

Meeting Summary				
Meeting Title:	General Meeting of The MVAC (Mi Via Advisory Committee.)			
Date of Meeting:	Thursday October 25, 2018 @ Department Of Health Office 5301 Central Ave, ABQ 2nd Floor			
Who Attended:	B. Hill (Chair), L. Martinez (Co-Chair), C. Lucoski (Member) J. Bundy (Member) S. Spoildoro M. Brown (Member) S. Bass (Member) K. Jones (Member) A. Fernandez (DDS/D/MVU) S. Spoildoro (Member)R. Lewis (DDS/D/MVU) E. Hill (DDS/D/ MVU) R. Aguilera (DDS/D/ MVU) K. Opperman (HSD/ MAD) L. Rogers (HSD/MAD) S. VanCuren (HSD/MAD) S. Leyba (HSD/MAD) Sign in log available Guest Included: T. Story (Merit) A. Koplek (Merit) E. McGallon (AP) R. Salmon (AP)			
By Phone:	P. Shingle (UNM/CDD)			
Excused:	C. Salazar (Member)			
Item:	Discussion:	Decision	Follow-Up/ Status/Update	When
Review Agenda:	Committee reviewed agenda, all agreed to the items to discuss on agenda.	MVAC will proceed with Agenda.	NA	NA
Review of Ground Rules	B. Hill (Chair) reminded everyone in the room of the MVAC rules. Reminded everyone to be polite and professional.	All agreed. We will proceed with the meeting.	NA	NA
Review/ Approve Mtg. Notes from April and July of 2018	MVAC members discussed the Meeting Notes and how to proceed.	no approval at this time, MVAC will table April and July.	Will review during next Mtg.	Next MVAC Mtg. 1/19
Voting on MVAC Nominations.	B. Hill (Chair) asked to table the nominations process. Not all members are present.	Tabled until Jan 2019 Meeting.	Tabled until next MVAC Mtg.	Next MVAC Mtg. 1/19
Update from MVAC Chair (B. Hill)	The Chair Addressed the MVAC, he had a few items that he wanted to discuss with the committee. The AG Summit was an event that allowed individuals w/ disabilities to come together Oct 4 th 2018. It allowed different agencies to all be available for this event, something that had not ever been done. Tri Agencies such as HSD, DOH/ DDS/D and The Attorney General's Office. This event was Chaired by Senator Ortiz y Pino. There will be a follow up meeting to the summit in December, will provide date when available. Chair B. Hill gave details about the Rate Study, the Legislative Finance Committee hearing, guardianship issues, EOR issues, wait list issues. There was also discussion about the EOR Handbook which is now to be referred to as the guide and one MVAC member posed questions she'd like to see answered in the Guide. My understanding of the Strategic Planning committee Task Force is to provide initial planning on the Mi Via Waiver renewal.	NA	Chair will update.	Chair will update.
Rate Study Committee	There where no objections to the individuals representing the MVW (Mi Via Waiver) with the rate study. HSD/DOH has a contract with PCG to conduct a rate study for providers under DDS/D. The rate study will include all 3 waivers.	Follow up at next MVAC meeting	1/19/2019	1/19/2019
Break	10 minutes for break	NA	NA	NA

Update from the recent ACQ Mtg.	The Program Manager (R. Lewis) along with Chair (B. Hill) updated the MVAC on the ACQ meeting. It was a positive and great opportunity for the self advocates that spoke to the ACQ. DDSD Director (J. Copeland) spoke and addressed the group stating that we are seeing a commitment from DOH to make the ACQ more functional and productive. Chair (B. Hill) is optimistic about the future and excited to see what is in store with the ACQ and the MVAC.	NA		NA	NA
Review of MVAC purpose and goals	Chair (B. Hill) went over the goals and purpose of the MVAC, the role this committee has within DDSD. The MVAC has created a Strategic Planning group. Members consist of B. Hill, M. Brown, S. Spolidoro, S. Skarr, S. Bass, L. Martinez, J. Bundy. This group will also schedule a Mtg. with the State Auditor to discuss Mi Via.	NA			
Review/ Revision of MVAC By- Laws- membership	MVAC will address and look at this in future MVAC meeting.	Follow up		Next MVAC meeting	Next MVAC on 1/24/2019
Break	Skipped this break/ not taken continued meeting.	NA		NA	NA
Fiscal Management Agency Update (Conduent)	T. Blubaugh with Conduent updated the MVAC. She notified the MVAC that Carolyn the deputy Account Mgr. is no longer with them. Conduent will and has been following the guidelines related to employee issues and or concerns. They provided this update to the MVAC.	NA		NA	Next MVAC on Jan 24, 2019
Third Party Assessor Update (Qualis)	K. Scott with Qualis addressed the MVAC and gave an update to the group. Qualis is working with HSD to make sure that ISD has the correct mailing address for participants. Consultants have been great in updating and passing the information along. Kimberly notifies the group that if there are any problems with in home assessments please do contact Qualis to address the issue.	NA		NA	MVAC on Jan 24, 2019
DOH Update	Update was given by MVU Program manager (R. Lewis). She updated the group on the Know Your Rights Campaign. She addressed the group and updated the MVAC that DDSD has disengaged S.1.12 related to the Emergency back-up plan. She noted that DDSD is currently updating the Rights and Responsibilities form for participants. Effective November 1, 2018 , this will be conducted annually by the consultant.				
HSD Update	Update given by (K. Opperman) w/ HSD. Centennial Care is in Open Enrollment right you can get information from the HSD website. Announced that in 2019, they are looking at allowing mileage to be entered online, the majority of participants do have access to the internet. The MVAC will be assisting with ideas regarding a EOR guide. Stephanie Van Curen has stated if any one has suggestions to contact her. information provided.	Stephanie.VanCuren@state.nm.us		NA	NA
Public Comment	No one signed up to address the group.	NA		NA	NA

Wrap up of meeting	MVAC discussed if the time was appropriate, is a longer agenda needed, and future agenda items to discuss in upcoming meeting.	MVAC had items for the next agenda; MVAC has requested to have senior management from the state speak. Discuss the EOR guide-draft for EOR's. Discuss the Task force for MVAC and schedule dates and times. Discuss the upcoming MVAC nominations. Discuss a way to communicate with consultants/ commentary through participants. Find a way to engage w/ Participant issues.		Next MVAC Jan, 24, 2019	Next MVAC Jan 24, 2019
					January 24, 2019 in Santa Fe
Close	Motion to Adjourn, second by S. Skarr (Consultant Agency) and M. Brown (Member)				
Next Meeting	January 24, 2019 @ 2025 South Pacheco in Santa Fe, NM 87505				
Acronym List:					
ACQ	Advisory Council on Quality				
AG	Attorney General				
CMS	Centers for Medicaid and Medicare services				
DHI	Division of Health Improvement				
DOH	Department of Health				
DDSD	Developmental Disabilities Supports Division				
MVU	Mi Via Unit				
EOR	Employer of Record				
ISD	Income Support Division				
HSD	Humas Services Department				
MAD	Medical Assistance Division				
MVAC	Mi Via Advisory Committee				

Frequently Asked Questions for Centennial Care

I've heard there will be changes to the Medicaid Managed Care Organizations (MCOs) that provide Centennial Care services. Is that true?

Yes. Starting on January 1, 2019, there will be changes to the MCOs that provide Medicaid services.

How will I find out about the changes?

Around October 1, 2018, you will get a letter from HSD in a **turquoise envelope**. It will tell you about the changes to the MCOs and what you need to do to choose your MCO.

Can I stay with the MCO I have now?

The MCO you have now will provide services through December 31, 2018. Of the current Centennial Care MCOs, only Presbyterian Health Plan (PHP) and Blue Cross Community Centennial (BCBSNM) are contracted with the State to provide services after December 31, 2018. Western Sky Community Care (WSCC) will also be available as a new MCO providing services starting January 1, 2019.

Do I have to select a different Centennial Care MCO for January 1, 2019?

If you do not select a MCO, you will be automatically assigned to one. PHP and BCBSNM members who wish to remain with PHP or BCBSNM do not have to actively select a MCO. They will be automatically re-enrolled with PHP or BCBSNM if they do not choose a different MCO.

I was enrolled with United Healthcare but now I am enrolled with Presbyterian. What happened to United?

United Healthcare and Presbyterian entered into an agreement to transition United's Medicaid membership to Presbyterian on September 1, 2018. United Healthcare is no longer providing Medicaid services.

How Do I Choose a Centennial Care MCO for services starting in January 2019?

Beginning in October 2018, members may call 1-888-997-2583 or go online to:
<https://www.yes.nm.us>.

Where Can I Find More Information about the Centennial Care MCOs that are currently contracted to provide services starting January 1, 2019?

Blue Cross Community Centennial (BCBSNM)

Member Services: 1-866-689-1523

Website: www.bcbsnm.com/community-centennial

Presbyterian Health Plan (PHP)

Member Services: 505-923-5200 (in Albuquerque) or 1-888-977-2333 (toll free)

Website: www.phs.org

Western Sky Community Care (WSCC)

Member Services: 1-855-688-6589

Website: <http://www.WesternSkyCommunity.com>

Do all of the MCOs provide the same healthcare services and benefits?

Generally, yes, the health benefits are the same. Each MCO offers unique value-added services that include but are not limited to:

- Native American healers to address both physical and behavioral health issues;
- Full medical benefits and partial dental benefits to all women who are enrolled in pregnancy related category of eligibility; and
- School sports physicals to 12-18 year old members.

Is Molina Healthcare available after December 31, 2018?

Molina Healthcare was not selected by the State to provide services after December 31, 2018; however, Molina is appealing the State's decision through its appeal rights with the court. The letter in the turquoise envelope will list the contracted MCO from which you may select.



Friends and Relationships Course

Socialization and Sexuality Education

The Friends and Relationships Course (FRC) is designed to strengthen the knowledge and skills of people with disabilities to foster healthy friendships and relationships

The curriculum focuses on two basic elements:

- **Mutual respect and caring** – Two people like and appreciate each other for who they are. Skills taught include having conversations and social get-togethers
- **Personal boundaries** – Each person sets boundaries and respects the boundaries of others. Skills taught include learning to ask for what you want and how to say no.

The role of FRC is to provide:

- Concrete and interactive instruction
- Guided practice
- A safe, trusting, and supportive environment
- Visual supports/representations/resources
- Peer mediated instruction
- Social skills training
- Facilitate connections with sustainable/natural supports

Expected Outcomes:

- Broaden social circles to go beyond support staff, family, and roommates
- Provide skills and knowledge to prepare individuals to have healthy relationships
- Gain knowledge about sexuality
- Acquire and practice skills in communicating about sexuality
- Reduce vulnerability to sexual exploitation

INFORMATION

WHEN

Fall 2018 Class

1x/week for 8 weeks

Tuesdays: 10:15-12:15pm

Register for upcoming course:
10/16/18 – 12/11/18

WHERE

Alamogordo Public Library
920 Oregon Ave
Alamogordo, NM 88310

PROVIDER

Thea Kavanaugh

Provider #: 50806262

tkavanaugh02@gmail.com

Contact: 575.635.9013

Fax: 888.653.2554

REGISTRATION

DD Waiver Participants

- 1) Complete Secondary Freedom of Choice
- 2) Put Service on Budget
- 3) Register for class- Contact Provider via scomm or e-mail

Mi Via Waiver Participants

- 1) Contact Provider

Waiting List Participants

- 1) Contact Provider

FOCoS LOC Alert

Your Level of Care will expire in 45 days. You should have received notice from the Third Party Assessor, Qualis Health, regarding reevaluation of your Level of Care. If you have already submitted your documents to Qualis Health or are currently working with Qualis Health to complete your Level of Care, please disregard this notice.

If you have not submitted your documents to Qualis Health to review your Level of Care please submit a copy of your most recent History and Physical from your doctor and your Long-Term Care Assessment Abstract form for review from your doctor. You may fax these documents to Qualis Health at: 1-888-562-2755.

If you have questions about your level of care, please reach out to Qualis Health at 1-866-962-2180.

Do not submit Level of Care documentation to Conduent . Level of Care documents and questions are handled by Qualis Health.

Please remember your Level of Care can impact your eligibility to receive Mi Via services.

If you need support or guidance in this process, please contact your Mi Via consultant.

MEMORANDUM

TO: MI VIA ADVISORY COMMITTEE

FROM: *CWA* SHARILYN ROANHORSE-AGUILAR, BUREAU CHIEF
EXEMPT SERVICES AND PROGRAMS (ESBP)
MEDICAL ASSISTANCE DIVISION

SUBJECT: MVAC MEMO 6-26-2018

DATE: 10/25/18

CC: KRESTA OPPERMAN, ESPB MI VIA PROGRAM STAFF MANAGER
REGINA LEWIS, DDS MI VIA PROGRAM MANAGER

The Human Services Department, Medical Assistance Division (HSD/MAD) received a memo from the MVAC dated 6/26/2018 regarding the following concerns:

1. Issues with the structure of the Employer of Record (EOR) in the Mi Via Program
2. Recommendations for improvements to that structure

Summary of MVAC Concerns

The Mi Via program requires participants to have an Employer of Record (EOR) when the participant selects to hire employees. A participant may be his or her own EOR unless the participant is a minor or has a plenary or limited guardianship or conservatorship over financial matters in place. To become an EOR the designated individual must complete the Employer Enrollment Forms. These forms are sent to the designated individual by TNT Fiscal Intermediary Services, Inc (TNTFI). The forms contained in the packet include state and federal tax forms required of the EOR. These forms are issued by the Internal Revenue Services (IRS), the New Mexico Taxation and Revenue Department (NM TRD), and New Mexico Department of Workforce Solutions (NM DWS).

The MVAC identified the following concerns regarding the Employer Enrollment Forms packet:

1. The forms may be difficult to understand and contain acronyms that are not defined. The packet does not contain adequate explanation for EORs to complete the forms.
2. Several of the forms are pre-populated with the acronym HCSR, or HHCSR, as the designation for the individual who will sign the forms. HCSR refers to a Home Care Services Recipient. MVAC questions the appropriateness of an EOR, who may not be the recipient of Mi Via services, signing under this designation.

3. A TNTFI form, Form 8821 Additional Appointee List, provides no explanation for its purpose or what the EOR is agreeing to by signing the form.
4. Forms are pre-populated indicating that the EOR is the individual owner and sole proprietor in a business. MVAC questions the appropriateness of this designation.

Additionally, the MVAC identified the following concerns regarding the EOR role in Unemployment Insurance (UI) claims:

1. UI claims could negatively impact the Mi Via participant's budget.
2. The EOR does not have specific information necessary to provide to DWS regarding the UI claim such as the FEIN, W-2, and employee's quarterly gross earnings.
3. DWS issues the UI claim to TNT. This information is then provided to Conduent who sends the document to the designated EOR with a cover letter. Delays in this process result in the EOR receiving the documents untimely and missing the DWS submission deadline.
4. The EOR does not receive assistance in the UI claims process from Conduent and may not have knowledge of how to navigate the DWS system.

HSD/MAD Response – Employer Enrollment Forms

We recognize that the state and federal tax forms contained in the Employer Enrollment Forms packet are complicated and contain information that is not defined elsewhere in the packet. HSD/MAD does not have the authority to make changes to these forms. However, we are working with Conduent and TNTFI to develop an introductory explanation letter and list of identified acronyms to be included in the Employer Enrollment Forms packet. HSD/MAD will request MVAC input on these documents as they are developed and prior to inclusion in the packet. Additionally, HSD/MAD has requested TNTFI form, Form 8821 Additional Appointee List, be revised to clearly state the purpose of the form. These items will be shared with the MVAC in January.

TNTFI has verified that the Home Care Services Recipient (HCSR) designation, formerly HHCSR, is the entity designation outlined by the IRS for EORs using Medicaid funding. This HCSR designation identifies that the entity tied to the Employer Identification Number (EIN) is associated with health care services for programs like Mi Via.

The Centers for Medicare & Medicaid Services (CMS) allows two options for Employer Status within the waiver. *Mi Via is currently approved as a participant/common law employer model which means that the participant or the participant's representative is the common law employer of workers who provide waiver services.* Under the current approved waiver, the EOR, as the common law employer, is designated in the tax forms as both the owner and sole proprietor.

An alternative model is a participant/co-employer model in which the participant or the participant's representative functions as the co-employer, or managing employer, of workers who provide waiver services. In the co-employer model an agency is the common law employer of staff selected by the participant. The MVAC may review these employer options and provide feedback to the Department of Health's Developmental Disabilities and Supports Division (DDSD) through the Advisory Committee on Quality (ACQ). HSD/MAD is open to discussing changes to this model with DDSD and the MVAC for the next waiver renewal.

In all cases where an EOR has questions regarding tax requirements and liability, HSD/MAD advises the EOR to reach out to a tax professional for guidance.

HSD/MAD Response – Unemployment Insurance Claims

Unemployment insurance for Mi Via employees is paid as part of the employer taxes. If an employee receives unemployment benefits, those are not paid through the Mi Via participant's budget. Unemployment claims may impact the federal Unemployment Tax (FUTA) and State Unemployment Tax (SUTA) rates that are applied to an EOR's employees.

HSD/MAD recognizes that a delay in the EOR receiving the notice of claim for unemployment benefits could result in the EOR being unable to meet the DWS submission deadline. We will work with TNTFI and Conduent to develop a procedure to ensure that these notices are issued to EORs timely. This procedure will be shared with the MVAC in January.

Additionally, HSD/MAD recognizes that an EOR may need additional information from Conduent to properly respond to an unemployment claim. We will work with Conduent to develop a procedure for ensuring that an EOR receives appropriate assistance to locate information needed for the UI claim and will present this information to the MVAC at the January meeting. EORs can view an employee's net and gross earnings in the utilization accrual/claimed detail report that is available in FOCOsonline.

For questions regarding the items covered in this memo, please contact Kresta Opperman, ESPB Mi Via Program Staff Manager, at email: Kresta.Opperman@state.nm.us or phone: 505-827-7776.