek to eliminate barriers
- Make available non-emergent care options for uninsured populations seeking services

Quality and Efficiency

The delivery of care in Kansas should emphasize positive outcomes, safety and efficiency and be based on best practices and evidence-based medicine.

- Health promotion and disease prevention should be integrated
- Ensure Kansans receive appropriate care to prevent future health complications

11

Affordable & Sustainable Health Care

The financing of health care and health promotion in Kansas should be equitable, seamless, and sustainable for consumers, providers, purchasers, and government.

- Access to care must meet the varying needs of Kansans across the State
- Accessible stable health system without undermining State's economic growth

Health and Wellness

Kansans should pursue healthy lifestyles with a focus on wellness as well as a focus on the informed use of health services over their life course.

- Implement programs to encourage Kansans to improve own health
- Encourage partnerships among providers and patients
- Incentives for providers and beneficiaries will be explored

13

Responsible Stewardship

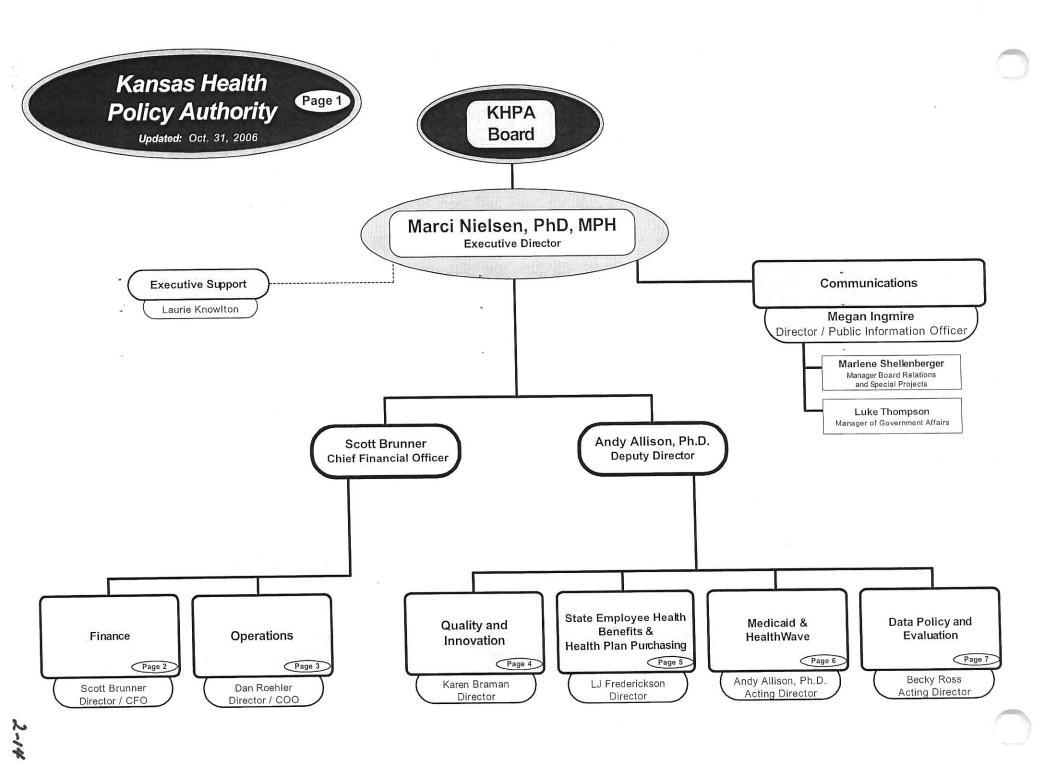
The KHPA will administer the resources entrusted to us by the citizens and the State with the highest level of integrity, responsibility and transparency.

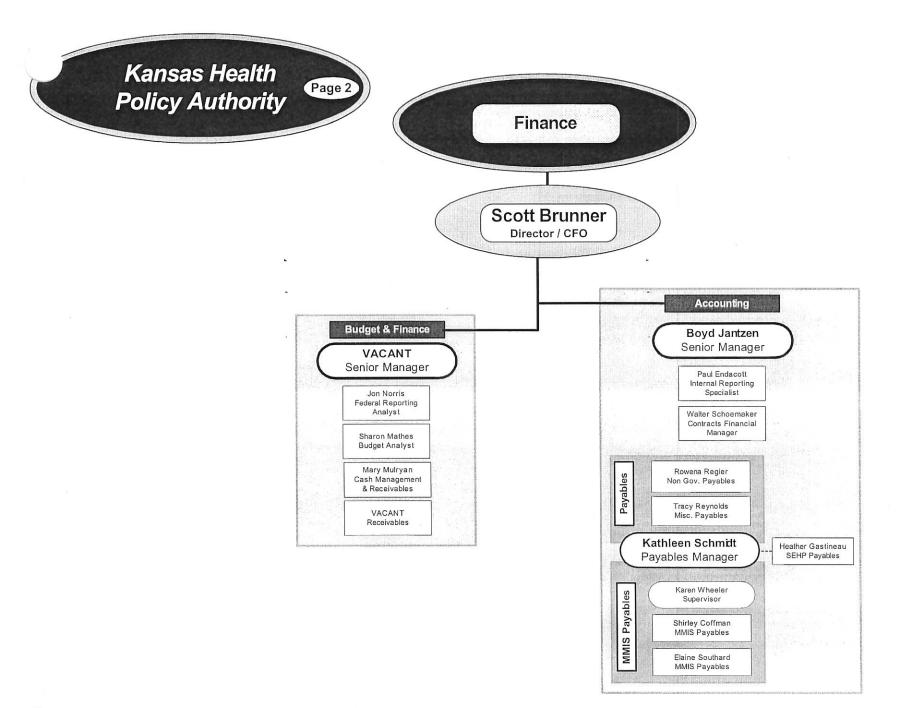
- Ensure policy options balance best interests of all involved parties
- Take advantage of this objective decisionmaking environment to foster ideas

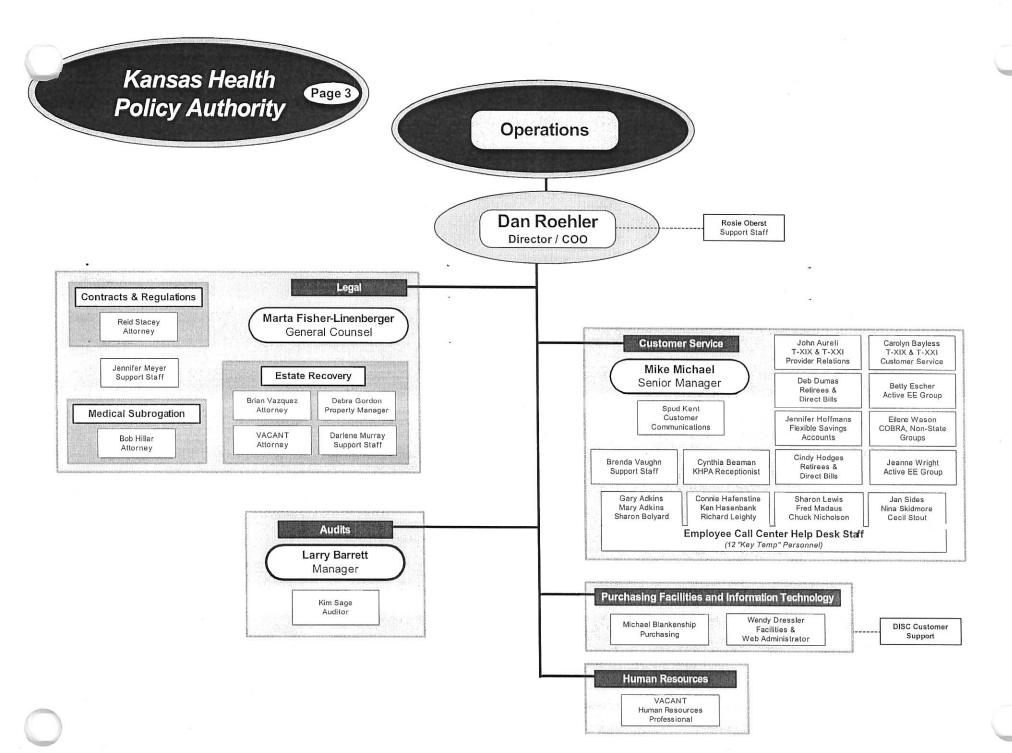
Education & Engagement of the Public

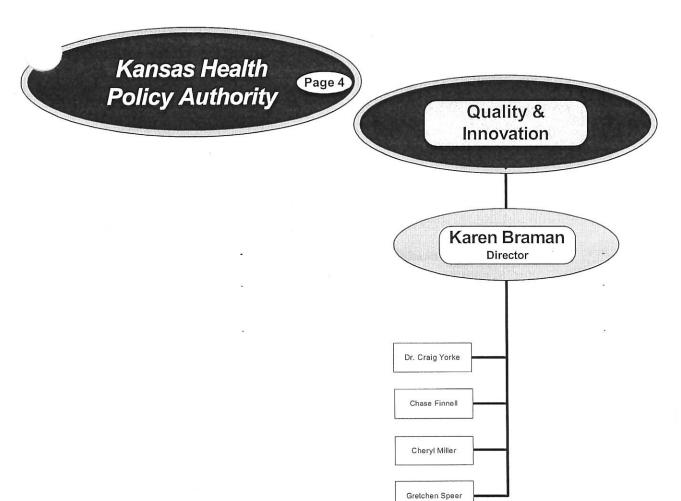
Kansans should be educated about health and health care delivery to encourage public engagement in developing an improved health system for all.

- Communicate issues outside of the health community
- Public engagement key to improving our health system

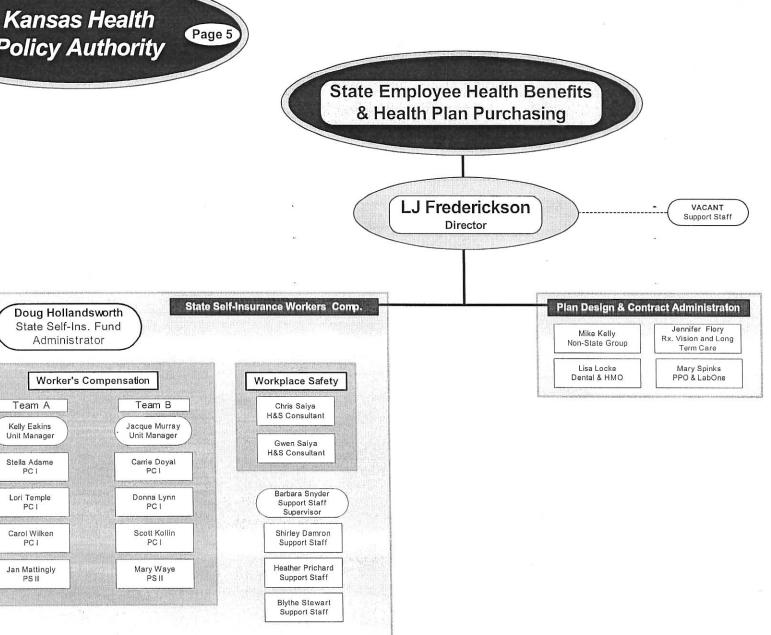


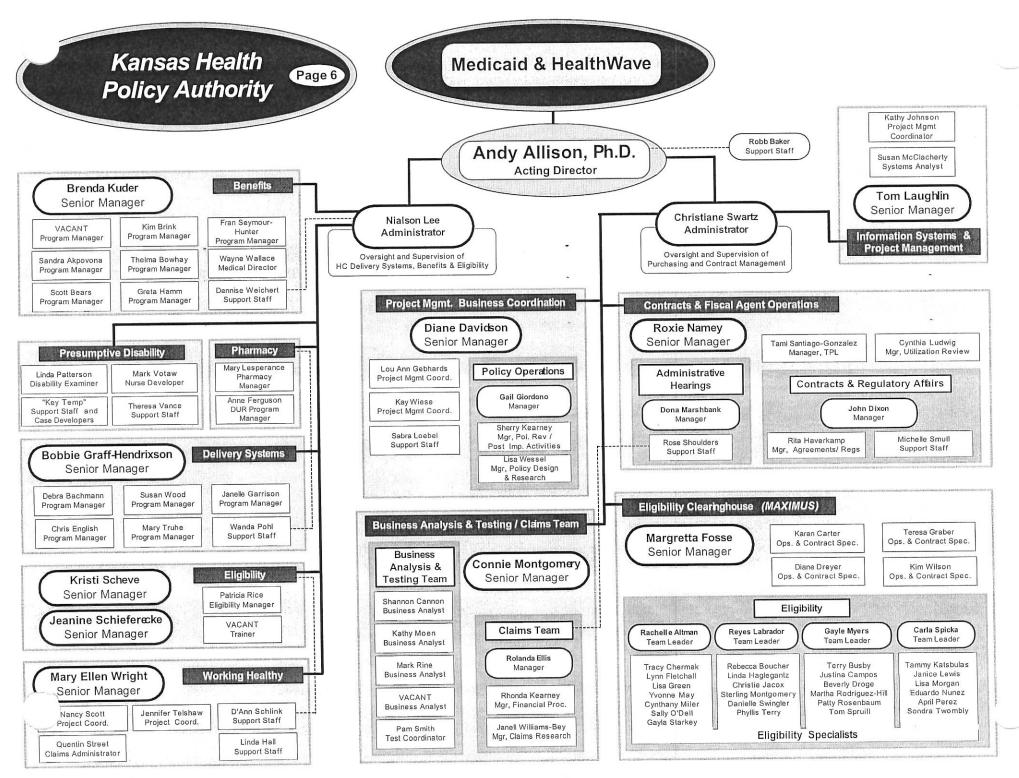


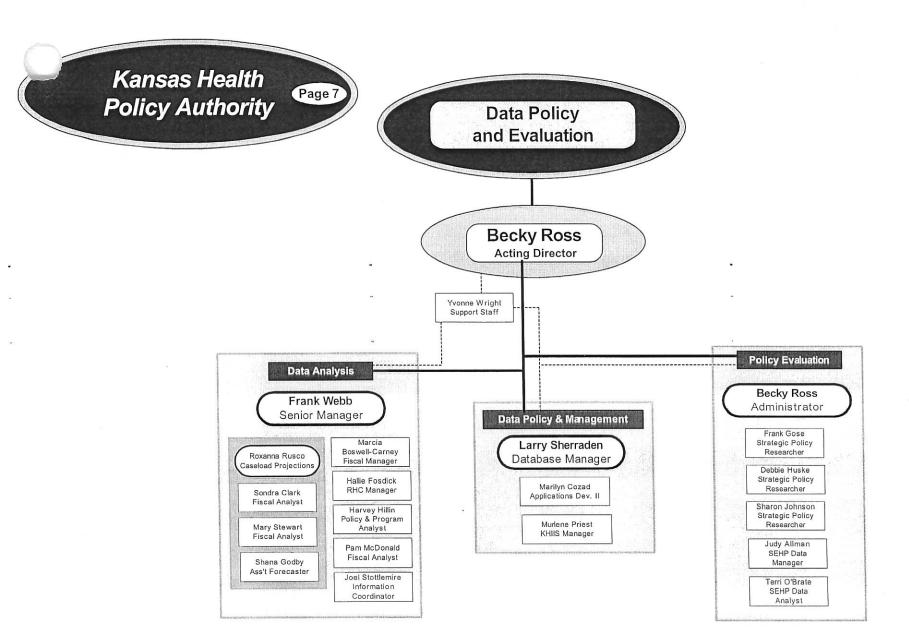














MARCIA J. NIELSEN, PhD, MPH **Executive Director**

> ANDREW ALLISON, PhD **Deputy Director**

> > SCOTT BRUNNER Chief Financial Officer

Kansas Health Policy Authority Coordinating health & health care for a thriving Kansas

ABBREVIATIONS AND ACRONYMS Used by Kansas Health Policy Authority January 2007

AF	All Funds
AMP	Average Manufacturer Price
APD	Advanced Planning Document
AWP	Average Wholesale Price
CAP	Corrective Action Plan
CMS	Centers for Medicare and Medicaid
COBRA	Consolidated Omnibus Budget Reconciliation Act
CPT	Current Procedural Terminology
DISC	Division of Information Systems and Communications (Dept of Administration)
DRG	Diagnosis Related Group
DSH	Disproportionate Share for Hospitals Program
DSS	Decision Support System
EDS	Electronic Data Systems
ERU	Estate Recovery Unit
FFS	Fee for Service
FPL	Federal Poverty Level
FFY	Federal Fiscal Year
FY	Fiscal Year
GBR	Governor's Budget Recommendations
HCBS	Home and Community Based Services
HCBS/DD	HCBS/Developmentally Disabled
HCBS/FE	HCBS/Frail Elderly
HCBS/TBI	HCBS/Traumatic Brain Injury
HCBS/PD	HCBS/Physically Disabled
HCBS/SED	HCBS/Severe Emotional Disturbance
HCBS/TA	HCBS/Technology Assisted
HCPCS	Healthcare Common Procedure Coding System
HDHP	High Deductible Health Plan
HIE	Health Information Exchange
HIT	Health Information Technology
HSA	Health Savings Account
HW	HealthWave
JJA	Juvenile Justice Authority
KAR	Kansas Administrative Regulation
KBH	KAN Be Healthy
KDHE	Kansas Dept of Health and Environment

Agency Website: www.khpa.ks.gov Address: Rm. 900-N, Landon Building, 900 SW Jackson Street, Topeka, KS 66612-1220

Medicaid and HealthWave: Phone: 785-296-3981 785-296-4813 Fax:

State Employee Health Benefits and Plan Purchasing:

Phone: 785-296-6280 785-368-7180 Fax:

House Health and Human Services

1-18-07 DATE:

ATTACHMENT 3 -1

KDOA Kansas Dept of Administration KDOA Kansas Dept on Aging KDOC Kansas Dept on Corrections KDOL Kansas Dept on Labor KFMC Kansas Foundation for Medical Care KHPA Kansas Health Policy Authority KPERS Kansas Public Employee Retirement System KUMC Kansas University Medical Center LEA Local Education Agencies LPA Legislative Post Audit MA Medicare Advantage MCO Managed Care Organization MFCU Medicaid Fraud Control Unit MITA Medical Information Technology Access MMA Medicare Modernization Act MMIS Medical Management Information System MOA Memorandum of Agreement
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MMIS Medical Management Information System
MOA Memorandum of Agreement
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MOU Memorandum of Understanding
OIG Office of Inspector General
P4P Pay for Performance
PA Prior Authorization
PBM Pharmacy Benefits Manager
PDL Preferred Drug List
PDP Prescription Drug Plan
PE Presumptive Eligibility
PLF Poverty Level Eligible
PMDD Presumptive Medical Disability Determination
PRTF Psychiatric Residential Treatment Facility
RBRVS Resource Based Relative Value System
SCHIP State Childrens Health Insurance Program
SEHBP State Employees Health Benefit Plan
SSI Social Security Income
SSIF State Self Insurance Fund
SRS Dept of Social and Rehabilitation
TAF Temporary Assistance for Families
TPL Third Party Liability
UMKC University of Missouri-Kansas City

1-18-07

Acronyms

Used by the Kansas Department of Social and Rehabilitation Services
January 2006

AAA Area Agencies on Aging AAPS Addiction and Prevention Services ACLSA Ansell-Casey Life Skills Assessment ACCESS Access for Community Care and Effective Community Supports ACIL Attendant Care for Independent Living ADC Average Daily Census AFDC Aid to Families with Dependent Children AG Attorney General AIMS Automated Information Management System APS Adult Protective Services APHSA American Public Human Service Association ASO Administrative Service Organization AWP Average Wholesale Price B BPS Business Plan Enterprise C CAC Consumer Advisory Council Children Advisory Council CAP Client Assistance Program CARE Client Assessment, Referral and Evaluation CBH Cenpatico Behavioral Health, LLC CBS Community-Based Service CCDF Child Care and Development Fund CDA Child Development Associate CDC Career Development Center CDDO Community Developmental Disability Organization CFS Children and Family Services CFSR Children and Family Services Review CIL Center for Independent Living CINC/NAN Children in Need of Care/Non-Abuse Neglect CIP Court Improvement Programs	
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CIP Court Improvement Programs	
CITO Chief Information Technology Officer	
CBS Community Based Services	
CMHC Community Mental Health Center	
CMS Centers for Medicare & Medicaid Services	
CRO Consumer Run Organization	
CSAP Centers for Substance Abuse Prevention	
CSE Child Support Enforcement	

SRS Business Plan January 2006

Page 121

Resources

CSP	Community Service Provider
CSS	Community Supports and Services
CY	Calendar Year
	lander and the contract of the
D	
DAB	Departmental Appeals Board
DD	Developmental Disabilities
DDS	Disability Determination Services
DHPF	Division of Health Policy and Finance
DHS	Department of Human Services
DMIE	Demonstration to Maintain Independence
DOB	Division of the Budget
DOC	Department of Corrections
DRG	Diagnostic Related Groups
DSH	Disproportionate Share for Hospitals
DUR	Drug Utilization Review
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EBP	Evidence-Based Practice
EBT	Electronic Benefit Transfer
ECP	Enterprise Circle Plan
EES	Economic and Employment Support
EHS	Early Head Start
ERO	Executive Reorganization Order
ETV	Education and Training Voucher
F	
FBI	Federal Bureau of Investigation
FCSC	Family Centered System of Care
FDA	Food and Drug Administration
FE	Frail Elderly
FFP	Federal Financial Participation
FFY	Federal Fiscal Year
FPL	Federal Poverty Level
FUL	Federal Upper Limit
FY	Fiscal Year
G in the second	
GA	General Assistance
GBR	Governor's Budget Recommendation
GPRA	Government Performance Results Act
Halfridge	
HCAIP	Health Care Access Improvement Panel
HCBS	Home and Community Based Services
НСР	Health Care Policy
HCPF	Health Care Policy Finance

ННА	Home Health Agencies
HHS	Health and Human Services, Department of
HIPPS	Health Insurance Premium Payment System
HIPAA	Health Insurance Portability & Accountability Act of 1996
НМО	Health Maintenance Organization
HR	Human Resources
ICF/MR	Intermediate Care Facility for Persons with Mental Retardation
ICPC	Interstate Compact for the Placement of Children
IDDT	Integrated Dual Diagnosis Treatment
IMD	Institutes for Mental Disease
IPE	Individual Plan for Employment
ISD	Integrated Service Delivery
ITB	Baclofen Intrathecal
ITS	Information Technology Services
IVR	Interactive Voice Response
IWAP	Individual Work Adjustment Plan
IWO	Income Withholding Order
grand and the	
JJA	Juvenile Justice Authority
JRRC	Joint Rules and Regulations Committee
K	
KACCRRA	Kansas Association of Child Care Resource and Referral Agencies
KAECSES	Kansas Automated Eligibility and Child Support Enforcement System
KAMU	Kansas Society for the Medically Underserved
KBI	Kansas Bureau of Investigation
KCDHH	Kansas Commission for the Deaf and Hard of Hearing
KDHE	Kansas Department of Health and Environment
KDOA	Kansas Department on Aging
KEHS/HS	Kansas Early Head Start/Head Start
KIPBS	Ks Institute for Positive Behavior Supports
KLO	Kansas Lifestyle Outcomes
KNI	Kansas Neurological Institute
KPC	Kansas Payment Center
KQAS	Kansas Quality Assurance Screening
KSA	Kansas Statutes Annotated (Laws)
GET SOLE	
LEA	Local Education Agencies
LEA LEAP	Local Education Agencies Leadership, Education, and Advocacy Program
LEA LEAP LEP	Local Education Agencies Leadership, Education, and Advocacy Program Limited English Proficiency
LEA LEAP	Local Education Agencies Leadership, Education, and Advocacy Program

LMHCF	Larned Mental Health Correctional Facility
LPA	Legislative Post Audit
LSH	Larned State Hospital
M	
MAC	Maximum Allowable Cost
MCO	Managed Care Organization
ME/QC	Medical Eligibility/Quality Control
MH	Mental Health
MMA	Medicare Prescription Drug, Improvement and Modernization Act
MMIS	Medical Management Information System
MOA	Memorandum of Agreement
MOE	Memorandum of Effort
MP/M	Medical Policy/Medicaid
N	
NRC	National Resource Center
NF	Nursing Facility
NFC	(President's) New Freedom Commission
NF/MH	Nursing Facility for Mental Health
NIDA	National Institute of Drug Abuse
NIS	National Immunization Survey
NOM	National Outcome Measures
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OACS	Office of Audit and Consulting Services
OIG	Office of Inspector General
OSH	Osawatomie State Hospital
P	
PA	Prior Authorization
PASRR II	Pre-admission Screening and Resident Review (version) II
PASS	Plan for Achieving Self-Support
PATH	Projects for Assistance in Transition from Homelessness
PBS	Positive Behavior Supports
PCCM	Primary Care Case Management/Manager
PD	Physically Disabled
PERM	Payment Error Rate Measure
PGS	Public and Governmental Services
PLE	Poverty Level Eligible
PPG	Performance Partnership Grant
ProDUR	Prospective Drug Utilization Review
PSH&TC	Parsons State Hospital & Training Center
Q	
QA	Quality Assurance

Para de la compara de la compa	。 1985年 - 1985年 -
心解说的特拉克	
RADAC	Regional Alcohol and Drug Assessment Center
RetroDUR	Retrospective Drug Utilization Review
RFP	Request for Proposal (purchase and grants)
RMHF	Rainbow Mental Health Facility
RPC	Regional Prevention Center
RS	Rehabilitation Services
is	
SACWIS	Statewide Automated Child Welfare Information System
SAMHSA	Substance Abuse and Mental Health Services Administration
SAPT	Substance Abuse Prevention and Treatment
SCHIP	States Children's Health Insurance Program
SE	Supported Employment
SED	Serious Emotional Disturbance
SGF	State General Fund
SNAP	Simplified Nutrition Assistance Program
SPMI	Severe and Persistent Mental Illness
SPTP	Sexual Predator Treatment Program
SRS	Social & Rehabilitation Services, Department of
SSA	Social Security Administration
SSBG	Social Services Block Grant
SSDI	Social Security Disability Insurance
SSH	State Security Hospital
SSI	Supplemental Security Income
Telescope (
TA	Technology Assistance
TAF	Temporary Assistance for Families
TANF	Temporary Assistance for Needy Families
TBI	Traumatic Brain Injury
TCM	Targeted Case Management
TEACH	Teacher Education and Compensation Helps
TMA	Transitional Medical Assistance
TPL	Third Party Liability
Ü14	
USDA	United States Department of Agriculture
V.	
VNS	Vagus Nerve Stimulation
VR	Vocational Rehabilitation
W	
WKAC	Western Kansas Assessment Center
WORK	Work Opportunities Reward Kansans

Kansas Department of Social and Rehabilitation Services Don Jordan, Acting Secretary

House Health and Human Services January 17, 2007

Overview Questions

Has Osawatomie State Hospital ever had a waiting list?

There is no record that OSH has ever instituted a waiting list. All admissions screened and approved for admission by a CMHC have been accepted on arrival. We would be happy to pull specific records if we have specific names. Statute requires that this only occurs by the SRS Secretary and with notice to courts.

On rare occasion, when the hospital is at capacity, the CMHC's have been asked to consider delaying an admission if a person being screened was already in another psychiatric hospital. This was completely voluntary on the part of the CMHC and the request was general, not related to any specific patient. It is always understood with the CMHC's that if an admission is approved, we will accept the admission. We have no data that would indicate whether a CMHC chose to delay an admission.

SRS contacted Judge Wheeler. Judge Wheeler is not aware of any difficulty with admitting someone into OSH. His concern is that a person is assessed as needing admission to the state hospital due to mental illness and then discharged without notice to the courts, sometimes in just 24 hours. In just the last week, Judge Wheeler wrote a letter to Superintendent Valentine asking that he look into a specific case where this occurred.

What is the prevalence of SPMI in prisons and the homeless populations.

Prison System and SPMI:

As reported during a Nov. 21, 2006 presentation from KDOC to the House Public Safety Budget Committee on the KDOC mental health programs:

"Of those with Serious Axis I diagnoses, the number of inmates classified as Special Needs averaged 718 per month for FY2004, 894 for FY2005, and on November 16, 2006, the number was 723. This group, approximately 8% of the population, generally contains inmates with criteria that the mental health provider considers most likely to meet the community SPMI criteria."

Follow-Up Questions
Public and Governmental Services • January 17, 2007

House Health and Human Services

DATE: 1-18-07

Best estimates as of May 2006 indicate that of the 9100 inmates, 10% are assessed as SPMI.

Homelessness and SPMI:

Data from the Mental Health System (AIMS) indicates that 728 or 5% of individuals receiving any services at a Community Mental Health Center were identified as SPMI and homeless.

Provide more information about the Child Welfare slide. Why is there such a distinction between the numbers of cases investigated and the ones requiring SRS involvement?

Abuse and Neglect Reports (Including Non-Abuse/Neglect Reports)

When a report alleging abuse/neglect or that a family is in need of services is made to SRS, an initial assessment of the information is completed by a licensed social worker. During the assessment process, the social worker will review information in the report, review past history of the family and alleged perpetrator, potentially talk further with the reporter or talk with others involved in the report for additional information. After this assessment, the social worker determines if an investigation and/or further assessment is needed or if the report will be closed with no further action warranted. A large percentage of intake reports received by this agency do not meet the criteria for investigation and/or further assessment. Examples would include the following:

- Parent forgot child at department store, or forgot to pick up at school, etc.
 Parents returned after a few minutes.
- Three year old in the street a few minutes before parent noticed and retrieved the child from the street.
- Parent's actions protects a child from a greater harm, for example, grabbing a child running out in front of a car or reaching for a pan off a hot stove
- Past CFS assessment does not indicate risk or safety factors

Investigations

The criteria for further investigation and/or assessment by the agency is based on the K.A.R. 30-46-10 definitions of abuse/neglect. During the investigation process, the social worker will interview the alleged victim, alleged perpetrator, parents/care-giver for the alleged victim, witnesses, and any other contacts who may have information regarding the concerns. The investigation comprises the fact-finding activities of the

case. During this same time period, the social worker is also conducting an assessment of the family's strength and need for supportive services, as well as assessing the risk factors for the family and ensuring the safety of the child(ren). This assessment also includes completing a case finding. The purpose of the case finding is to determine if the identified perpetrator poses a danger to children and should be entered into the Central Registry.

Families Meeting Criteria for SRS Involvement

After completing an investigation and/further assessment of the family's situation, SRS may determine the child/family are in need of supportive services. If the child can remain at home with services, SRS could make a referral to community resources through a family services case or make a referral to the family preservation contractor for more therapeutic and intensive services. However, if the safety of the child(ren) is at risk, placing a child in foster care may be recommended. The criteria for these services are based on the social worker's professional assessment of the family and the intensity level of services needed to address the risk of safety.

Adjudicated to Foster Care

Reintegration/Foster care services are provided to children and families when the court has found the child to be in need of care and the parents are not able to meet the safety and care needs of the child. Approximately half of the children who require foster care have been abused or neglected and have significant developmental, physical, and emotional needs, which require an array of services and care options. The other half of children who come into foster care are the children/youth who may have out-of-control behavior, are truant, are running away from home, and/or have substance abuse or mental health concerns whose families are feeling overwhelmed and not able to handle the child/youth's needs.

Clarification on the Traumatic Brain Injury Waiver.

In FY 2006, the average number of consumers served per month on the TBI waiver was 168. The number is going up for FY 2007. In October of this fiscal year we served 187, which is higher than any month in FY 2006.

Attached is a listing of acronyms frequently used by SRS.