

MARYLAND MEDICAID ADVISORY COMMITTEE

DATE: Monday, February 28, 2022
TIME: 1:00 - 3:00 p.m.
LOCATION: GoToWebinar

Due to COVID-19, this meeting will be held through GoToWebinar only.

Please register for MMAC Meeting on February 28, 2022 1:00 p.m. EST at:

<https://attendee.gotowebinar.com/register/9130449429001629199>

After registering, you will receive a confirmation email containing information about joining the webinar.

Those who would like to make public comment should email Ms. Claire Gregory at, Claire.Gregory@maryland.gov or use the question feature to submit questions to the host.

AGENDA

- I. Departmental Report
- II. Legislation Update
- III. Adult Medical Day Care, Nursing Home & Hospital Grants
- IV. HVS and Doula Benefit Overview
- V. OTC COVID-19 Test Kit Coverage
- VI. Waiver, State Plan and Regulations Changes
- VII. Public Comments
- VIII. Adjournment

Next Meeting: Monday, March 28, 2022, 1:00 – 3:00 p.m.

Staff Contact: Ms. Claire Gregory
Claire.Gregory@maryland.gov

MARYLAND MEDICAID ADVISORY COMMITTEE
MINUTES

January 24, 2022

MEMBERS PRESENT:

Mr. Kenneth Garove
Adeteju Ogunrinde, M.D
Ms. Shannon Hall
Rachel Dodge, M.D.
The Hon. Joseline Peña-Melnyk
Ms. Jessica Dickerson
Ms. Vickie Walters
Ms. Nicole McCann
Ms. Nora Hoban
Ms. Linda Dietsch
Ms. Diane McComb
Ms. Erin Dorrien
Kathryn Fiddler, DNP
Mr. Paul Miller
The Hon. Pat Young
Mr. William Webb

MEMBERS ABSENT:

The Hon. Antonio Hayes
The Hon. J.B. Jennings
Mr. Ben Steffen
The Hon. Matthew Morgan
Ms. Marie McLendon
Winifred Booker, D.D.S
Mr. Floyd Hartley

Maryland Medicaid Advisory Committee

January 24, 2022

Call to Order and Approval of Minutes

Ms. Alyssa Brown, Director, Office of Innovation, Research and Development, called to order the meeting of the Maryland Medicaid Advisory Committee (MMAC) at 1:05 p.m. Committee members approved the minutes from the November 18, 2021 meeting as written.

Maryland Health Benefits Exchange Open Enrollment Update

Ms. Michele Eberle, Executive Director, Maryland Health Benefits Exchange, gave the Committee a brief overview of open enrollment activities for the 2022 plan year (see attached presentation).

Departmental Report and COVID-19 Updates

Ms. Tricia Roddy, Deputy Medicaid Director, provided the Committee with a combined Departmental report and COVID-19 update.

On January 14, 2022, the Department of Health and Human Services renewed the COVID-19 Public Health Emergency (PHE), effective January 16, 2022. If this renewal remains in place for a full 90-day period it should expire on April 16, 2022 and the 6.2 percent FMAP will remain available through the second quarter (June) of 2022. States will be given a 60-day notice if the PHE ends before April.

CMS approved the Department's November 1st spending plan. The spending plan outlines how we will reinvest the 10 percent federal matching funds for home and community-based services through the American Rescue Plan Act (ARPA). The Department will receive those enhanced federal funds from April 1, 2021 through March 31, 2022. The spending plan includes the rate increases that went into effect on November 1, 2021. Those increases include: Behavioral Health – 5.4%, Long Term Care – 5.2%; and Developmental Disabilities Administration (DDA) – 5.5%. The DDA rate increase had a retroactive effect date of April 1, 2021. The rate increase was applied to services that qualify for the 10% enhanced match. CMS also approved \$60 million in grants for the DDA providers, \$50 million will be for non-competitive grants and \$10 million will be competitive grants. The Department is working on releasing those grants to stakeholders (see attached spending plan).

Spending plans found here: <https://health.maryland.gov/mmcp/Pages/Public-Notices.aspx>

CMS has approved the Department's 1115 waiver extension through December 2026. The application included several new programs:

- 1) Coverage of services for individuals ages 21-64 being cared for in an Institution for Mental Disorders (IMD). We can now cover up these services under Medicaid as long as the overall average length of stay for the service is 30 days or less.
- 2) Coverage of emergency transportation to alternative destinations other than the emergency room. We will align this program with counties that received approval on the Medicare side.
- 3) The Department will provide an update on coverage of doula provider services at the next MMAC meeting. Regulations for these services will become effective in February 2022.
- 4) Coverage for home visiting services for maternal and child health. These regulations have been moving forward as well.

The enrollment numbers continue to increase with current enrollment totaling 1,669,397. The federal health emergency has been extended and we will continue to comply with the maintenance of effort requirements for enrollment (see attached chart).

Budget Update

Ms. Jennifer McIlvaine, Director, Medicaid Finance, gave the Committee a brief summary and highlights of the 2023 Medicaid budget (see attached presentation).

2022 Legislative Session Overview

Mr. Chris Coats, Health Policy Analyst, Office of Innovation, Research and Development, gave the Committee a preview of the current 2022 legislative session. The legislature has been in session for approximately 2 weeks and started on January 12, 2022. Important dates to keep in mind as we move through this year's session include bill introduction deadlines, Monday, February 7, 2022 for the Senate and Friday, February 4, 2022 for the House. As a result, there will be a surge of bills introduced over the next couple of weeks. Monday, March 21, 2022 is crossover, the deadline when bills get passed out of their house of origin and sent over to the opposite house. This year Sine Die is Monday, April 11, 2022.

The Governor's budget bill was introduced last week, SB 290/HB 300. Last year the House version was utilized. This year they will be utilizing the Senate version of the budget bill. There was no Budget Reconciliation and Financing Act (BRFA) bill introduced this year. Budget hearings will be held Friday, March 4, 2022 in the Senate and Monday, March 7, 2022 in the House.

The Chairs of our committees of jurisdiction, Senator Delores Kelley, Finance Committee, Delegate Shane Pendergrass, Health and Government Operations Committee and Delegate Maggie McIntosh, Appropriations Committee will not be seeking re-election.

Ms. Alyssa Brown, Director, Office of Innovation, Research and Development, highlighted a few of several bills the Department is keeping an eye on:

- 1) HB 6/SB 150 – provides comprehensive dental coverage for adults. This bill would have a substantial fiscal impact on the Department.

- 2) HB 44 – requires Medicaid to increase the reimbursement rate for EMS transporters at a rate of \$25 per year until it reaches \$300 per transport. Our current transportation rate for EMS providers is \$100. The bill also requires payment for services rendered by an EMS provider if a person refuses transport to another location or otherwise does not need transport.
- 3) HB 80/SB 28 – requires the Department to cover at least 7500 home and Community based services waiver slots as well as some enhanced requirements in terms of the number of mailings the Department is supposed to do annually,
- 4) SB 166 – requires the establishment of a doula program in both the Medicaid and Fee-for-Service programs.
- 5) SB 323 – This bill would prohibit the Department from prior authorizing drugs for treatment of opioid use disorders.
- 6) SB 355 – requires the pharmacist to be able to prescribe and dispense certain preventative HIV drugs with requirements to assist with the monitoring and testing those individuals.

Waiver, State Plan and Regulation Changes

Ms. Molly Marra, Director, Medicaid Provider Services, gave the Committee a status update on waivers, regulations and state plan amendment changes (see attached charts).

Public Comments

There were no public comments.

Adjournment

Ms. McCann adjourned the meeting at 2:00 p.m.