

MINUTES
SUBSTANCE ABUSE/PROBLEM GAMBLING PROGRAM LICENSURE COMMITTEE
FEBRUARY 13, 2012 - 9:00 A.M.
DIRECTOR'S CONFERENCE ROOM, 6TH FLOOR
LUCAS STATE OFFICE BUILDING
TELECONFERENCE

CALL TO ORDER

Mr. Hansen called the meeting to order via telephone at 9:03 a.m. and Ms. Stone conducted roll call.

ROLL CALL

Members Present:

Jay Hansen, Chair (via telephone)
Justine Morton (via telephone @ 9:11)
Diane Thomas (via telephone)

Other Attendees:

Heather Adams, AG
DeAnn Decker, IDPH
Jeff Gronstal, IDPH
Bob Kerksieck, IDPH
Robin Misel, IDPH
Kathy Stone, IDPH

I. Agenda/Minutes

Ms. Thomas moved that the minutes from the January 9, 2013 meeting be approved. Mr. Hansen seconded. Motion carried unanimously.

II. Substance Abuse/Problem Gambling Licensure

A. Substance Abuse Licensure Recommendations

1) One (1), Two (2) and Three (3) Year Program(s)

A motion was made by Ms. Thomas and seconded by Mr. Hansen to approve a license for a period of two (2) years to North Central Correctional Facility, Journey Program, Rockwell City, Iowa, license effective March 14, 2013 to March 14, 2015; and to approve a license for a period of three (3) years to Barclay and Associates, P.C., Ames, Iowa, license effective March 13, 2013 to March 13, 2016; and to Iowa Medical Classification Center, Co-occurring Adult Solutions (CARS), Coralville, Iowa, license effective March 9, 2013 to March 9, 2016. Motion carried unanimously.

Mr. Hansen asked how the CARS program was "co-occurring." Mr. Gronstal stated there was nothing in their licensure application or inspection specific to co-occurring. He does not know if their staff includes licensed mental health practitioners. There is nothing in the IDPH program licensure standards that addresses use of co-occurring in a program name.

2) Deemed Status

A motion was made by Ms. Thomas and seconded by Mr. Hansen to approve a license through deemed status to Orchard Place Child Guidance/Pace Juvenile Justice Center, Des Moines, Iowa based on the accreditation survey conducted and accreditation awarded by the Joint Commission, license effective November 21, 2012 to November 9, 2014. Motion carried unanimously.

III. Proposed Changes/Edits to the Iowa Administrative Code – Bob Kerksieck

Mr. Gronstal reviewed proposed changes to bring OTP standards into alignment with revised federal standards. For example, current federal standards allow take home doses on Sundays and legal holidays. Iowa regulations allow only one (1) take home per week in the first 90 days.

Mr. Kerksieck provided an update on new feedback received from stakeholders. Ms. Stone stated the cleanup includes specific alignment of the definitions section with the ASAM criteria. She is aligning with DSM-IV language also but additional revisions are likely to be needed when the DSM-V is published in May. The changes being made do not change licensure regulations or the licensing process. The goal is to send Committee members a final draft of proposed rule changes for review at the March Committee meeting, with final revisions to be presented to the Board at their May 2013 meeting.

IV. Substance Abuse/Problem Gambling Update – Kathy Stone

Ms. Stone reviewed comments on Iowa's proposed Essential Health Benefits (EHB) Benchmark Plan, submitted on February 12, 2013 to Nick Gerhart/Iowa Insurance Commissioner and Michael Bousset/Iowa Governor's Office - Health Policy, specific to substance use disorder services. The benefits in the Wellmark Inc. Alliance Select Copayment Plus plan, the proposed EHB benchmark plan, represent a reduction from the substance abuse treatment services currently available to uninsured Iowans – the population to be served by the benchmark plan. These same substance abuse treatment services are also currently available to Medicaid enrollees through the Iowa Plan for Behavioral Health managed care program. Specifically, the plan excludes residential treatment as a covered service, which would include specialized women and children services, and combines outpatient mental health and substance abuse benefits and limits the number of visits in a year. The Mental Health Planning Council has submitted comments to Mr. Bousset and Commissioner Gerhart re: mental health services, parity, and the Affordable Care Act and plans to submit similar comments to the U.S. Department of Health and Human Services. Mr. Hansen stated the Iowa Behavioral Health Association has submitted comments questioning whether the proposed plan meets parity requirements.

Ms. Stone reported that she is reviewing responses to a survey of IDPH-funded substance abuse treatment programs to better understand their capability to address patients' mental and physical health problems and whether they seek reimbursement from 3rd party payors for the mental/physical health services they provide. Ms. Stone offered to bring a summary to the Committee. The Committee discussed related issues as they pertain to documenting such services and client discharges in the IDPH data system and possible implications for the licensure language clean-up.

Ms. Stone reviewed bills before the current legislature that may impact program licensure:

- a) DHS has introduced a bill that revises "subacute" language. It has been suggested that subacute language may be needed for substance-related disorder services.
- b) Two separate approaches have been proposed to move substance abuse/addictions professionals from the current certification process to professional licensure with the goal of aligning with similar professions, e.g. social workers, mental health counselors, and marriage/family therapists. Both approaches establish licensure under IDPH, one through IDPH's current professional licensure structure, e.g. the Board of Behavioral Science, the other through delegation by IDPH to the Iowa Board of Certification, the

current certification entity. Ms. Stone has been asked about related issues like: how can IDPH delegate its licensing responsibilities, how would IDPH and an external entity meet state agency obligations, are there legal considerations, and what is the proposed scope of practice for licensed substance abuse/addictions professionals?

- c) A gambling self-exclusion bill has been proposed to add a 5-year exclusion option to the current lifetime exclusion. Some stakeholders have expressed concern that the bill as written doesn't provide safeguards such as problem gambling education/prevention for high risk individuals. Historically, problem gambling prevention/treatment programs have recommended that individuals requesting to have their name removed from the self-exclusion attend an education session provided by a state-funded problem gambling prevention program. Ms. Thomas has heard that language has been suggested to require IDPH-funded providers to handle the exclusion process. Ms. Adams stated changes to our Code would go through the rules process with opportunity for comment.

Mr. Hansen discussed the need for access to physicians who can prescribe suboxone. Discussion followed on medication assisted treatment (MAT) and payor reimbursement. Ms. Stone stated she will contact Magellan regarding the Iowa Plan MAT clinical practice guideline and bring information back to the Committee.

Mr. Hansen stated he had questions about whether the Board might consider providing comments to the Department and/or the Governor's office regarding a potential Medicaid expansion as it may relate to public health issues. Ms. Morton stated that she will look at this in the context of determining agenda topics of future Board meetings.

V. Next Meeting

The Committee will meet Wednesday, March 13, 2013, at 9:00 a.m. The meeting will originate in the Director's Conference Room, 6th Floor, in the Lucas State Office Building.

VI. Adjournment

A motion to adjourn was made by Ms. Morton and seconded by Ms. Thomas. The motion carried unanimously. Mr. Hansen adjourned the meeting at 9:44 a.m.