

**WV NF Rule Language WORKGROUP  
MEETING MINUTES**

| DATE AND TIME   | LOCATION          |
|---|-------------------|
| Thursday, July 13, 2023<br>9:00am – 10:30am EST           | VIRTUAL via TEAMS |
| ADVISORY COMMITTEE  |                   |
| <b>Member List Below</b>                                  |                   |
| <b>Meeting Cadence: Weekly Meetings via Teams Meeting</b> |                   |

**Attendees:** Jeanne Snow, Jeff Bush, Tracy Mitchell, Michelle Pettey, Catie Mellott, Lori Greer, Terry McGee, Regina McCormick, Kayla McCully, Alex Montileone, Lane Ellis, Daniel Brendel

| AGENDA ITEMS   | LEAD      | DURATION (MINS) |
|--|-----------|-----------------|
| <b>1. Roll Call and Housekeeping</b>   | Jeff Bush | 5               |
| <b>2. Rule Language and SPA Discussion</b><br><b>M&amp;S:</b> <ul style="list-style-type: none"> <li>Continue to walk through Ch 514</li> <li>Discussed changes to 514.12.4 to allow more flexibility for extension requests</li> <li>May need to expand CHOW section to include language about quality</li> <li>State has flexibility to rebase more frequently than every two years if costs are outpacing inflation substantially</li> <li>Information regarding cost report periods and rate setting periods will be included in the provider memo that will be distributed</li> <li>Will discuss internally with the state and next week with the providers regarding the provider memo and training opportunities</li> <li>BMS has requested that everything be submitted by the end of this week</li> </ul> <b>DHHR:</b> <ul style="list-style-type: none"> <li>Agree we can add a sentence to 514.12.7 to clarify this.</li> <li>Add clarifying language to CHOW section - In assuming old rate, new owner is responsible for any liabilities of old owner.</li> <li>Eliminate first sentence of 514.12.10</li> <li>Express hesitations with establishing a “trigger” for an off-cycle rebase, the trigger would have to be something rare etc.</li> <li>This will be discussed further internally.</li> </ul> <b>Workgroup:</b> <ul style="list-style-type: none"> <li>Ch 514.12.7 – may need to add additional language to clarify this process, specifically regarding when the bed change is effective.</li> <li>Does the new ownership section cover how quality is treated?</li> <li>514.12.9 should say “may” instead of “will”</li> <li>514.12.10 – should the language be changed to add “as needed”, or</li> </ul> | All       | 80              |

|  |            |          |
|--|------------|----------|
| <p><i>should the reference to “detail” be removed?</i></p> <ul style="list-style-type: none"> <li>• <i>Expressed concerns regarding timelines – need to mark all dates clearly as possibly needing updated</i></li> <li>• <i>Expressed that care-related should have a higher percentile</i></li> <li>• <i>Discussed how the quality adjusted Medicaid days are calculated</i></li> <li>• <i>514.12.13 – add summary</i></li> <li>• <i>514.12.16 – Should distinctly identify expenses if possible</i></li> <li>• <i>514.12.17 - Remove references to specific cost report schedules/pages</i></li> <li>• <i>Should some “circuit breaker” approach be implemented if cost reports outpace inflation?</i></li> <li>• <i>Expressed desire to improve NAT program</i></li> <li>• <i>Add PDPM definitions, RAI etc.</i></li> <li>• <i>What is the expected timeline for the provider memo to go out?</i></li> </ul> |            |          |
| <p><b>3. Open Discussion</b></p>   | <p>All</p> | <p>5</p> |

| MEETING ACTION ITEMS AND DECISIONS MADE |                              |             |
|---|------------------------------|-------------|
| Status                                  | Task                         | Assigned To |
| <p><b>Pending</b></p>                   | <p><b>Action:</b></p>        | <p>DHHR</p> |
| <p><b>Complete</b></p>                  | <p><b>Decision Made:</b></p> | <p>All</p>  |