

## **SMAA LEA Workgroup Minutes - Tuesday, November 29<sup>th</sup> at 9:30am**

### **1. Deferral Issue- Update**

There is continued work on the deferral. There have been recent meetings with LECs/LGAs, LEA Workgroup and DHCS. One of the issues with CMS seems to be that there was an initial review of invoices in 2012 by a CMS staff person. He reported to CMS that only 17% of the invoices were compliant. This is believed to still be an issue with CMS. As a result, the proposal to CMS has been changed to only cover the period after 2012 when school districts were in compliance with CMS regulations. The new proposal states that after 2012 invoices should be evaluated differently. This could potentially add \$80-\$110 million for school districts. A meeting is being scheduled to further discuss this DHCS. LEA's are asked to encourage LECs/LGAs to participate as the amount gained by districts should offset issues with additional work for the LECs/LGAs. The expectation by the LECs/LGAs is that RMTS amounts will compensate for the amounts lost in the deferral. However, this will not likely be the case for all districts and some will need to pay back additional amounts.

### **2. PPL on Data Use Agreement**

A new PPL on data use agreements became available for review on November 18<sup>th</sup>. It currently is in draft form. There were big improvements regarding data usage. However, further clarification is still needed. Next year the LEA Billing Option Program's data use agreement will be changed. The updated Nov. 18<sup>th</sup> PPL states that if you have LEA BOP you can use this data for MAA. However, the LEA BOP's current PPL states that usage is only for IEP students. The two PPL's contradict each other in a conservative reading. DHCS is open to clarifying this issue during the LEA BOP PPL revision.

Some districts are also having issues with tape match data and only having access to IEP student tape match. They cannot access their full enrollment data and/or percentage. This issue will need to be addressed with LEC/LGA and DHCS to bill for their full amount. Also, school districts will need access to full tape match to bill for non-IEP services. The SPA for Free Care should be approved soon and the data match will be necessary to ensure that kids being served are currently enrolled in Medi-Cal. There have been some issues with LECs asking for student lists

without having the proper data sharing agreements in place. Another issue is costs that are being charged for invoicing for MAA by the LECs. In order to participate in the MAA program for example, LACOE is requiring that all MAA invoices be submitted to their vendor. This is more expensive and since LACOE uses a third party vendor creates issues around sharing student data.

LEAs may submit questions and concerns to the LEA Medi-Cal Billing Option Program – Stakeholder Feedback Tool (see link below)

<http://lea-medical-rmts.surveyanalytics.com/>

3. Meeting with CMS, Department of Education in DC December 2<sup>nd</sup>

Teachers for Healthy Kids, CSNO, School Health Alliance, CDE, LAUSD and DHCS have been asked to meet with CMS and the Department of Education to discuss Medicaid for non-IEP students. California is incorporating “Free Care” ie allowing schools to bill Medi-Cal for non-IEP kids into the SPA before CMS.

4. **Codes**

Coder Training: Feedback on the training was that the presentation was short and had some discrepancies on codes. LEA’s appreciated being included.

RMTS percentages are available. For some areas, certain codes have considerably lower percentage totals. For others, it is the same percentages or slightly higher. There are also bigger cost pools and double the TSP’s. The concern is that totals do not reflect an accurate a reading of activities that TSP’s do.

5. Next meeting

**Tuesday, December 13<sup>th</sup>, at 9:30am – Number: 1-800-914-8405, Code: 1785191#**