

PUBLIC MEETING NOTICE
BOARD OF TRUSTEES OF THE FUND FOR HOSPITAL CARE TO
INDIGENT PERSONS (BOARD)
Nevada Revised Statute (NRS) 428.195
January 30, 2019, 9:00 a.m.

Nevada Association of Counties
304 South Minnesota Street
Carson City, NV 89703

ADOPTED MINUTES

Attendance: Chairman Jim French, Nye County Commissioner Wichman, Eureka County Commissioner Sharkozy, Clark County Human Services Administrator Pawlak, and NACO Staff (Dagny Stapleton and Amanda Evans)

Other Attendees: Bill Welch, Nevada Hospital Association; Sara Lamb, NV Department of Healthcare Finance and Policy; Budd Milazzo, Nevada Department of Health and Human Services; Shannon Ernst, Churchill County Human Services Administrator and Chris Bosse, Renown Regional Medical Center

The meeting was called to order by Chairman French at 9:00 a.m.

1. **Public Comment.** None was given.
2. **Approval of Agenda.** The agenda was approved on a motion by Commissioner Sharkozy with second by Commissioner Wichman.
3. **Approval of Minutes for the December 12, 2018 Meeting of the Board.** The minutes were approved on a motion by Mr. Pawlak with second by Commissioner Wichman. Commissioner Sharkozy abstained as he was not at the previous meeting.
4. **Election of Chair and Vice Chair of the Board of Trustees of the Fund for Hospital Care to Indigent Persons.** Dagny informed the Board that the positions could be either one- or two-year terms at the discretion of the Board. Mr. Pawlak nominated Commissioner French to continue as Chair and he was reelected on a second by Commissioner Wichman. Mr. Pawlak nominated Commissioner Sharkozy to serve as Vice Chair and he was elected to the position on a second by Commissioner Wichman. Dagny recommended that the Board enact two-year terms due to the infrequency of meetings of the Board. Two-year terms were enacted on a motion by Commissioner Wichman with second by Mr. Pawlak.
5. **Update on the Status of the Fund for Hospital Care to Indigent Persons.** Dagny reviewed the flow chart included in the agenda packet which shows how funds come into the Fund and how they are disbursed. Commissioner Wichman noted

that it is a valuable tool and that she would like to see more in-depth information included in the future. Mr. Pawlak echoed her comments. Dagny informed the Board that at the next meeting of the Board a discussion would take place regarding the future process for federalization of portions of the Fund. Chair French indicated that he would like that meeting to take place prior to the opening of the application process for Indigent Accident and County Long Term Match claims. Dagny informed the Board that the possible approval of transfer of funds to the State for federalization would be discussed under agenda item six and reviewed the Sources and Uses document included in the agenda packet. She noted the Indigent Accident Fund and Long-Term Match set asides and informed the Board that the Department of Health and Human Services is working to bring back an additional \$7.5 million to the fund in a one-time infusion. She noted that \$5 million would be dedicated to the State for federalization and that \$2 million would be set aside for County Long-Term Match. Budd Milazzo, the Chief Financial Officer of the Division of Health Care Finance and Policy (DHCFP) informed the Board that the Department of Health and Human Services would transfer the funds to DHCFP who would then transfer the funds back to the Fund. He informed the Board that the funds are currently sitting in reserves as a result of funds collected in FY14 but not approved or transferred by DHCFP. He informed the Board that the transfer is currently part of an April work program and would need to be approved by the Interim Finance Committee. Commissioner Sharkozy inquired as to the 2019 actuals and if the Fund can have a reserve. Mr. Milazzo informed the Commissioner that a reserve is allowed, however it is best to have a set-aside as a reserve requires a work program through the Interim Finance Committee. Dagny noted that it is important to carry the balance forward to allow for the timely transfer of funding as the following year's payments come in to late for FY distribution in the first and second quarters. It was also noted that the State Budget Office and the LCB approve of the process to keep the State from having to 'front' payments. Commissioner Sharkozy inquired as to if that increases the ad valorem and it was clarified that it does not because the funds that come in in March are set asides and shows the legislature the funds needed as currently set in statute. Dagny informed the Board that she is working with DHCFP to ensure that the funds are maintained. Dagny informed the Board that a Bill Draft Request may be submitted to add a phrase to the uses of the Fund to allow the transfer of funds to the State to be legally authorized. Chairman French noted concern with the process not being done properly and it was noted that LCB fiscal is looking at the current language and that LCB legal may say it is ok as it is. Dagny noted that she wanted to ensure that the Board was aware of the issue and would keep them apprised of any developments.

6. **Approval of the Proposed Sources and Uses of the Fund for Hospital Care to Indigent Persons Supplemental Payment Program for 2020, including Approval of the Amount of the Non-Federal Medicaid Match Share Transfer, and a One-Time, \$2,000,000, Addition to the Indigent Accident Fund County Match Set Aside.** Dagny explained to the Board that the approval of the Proposed Sources and Uses would transfer the funds for the approved FY19 Indigent Accident Fund and County Long-Term Match claims and the additional \$2 million for Long-

Term Match claims for FY20. She also suggested that the additional funds would be made available to the urban counties for one-time only approval as \$2 million would still be available for the remaining 15 counties. Dagny suggested to the Board that the distribution of the \$2 million to Clark and Washoe could be distributed as 18% to Washoe County with the remaining 82% going to Clark County, in proportion to their share of Medicaid Match assessments. The Sources and Uses as proposed, including the additional \$2million dollars allocated as discussed, were approved on a motion by Commissioner Sharkozy with second by Commissioner Wichman.

7. **Discussion and Approval of Changes to the FY2018 Application for Reimbursement from the Fund for Hospital Care to Indigent Persons for County Payments for the Medicaid Match Program for Long Term Care.** Dagny referenced the changes to the application previously approved to determine county fiscal health and noted that further direction is needed regarding question 5. She noted the addition of question 6, specific to indigent funds and Chairman French indicated concern with utilizing end-fund balances and pass throughs because they don't always accurately measure a county's fiscal stability as long term trends aren't reflected by those numbers. Commissioner Wichman also noted concern with penalizing counties who exercise fiscal responsibility and that actual uses of indigent funds and programing more accurately identify intent. Mr. Pawlak stated that he liked the addition of question 14 and suggested giving staff administrative authority to adjust the application as necessary. Further discussion included removing the burden on county staff to obtain irrelevant information, the distribution of future funds based on identified needs and the streamlining of the new application process. Dagny requested clarification from the Board on their desires for the application and it was clarified that question 5 was to be deleted and question 6 was to be reworded to identify services that aren't being provided because the counties are required to pay matching funds so large that they can't afford to provide them. The indicated changes and further application adjustments at the discretion of staff were approved on a motion by Commissioner Wichman with second by Commissioner Sharkozy.

8. **Discussion of Future Agenda Items and Future IAF Meeting Dates.** Commissioner Sharkozy inquired about the terms of the Board members and Dagny informed the Board that she is waiting on a recommendation from the Health and Human Services Directors Association for the seat reserved for a member of their organization which would then go to the NACO Board for approval. Then the Governor would make all the Board appointments. A meeting would not be able to be scheduled until the Governor has made all the necessary appointments.

9. **Public Comment.** None was given.

The meeting was adjourned at 10:25 a.m.