



# State Health Services Council Meeting Minutes

Department of State Health Services (DSHS)  
Robert E. Moreton Building, M-739  
1100 W. 49<sup>th</sup> Street, Austin, Texas  
February 24, 2011

## **Council Members Present**

Ms. Glenda Kane, Chair – Corpus Christi  
Ms. Beverly Barron – Odessa  
Dr. Kirk Calhoun – Tyler  
Ms. Graciela Cigarroa – San Antonio  
Dr. Lewis Foxhall – Houston  
Dr. Jacinto Juarez – Laredo  
Dr. Jeffrey Ross – Houston  
Dr. David Woolweaver – Harlingen

## **Council Members Not Present:**

Mr. Nasruddin Rupani – Sugar Land

## **Visitors:**

Hollis B. Hill - Community Health Centers  
Thomas Mahoney – State Auditors Office  
Christina Edwards  
Joe Lovelace – Texas Council of MHMR Centers  
Tiana Lucas – Texas State University  
Terry Cowan – Association of Substance Abuse Providers

Glenda Kane, Council Chair called the meeting to order at 9:05 a.m.

1. Ms. Kane asked for a motion to approve the November 9, 2010 Minutes. Motion made by Dr. Juarez; seconded by Dr. Woolweaver. Motion passed.
2. Dr. Lakey presented the Commissioner's Report, the topics discussed included:
  - 82<sup>nd</sup> Legislative Session Update
  - Senate Finance Committee Hearing on January 31, 2011
  - House Appropriations Committee Hearing on February 18, 2011
  - Budget Overview
  - Collaboration with Schools of Public Health

- Meeting with Chairman Kolkhorst and the Deans of Public Health
- Glenda Kane was recognized as recipient of the Lonestar Award from the Association of Substance Abuse Providers.
- Healthcare System Branch of Division for Prevention and Preparedness received a commendation from the US Department of Health and Human Services for participation in the National Hospital Available Beds for Emergencies and Disasters activation during the 2009-2010 H1N1 response.
- Rabies Vaccine Bait Drop
  - 16<sup>th</sup> year of program
  - 2.35 million doses of rabies vaccine distributed in West and South Texas
- Immunization Branch of Division for Prevention and Preparedness provided the Immtrac Award for Excellence to the Childress Birthing Center for being an exemplary performer in having 100% of the births included in the immunization registry.
- Texas Healthy Babies Initiative –
  - Collaboration with March of Dimes
  - DSHS participated in a multidisciplinary panel with over 40 maternal and child health experts
  - Purpose of the panel is to begin development of a coordinated plan to reduce infant mortality in Texas
- Texas Diabetes Program was selected by the Centers for Disease Control and Prevention to be interviewed to identify effective strategies for developing, implementing and maintaining an evidence based diabetes prevention and control policy, program or practice.
  - Recognition for two DSHS model programs
  - Funding of 17 Community Diabetes Programs in medically underserved regions with populations at high risk for diabetes as a model Diabetes Self Management Education Program
  - The Program’s work relating to the law creating a Medicaid pilot project to make self-management education a covered benefit, which was identified as a model reimbursement program
- Blue Ribbon Intern Cohort and Residency Program
  - Recognize current interns and preceptors
  - Recognize past and current preventive medicine residents – Dr. Kimberly Leighton, Dr. Jozef Smit, Dr. Andrew Gorchs, Dr. Lisa Cornelius, and Dr. Lillian Ringsdorf
- Updates on the Residency Program
  - Transitioning from a one year to two year program
- Recognized staff for success with Intern and Residency program
  - Dr. Rick Danko
  - Dr. Rosamaria Murillo
  - Dr. Peter Pendergrass
  - Dr. James Morgan
- Bill Wheeler – Chief Financial Officer, started on December 8, 2010. Mr. Wheeler came to DSHS from DARS.
- Olga Rodriguez – Is the new Director of the Center for Program Coordination and Health Policy, which is a result of the merging of Center for Program Coordination and Policy Innovation and Office of Priority Initiatives Coordination.

- Dr. Ross – selected to serve on Texas School Health Advisory Council. Dr. Ross also serves on the Governor’s Advisory Council on Physical Fitness.
  - Glenda Kane – announced the birth of Dr. Lakey’s son, Benjamin.
  - Dr. Lakey is on the most recent cover of Texas Medical Association Magazine. Ms. Kane thanked Dr. Lakey for his service.
3. DSHS Appropriations and 82<sup>nd</sup> Legislative Session Update – Dr. Lakey provided an update on the budget as it was proposed in Senate Bill 1 and House Bill 1. He reviewed DSHS goal summaries overall and by strategy. He also reviewed the exceptional items that are being requested. The exceptional items are listed in priority order.

Kirk Cole presented on Legislative Initiatives and bills that DSHS is tracking.

- House Public Health Committee held its first organizational meeting on February 23. This committee will start hearing bills next week.
- The Senate Finance Committee has been holding hearings on Medicaid and Public Education this week, prior to meeting on actual bills.
- House Health and Human Services – DSHS is scheduled to meet with the Committee on Monday, February 28.

There have been approximately 2300 bills filed so far this session. DSHS is tracking about 408, which relate directly or indirectly to healthcare quality and efficiency.

Mr. Cole stressed that it is early in session, and we will continue to monitor and will send out periodic updates to the Council and to staff.

Staff provided response to the Council members on the following questions:

- Are we actively tracking legislation related to smoke-free workplaces?
- On Strategy B.2.6 tobacco prevention, please provide clarification on funding for this item.
- Was it ever in statute that tobacco taxes are to be used for the tobacco program?
- Can the CFO office provide figures on how much would be generated if a \$.01, \$.03, or \$.05 fee on tobacco products was imposed? How would that compare to the cost of the prevention programs that are being eliminated?
- Can we present this option to the legislature as a proposal to increase funds?
- Can we determine the general revenue stream on “sin” taxes, then look at the cost of not dedicating these resources to preventive initiatives?
- Are rates for premature births going up?
- Please explain the discrepancy in the estimate of the budget shortfall. (15-27 billion dollars)
- Regarding the impact of changes on mental health facilities, how are we considering positioning those facilities in relation to health care reform laws passed one year ago?
- Does the HIV medication program require \$19 million additional funding to continue the program?
- Has the public health risk of the impact on loss of the HIV program been considered?

Council asked that in the future we look at revenue streams and how funds are appropriated compared to where they are dedicated.

Dr. Lakey said that the legislature has been very good in working with us, and they have a very difficult job on balancing lots of priorities. Just because they do not fund an item does not mean they have not considered the item.

4. The following rule actions were recommended by consent agenda to be forwarded to the Health and Human Services Commission for public comment:
  - a. Consent Agenda
    - i. Amendments to rules and repeal of a rule concerning the determination of manifest dangerousness – Prevention and Preparedness
    - ii. Amendments to rules and repeal of rules concerning community mental health centers – Mental Health and Substance Abuse
    - iii. Amendments to rules and repeal of rules concerning standards for services to persons with co-occurring psychiatric and substance use disorders – Mental Health and Substance Abuse
    - iv. Amendments to rules concerning general requirements and license regulations for radiation control – Regulatory
    - v. Amendments to rules concerning automated external defibrillators for public access defibrillation and emergency medical services operator and operator instructor training and certification - Regulatory
    - vi. Amendment to a rule concerning the register of mother-friendly businesses – Family and Community Health Services
    - vii. Amendments to rules concerning the operations of the Texas Cancer Registry – Prevention and Preparedness
    - viii. Amendments to rules concerning the collection and release of outpatient surgical and radiological procedures at hospitals and ambulatory surgical centers – Regulatory

There were no items removed from the consent agenda.

Discussion: There was no discussion or questions from the council members.

Motion to accept the rules was made by Dr. Ross; Dr. Juarez seconded. Motion passed.

The following rule actions were recommended to be forwarded to the Health and Human Services Commission for public comment:

- b. Amendment to a rule concerning reimbursement methodology for mental health case management and repeal of rules concerning service coordination and targeted case management. E. Yvonne Moorad provided the rule overview. Discussion: There was no discussion or questions from the council members. Public comment: There was no public comment provided. Motion to approve amendments made by Dr. Juarez; seconded by Dr. Calhoun.
  - c. Amendment to a rule concerning rehabilitative services reimbursement methodology. E. Yvonne Moorad provided the rule overview. Discussion: There was no discussion or questions from council members. Public comment: There was no public comment. Motion to approve the amendment made by Dr. Woolweaver; seconded by Ms. Cigarroa.
5. Glenda Kane asked for general public comment. Public comment provided by Terry Cowan – Association of Substance Abuse Providers.

Ms. Kane asked for a motion to adjourn the meeting. Motion to adjourn made by Ms. Barron, seconded by Dr. Calhoun. Meeting adjourned at 10:50 a.m.

Next scheduled council work session is June 22, 2011 and next scheduled council meeting is June 23, 2011.



Glenda Kane, Chair  
State Health Services Council

June 23, 2010  
Date Approved by Council