

REAL Colorado Meeting- August 5, 2011, CCI

Upcoming Meetings at CCI

Friday, September 16, 8 -9 a.m.

Friday, October 7, 2-4 p.m.

Letter to Legislators:

- Susan Beckman presented a proposed letter to introduce the concepts of REAL and the bookmark to state legislators; she suggested that CCI should help the REAL Committee in getting letter in the hands of legislators and pay for postage
- Steve Johnson suggested that the letter include a list of all REAL members along the side to show diversity of representation
- Lynn Padgett suggested that all commissioners from all counties should “swarm the hill” to hand-deliver the bookmark and letter to legislators at the capitol; letter could be template given to all counties

CCI's Future Role in REAL

- Susan suggested that the CCI organization needs to take up REAL as major commitment in all steering committees; REAL needs much more organizational capacity outside county resources
- CCI needs strategic planning sessions in more areas and more proactive outlook, overseen by a board of governance or a standing committee
- Susan shared that the CCI Board is planning to discuss REAL; NACO conference attendees were excited about bookmark; Commissioner Hilbert, future CCI President, thinks REAL should be major focus

Mandate Reform

- Lynn Johnson and Herb Covey have been charged with coming up with process for mandate reform;
- Four Phases to Mandate Reform (may overlap); Lynn will email description phases to group:
 - 1) **Research:**
 - Counties have submitted feedback to Herb to compile into a matrix of unfunded mandate
 - Lynn's staff at Jeffco completing funding template, to be finalized by next week. Document will list federal funding sources; what are the statutory requirements (rules, regs, agency letters) that evolved to comply or go beyond funding source requirements. Will Kugel at State providing full list of funding sources for DHS by 8/6
 - 2) **Analysis:** Four year process where we begin to decide what can change; ongoing process
 - 3) **Legislation:** Legislators are asked to take mandates off the table; JBC and legislators have requested some proposals by November 15 for 2012 legislative session
 - 4) **Evaluation:** Track the progress, cost-savings, efficiencies and effectiveness gained
- Lynn reported her staff at Jeffco has only researched CDHS funding, but Governor's office is interested in this work for HCPF, CDPHE, etc.
- Herb presented State's matrix for review of rules, which encompasses a lot of great work, but is more informational and not a critical analysis of how rule impacts outcomes for clients
- One example of reform: Counties have partnered with State to condense 26-page food, medical, cash assistance application to 4 pages; CHSDA has suggested it be tested in one large county and requested that it not to be implemented until Nov 1 in order to focus on meeting lawsuit objective for timeliness of processing applications for October.

County Mandate Worksheet

- Herb presented REAL Colorado mandate worksheet for review; will be formatted further to allow fill-in fields; invited suggestions or input to him at 303-227-2216
- Susan suggested that we continue to communicate so that REAL reflects Governor Hickenlooper's Colorado Blueprint and Executive Order direction
- Lynn will contact Reggie Bicha to discuss partnership on tracking form for mandates

Marge Bornstein, Senior Manager for CDHS Boards and Commission Division

- Marge attended on behalf of Mary McGhee.
- Marge distributed the CDHS Rule Reduction Review Report which includes background information, process and quantitative outcomes for review of all CDHS rules. Report was presented to State Board today (Aug. 5).
- 63 CDHS staff reviewed 4,300 rules; every rule in existence by number was individually reviewed. Suggested 20% be repealed; 49% be revised and 31% continue in current form.
- Director Bicha has asked executive staff to review these recommendations and submit by 8/15
- Marge anticipated CDHS will need to prioritize rule changes, given lengthy process involved
- Rules that are outdated, duplicative or don't comport with legislation will be repealed; process didn't look at whether rule was outcome-driven
- Susan suggested that the counties be allowed to go with CDHS to State Board together to ensure communication and partnership; needs to go through filter of stakeholders just as we would involve the State in any mandate reform effort
- Marge agreed to suggest that the rule revision or repeal go through the sub-PAC process
- Herb asked for actual rule review worksheets from CDHS; Marge will look into it

Antoinette Taranto and Heather, Health Care Policy and Finance

Centers for Medicaid and Medicaid Services (CMS) Audit and Corrective Action Plan

- Audit and Corrective Action Plan were release by the federal agency this year
- Susan indicated that counties were not involved in the audit or the corrective action plan; we have concerns about inaccurate information and that assumptions in plan are incorrect
- CHSDA and CCI HHS wrote responses to HCPF on those concerns
- Susan reported that the CBMS Steering Committee met regarding the audit and corrective action plan on Wednesday; CDHS and HCPF executive directors clarified that bifurcation of Medicaid will not happen; Kevin Patterson suggested he may get this direction from Governor in writing
- Discussion re: HCPF having governance of CBMS has ended; OIT has asserted will retain control of CBMS
- Susan stated that CCI has concerns about continuation or expansion of Maximus contract as laid out in corrective action plan; she suggested that a cost-benefit analysis be completed
- Antoinette indicated this was a "review", not an "audit". The process involved an entrance conference, request for information, site visits, discussions with advocacy organizations and development of report. Covered period from July to December 2010.
- HCPF and OIT received draft report in April; it was confidential to state employees working on responses to review. HCPF tried to negotiate different dates and some of the information, but Antoinette stated it's ultimately CMS' decision on what to put in final report.
- Audit included 8 findings and 3 observations, mostly specific to HCPF not implementing federal regulation timely. Findings 1, 6 and 7 covered timely processing and re-determinations.
- Required a corrective action plan by July 2010.

- HCPF acknowledges timeliness data (FSR reports) is inaccurate and CMS understands that; HCPF wants to replace FSR data with court reports, which are also flawed, and is focused on fixing reasons that those are inaccurate.
- HCPF working on CBMS with county technology employees to figure out how to clean up system (eg. duplicative cases, pending applications) for accurate court report data and worker pending reports in 2011.
- HCPF sent out letter to director and is asking for volunteers to support corrective action plan; reaching out to existing standing meetings to speak about this
- First quarterly monitoring report due to CMS by October 31 covering July 1-Sept. 30 period; Rachel Richards inquired if counties can participate in report review; Antoinette indicated that it will include court report data which counties already receive; Rachel suggested that monitoring reports should include footnotes with any caveats for data flaws
- Lynn suggested she'd like to see the costs incurred by Maximus for delivering just Medicaid, while counties deliver wrap-around services at a lower cost. Lynn Johnson, Jefferson and Barbara Kirkmeier, Weld, suggested their counties could act as pilot counties, instead of expanding Maximus contract.
- Antoinette stated the report and corrective action plan will be presented to legislative audit committee on Aug. 23; not sure who will present
- Susan suggested that legislative audit committee be made aware of the progress made by counties in timeliness; Antoinette agreed that should be in presentation
- HCPF will now be sending timeliness data in Excel spreadsheet to counties
- Antoinette asked how counties want to be involved in giving feedback; Barbara suggested a separate committee
- Cheryl stated that CHSDA is sending a letter requesting an inter-agency work group on corrective action plan, which makes it an ongoing process with counties. Heather from HCPF confirmed she has reached out the CHSDA to plan a meeting with staff and commissioner representatives.

Funding, Mandate and Administrative Requirement Review Timeline

TBD: Data and Talking Points for Eligibility System Decisions

- Pros/Cons for Privatizing or Keeping County Involvement in Eligibility, Duplication or Bifurcation of Services, Efficiencies that can be achieved, Best tools to help families achieve Self-Sufficiency

Responsible: Develop in partnership with HCPF with agreed-upon data

Timeline: *To be determined if necessary, given direction from CBMS Steering Committee that system will not be bifurcated*

Federal and State Funding Review

Review law and build matrix of funding sources with required services, mandates, match and necessary outcomes to get that funding

Responsible: Will Kugel at CDHS to provide data on all state and federal funding sources; Lynn and Will to draft a template document to be used for the review; Lynn to develop list of questions for research teams of what to look for and identify; County Directors and Financial Staff to identify mandates and funding streams

Timeline: 6 months- April to August 2011 (90 to 120 days); Phase I is getting general information on mandates from counties. Phase II will involve developing an expanded spreadsheet with analysis of each mandate, to include positive language on the desired outcome to each recommendation.

Action Items:

- Herb and Lynn to continue to incorporate feedback from counties into existing matrices

Status as of 6/3: CDHS Child Welfare and Colorado Works are completing questionnaire from Will Kugel on federal funding by June 3. Lynn and Herb have compiled draft matrices completed for Public Assistance and for Child Welfare Mandates; these were presented to REAL group on May 6; Lynn has list of volunteers who will assist with research.

‘Colorado Gets REAL’ Presentation Packet: Develop packet to include Cover Letter to Community Partners; Condensed PowerPoint with talking points; Problem Statement (why are we doing this?); FAQ Document (What is REAL, What is mandate reform, etc); Executive Order; REAL bookmark; 2 Examples of mandate reform; Agreement for Colorado to Get Real; List of Supporters

Responsible: Haley McKean, Barbara Kirkmeyer, Susan Beckman, Mary Russell (Jeffco), Kris Kinzli (Jeffco)

Timeline: By June CCI Workshop; then bring to chambers, service clubs, etc.

Action Items:

- Haley to spearhead development of Cover Letter, FAQ, Problem Statement; Agreement for Colorado to Get Real
- Lynn and Herb to draft two complete examples of possible mandate reform
- Herb to condense PowerPoint

Status as of 7/7: To be completed

Administrative Relief

Identify opportunities for administrative relief for time and cost-savings; compile data and analysis; bring back to REAL Colorado group for vetting and prioritization

Responsible: County staff

Resources: CCB 5-pager

Timeline: 60-90 Days; Ongoing

Action Items:

- Gini to email counties for possible legislation or mandate issues for 2012 session;
- Herb to ask child welfare directors for suggestions on rules that could be changing

Status as of 7/7: Herb to update the subcommittee on his work to date at the May 6th REAL Colorado meeting.

Required Services Identification

Identify list of services that are funded and required by statute based on matrix

Timeline: TBD

Status as of 7/7: Outstanding

Identification of Best Management Practices

Identify national best management practices to help shape list of 'proposed' required services.

Timeline: TBD

Status as of 7/7: Outstanding

Proposed "Required" Services

Develop list of services that all counties believe should be considered essential and funded based on best practices; any services that one or a few counties offer would be at their discretion and locally-funded

Timeline: TBD

Status as of 7/7: Outstanding

COMPLETED TASKS as of 8/5/11

Update CCI HHS Steering Committee Policy Statement to reflect REAL principles

Responsible: Gini, Susan

Timeline: August

Action Items: Susan and Gini to develop revised policy statement for CCI HHS

Status as of 7/7: Draft CCI policy statement language has been developed and will be available for commissioner review beginning with CCI's July 8th Steering Committee Meetings

Resolution on REAL Principles

Responsible: Gini and Barbara to draft resolution for NACo's process to embrace REAL Colorado principles

Timeline: Prior to NACo's 2011 Annual Conference

Action Items: Gini to see what NACo's platform on unfunded mandates; draft resolution to promote REAL principles

Status as of 7/7: Proposed NACo Platform Change approved by CCI's membership at CCI's Summer Conference. Commissioners Kirkmeyer and Beckman to lobby for the adoption of the platform change at NACo's Annual Conference July 15th.

Develop PowerPoint presentation for REAL Colorado

Responsible: Herb Covey, Susan Beckman, Lynn Johnson, Haley McKean, Barbara Kirkmeyer

Timeline: Complete for MACC June meeting, CCI Summer Conference

Status as of 6/3: Completed for CCI Summer Conference

Action Items: To be modified for MACC and other community partners

Human Services workshop at CCI Summer Conference

Roll out REAL Colorado as reform movement; request presentation by Director Bicha for update on implementation of Executive Order on mandates; followed by discussion with commissioners and directors

Responsible: Gini Pingnot, CCI Staff

Timeline: June; Workshop scheduled for Wednesday, June 8th from 8:30am-9:45am.

Status as of 6/3: Presentation developed. Panel will consist of Director Bicha, Ryan O'Connor. Presentation by Commissioner Kirkmeyer. Facilitated by Commissioner Beckman. All have confirmed their availability to join us.

CCI Web Site Updates on "Wins"

Responsible: Gini Pingnot, Barbara Kirkmeyer, CCI Staff

Timeline: May 2011

Action Items:

- Post executive order from Gov. Hickenlooper on regulation and mandate review
- Post announcement that CDHS is using mandate review questionnaire in partnership with counties

Status as of 6/3: Posting on CCI's "Announcements" page

REAL Sub-Committee Updates to HHS Steering Committees

Provide regular updates at HHS meetings and request support as-needed

Responsible: Barbara Kirkmeyer

Timeline: Ongoing

Status as of 6/3: Standing item has been added to all HHS agendas calling for a REAL Colorado update

Send REAL Colorado Bookmark and Letter to State Human Services Board

Include request for presentation at State Human Services Board monthly meeting to present about REAL Colorado and consideration of mandate and rule reform for outcome-based system

Responsible: Susan Beckman

Timeline: Presentation in August

Action Items: Gini to send out REAL Colorado Bookmarks. Susan to draft letter as CCI HHS Chair

Status as of 6/3: Gini emailed REAL Colorado Bookmarks to all members in mid April

Identify County Commissioner/Council Member for State Human Services Board

Responsible: Gini Pingnot, CCI Staff

Timeline: As soon as possible

Action Items: Gini to provide list of current Board members to REAL Colorado group; CCI Board to send letter to Governor suggesting appointee

Status as of 6/3: Commissioner Sallie Clark has applied for the opening and CCI's Board of Directors sent a letter to the Governor's Office of Boards and Commissions recommending her appointment.

Update CHSDA Data Reports

Update data reports to reflect more current data

Responsible: County staff

Timeline: TBD

Status as of 6/3: Updated child welfare fact sheets posted on CCI's website and provided to legislators at March 17 luncheon.

REAL Bookmark for Policymakers

Draft tool to measure any new legislation, rules or regulations against basic questions about legislative relevance, intent, etc.

Responsible: Haley McKean, Susan Beckman, Liz Ellis- Arapahoe County

Status as of 4/1: Bookmark has been completed and is available through CCI

REAL Colorado Logo

Responsible: Haley McKean, Susan Beckman, Liz Ellis- Arapahoe County

Status as of 4/1: Logo Complete

Link to CHSDA Data Reports on CCI Web site

Responsible: Gini Pingnot

Timeline: mid- February

Action Items: Gini Pingnot to work with CCI to create visible and accessible link to CHSDA data reports on CCI website, without password protection.

Status as of 4/1: Completed.

Letter to Legislators with Data Reports

Produce letter to legislators to introduce HHS and CHSDA as resource for legislative considerations; send data reports to CCI lobbyist.

Responsible: Susan Beckman, Sallie Clark, Haley McKean- HHS

Timeline: By late February

Action Items: Susan Beckman to finalize letter and work with PIO on printing fact sheets and letters

Status as of 4/1: Completed. Letter and relevant fact sheets shared with attendees at the March 17th CCI/CDHS/CHSDA/Casey Luncheon
