

Minutes

State Health Services Council Meeting

Department of State Health Services
Robert E. Moreton Building, M-739
1100 W. 49th Street, Austin, Texas
May 12, 2006
10:00am

Chair's Welcome and Introduction of Guests: Dr. Arredondo called the meeting to order at 10:24a.m.

Members Present:

Dr. Rudy Arredondo, Council Chair – Lubbock
Ms. Glenda Kane – Corpus Christi
Dr. Jeffrey Ross – Houston

Ms. Beverly Barron – Odessa
Ms. Graciela Cigarroa – San Antonio
Dr. Jacinto Juarez – Laredo

Members Absent: Dr. Jaime Davidson – Dallas, Mr. James Springfield – Harlingen, Dr. Lewis Foxhall – Houston

Registered Guests: Thomas Hick, Sheila Sokolanski, Gayle Love, Cynthia Humphrey, Erin Jones, Cortis Kravsi, Kimberly Wildes, Mark Fussell, Mary L. Adams, Monica Thyssen, Susan Marshall, Nancy Speck, Delia Mer, Lynn Lesley Clark, Ty Landry, Sandy Skeleton, Robin Peyson, Denny Creach, Shannon Carr, Anthony Evans, Nancy Speck, Leon Evans, Richard Wallace, Dr. King Davis, Dr. Chilo Madrid, Denise Brady, Kelley Chou, Patti Derr, Clifford Gay, Karen Brown, and Harry Lover.

Agenda Item #1 - Approval of Minutes: Motion by Beverly Barron to approve the minutes from the March 2, 2006 meeting, seconded by Dr. Jeffrey Ross. Motion carried. Minutes can be found at:
<http://www.dshs.state.tx.us/council/agenda.shtm>.

Agenda Item #2 - Introduction of New Council Members: Chair Rudy Arredondo introduced newly appointed Department of State Health Services Council members, Dr. Jacinto Juarez and Gaciela Cigarroa. Dr. Arredondo also announced the reappointment of Council members Dr. Jaime Davidson and Mr. James Springfield.

Agenda Item #3 - Health and Human Services (HHS) and DSHS Strategic Planning Overview:*
Member Beverly Barron moved that the Council endorse the language that had been added in the guiding principles including the second page regarding the strategic priorities; seconded by Dr. Jeffrey Ross. Motion carried

- a. **DSHS Strategic Planning Update:** Dr. Rick Danko reported DSHS five critical and overarching goals for the coming years: 1) using innovative business practices and technologies; 2) health promotion and chronic disease prevention; 3) preparedness and protection; 4) behavioral health system transformation; and 4) development of local and regional public health systems. To make the most of these opportunities and to realize the vision of a healthier Texas for the people that we serve, DSHS has adopted the following five strategic priorities: 1) establish a work environment in which employees are valued, productive, and supported in their work; 2) become a recognized leader in innovative and streamlined business practices; 3) use processes and tools that demonstrate a return on investment and adopt evidence-based practices; 4) prepare for emergencies and disasters - work with local, federal, and other state partners for the coordinated planning and for effective action during an event; and 5) catalyze and facilitate partnerships.
- b. **Stakeholder Engagement Process and Comments Received:** Dr. Rick Danko provided an overview of stakeholder comments regarding the draft DSHS strategic plan. In addition to submitting the strategic plan to stakeholders for comment and today's meeting, DSHS requested public comment at the January and March council meetings. Comments received can be found at:
http://www.dshs.state.tx.us/council/agendas/051206/3bStratPlan_Stakeholders.pdf.

- c. **Council Members' Report on HHSC Public Hearings:** Dr. Arredondo stated DSHS Council members were participating in the HHSC strategic plan hearings throughout the State. Dr. Ross, Ms. Cigarroa, and Ms. Barron provided a report on the public hearings they had attended.
- d. **Public Comment on DSHS Strategic Plan:** The following individuals provided public comments on DSHS Strategic Plan: Nancy Speck, Delia Mears, Sandy Skelton, Robin Peyson, Leon Evans, and King Davis.

Council recessed at 12:02PM for lunch and reconvened at 1:04PM.

Agenda Item #4 - Update on Preparations for the DSHS FY08-09 Legislative Appropriations Request:

Machelle Pharr provided an update on the LAR development, stakeholder meetings, and funding themes. LAR is found at: <http://www.dshs.state.tx.us/budget/lar/default.shtm>. Summary of stakeholder meeting and funding themes is found at: <http://www.dshs.state.tx.us/council/agendas/051206/4LAR.pdf>.

Agenda Item #5 - Recommend to the Health and Human Services Commission (HHSC) proposal of the following rule actions for public comment:*

- a. Repeal of rules and new rules relating to the regulation of cosmetics; the licensing of wholesale distributors of nonprescription drugs, including good manufacturing practices; and the licensing of wholesale distributors of prescription drugs, including good manufacturing practices. Beverly Barron introduced rule and Dr. Susan E. Tennyson provided rule overview. Motion by Glenda Kane to recommend HHSC approval for publication of the rules contained in agenda item 5(a), seconded by Beverly Barron. Motion carried.
- b. An amendment to a rule relating to the general environment in chemical dependency treatment facilities. Beverly Barron introduced rule and Rick Bays provided rule overview. Motion by Dr. Jacinto Juarez to recommend HHSC approval for publication of the rule contained in agenda item 5(b), seconded by Graciela Cigarroa. Motion carried.
- c. Amendments to rules relating to the licensure of food manufacturers, food wholesalers, and warehouse operators; and the licensing of device distributors and manufacturers. Beverly Barron introduced rule and Julie Loera provided rule overview. Motion by Dr. Jacinto Juarez to recommend HHSC approval for publication of the rule contained in agenda item 5(c), seconded by Dr. Jeffrey Ross. Motion carried.
- d. New rules relating to the regulation and licensing of personal emergency response system providers. Beverly Barron introduced rule and Stephen Mills provided rule overview. Motion by Dr. Jacinto Juarez to recommend HHSC approval for publication of the rule contained in agenda item 5(d), seconded by Glenda Kane. Motion carried.
- e. Amendments to rules relating to the voluntary registration and regulation of opticians. Glenda Kane introduced rule and Yvonne Feinleib provided rule overview. Motion by Glenda Kane to recommend HHSC approval for publication of the rule contained in agenda item 5(e), seconded by Dr. Jacinto Juarez. Motion carried.
- f. Amendments to rules and the repeal of rules relating to epilepsy services. Glenda Kane introduced rule and Kim Roberts provided rule overview. Motion by Glenda Kane to recommend HHSC approval for publication of the rule contained in agenda item 5(f), seconded by Beverly Barron. Motion carried.
- g. New rules and the repeal of rules relating to the expansion of the newborn screening program. Glenda Kane introduced rule and Jann Melton-Kissel provided rule overview. Randy Fritz briefed the Council on the Newborn Screening Legislative Initiative. Motion by Glenda Kane to recommend HHSC approval for publication of the rule contained in agenda item 5(g), seconded by Beverly Barron. Motion carried.
- h. Amendments to rules relating to newborn screening requirements and fees for clinical testing and newborn screening. Dr. Ross introduced rule and Sherry Clay provided rule overview. Motion by Dr. Jeffrey Ross to recommend HHSC approval for publication of the rule contained in agenda item 5(h), seconded by Beverly Barron. Motion carried.

- i. An amendment to a rule relating to the statewide immunization requirements in Texas elementary and secondary schools and institutions of higher education. Dr. Jeffrey Ross introduced rule and Jack Sims provided rule overview. Motion by Glenda Kane to recommend HHSC approval for publication of the rule contained in agenda item 5(i), seconded by Dr. Jeffrey Ross. Motion carried.
- j. An amendment to a rule relating to the Department of State Health Services Immunization Schedule. Dr. Jeffrey Ross introduced rule and Jack Sims provided rule overview. Motion by Glenda Kane to recommend HHSC approval for publication of the rule contained in agenda Item 5(j), seconded by Dr. Jeffrey Ross. Motion carried.
- k. An amendment to a rule relating to warnings that retail pet stores must provide concerning reptile-associated salmonosis. Glenda Kane introduced rule and Pam Wilson provided rule overview. Motion by Dr. Jeffrey Ross to recommend HHSC approval for publication of the rule contained in agenda item 5(k), seconded by Dr. Jacinto Juarez. Motion carried.
- l. An amendment to a rule relating to caging requirements and standards for the keeping and confinement of dangerous wild animals. Dr. Jeffrey Ross introduced the rule and Pam Wilson provided rule overview. Motion by Dr. Jeffrey Ross to recommend HHSC approval for publication of the rule contained in agenda item 5(l), seconded by Dr. Jacinto Juarez. Motion carried.

2:00 p.m. General Public Comment: The following individuals provided public comments: Harry Loder, Patti Derr, Kelly Chou, Dr. Chilo L. Madrid, Denise Brady, Clifford Gay, Dr. Susan Marshall, Karen Brown, and Harry Lover.

Agenda Item #6 - HHSC Rules Updates:

- a. Amendment to rules relating to definitions, benefits, and limitations for Texas Medicaid telemedicine services. This rule requires HHSC to develop a pilot program under which Medicaid recipients in need of mental health services are provided those services through telemedicine. DSHS is responsible for implementing the program. Rule can be found at: <http://www.dshs.state.tx.us/council/agendas/051206/6aMedicaid.pdf>
- b. Amendment to rule concerning the reimbursement methodology for telemedicine services reimbursement rates. This rule revises methodology for telemedicine services to add provider types delivering mental health services through telemedicine under the pilot Medicaid telemedicine program. Rule can be found at: <http://www.dshs.state.tx.us/council/agendas/051206/6bMedicaidReimburse.pdf>

Agenda Item #7 - HHSC Update: Tom Valentine provided an update on Senate Bill 325 (Restraint and Seclusion), Rider 62 (Medicaid Reimbursement for Immunizations), and Rider 69 (Dual Diagnosis Pilot -Mental Health and Mental Retardation). Presentation handout can be found at: <http://www.dshs.state.tx.us/council/agendas/051206/7HHSCUpdateCouncil.pdf>

Agenda Item #8 - Commissioner's Report: Dr. Sanchez provided an overview of the report, which can be found at: <http://www.dshs.state.tx.us/commissioner/reports/CRAPR06.pdf>.

- a. **Pandemic Flu Summit:** On March 27, a pandemic-flu summit was held in Austin, Texas in conjunction with the federal government, including senior DHHS staff, and a broad spectrum of other partners, to address the potentially devastating effects of pandemic flu. U.S. Health and Human Services Secretary Mike Leavitt and Texas Governor Rick Perry were featured speakers. Breakouts sessions to discuss contingency planning included stakeholders representing a variety of organizations including local health departments, businesses, higher education, public education, medical providers, home health agencies, and faith-based/community centers. An outbreak of pandemic flu could have a dramatic impact on all sectors of society, and the entire state needs to be prepared and involved in pandemic-influenza planning and response. An effective response will draw on the resources and coordinated responses of government, education, and the private sector.
- b. **After Action Report Conference:** DSHS contracted with the Litaker Group to perform an assessment of the response effort by DSHS during hurricanes Rita and Katrina. The resulting report will provide DSHS with critical information to improve the agency's ability to respond effectively to either a natural or man-made

disaster. To date, fifteen focus groups and eighteen individual interviews have been completed. A high-level stakeholder meeting is scheduled for April 18, comprising representatives of local, state, and federal government and organizations. Findings of the after-action report will be delivered, and policy and funding issues will be discussed.

- c. **Hurricane Exercise:** In response to Governor Perry's Executive Order RP57 relating to renewal of disaster response and recovery issues, DSHS's Prevention and Preparedness Division established 5 priority projects: special needs, to include the definition, evacuation, sheltering, and repatriation; volunteers; disaster mental health; operations of the DSHS Emergency Support Center; and preparation for the hurricane exercise in early May scheduled by the Governor's Division of Emergency Management. Various DSHS staff are participating in these projects, most of which have a completion date of early June, 2006.
- d. **Obesity Strategic Plan:** Texas Obesity Policy Portfolio can be found at: http://www.dshs.state.tx.us/phn/pdf/Texas_Obesity_Policy_Portfolio.pdf
- e. **DSHS Executive Retreat:** Presentation can be found at: <http://www.dshs.state.tx.us/council/agendas/051206/8eDSHSExecRetreat.ppt>
- f. **Centers for Disease Control and Management (CDC) Senior Management Official's Report:** Mark Fussell provided update. His work with DSHS to include: improving connectivity, communication, collaboration, and coordination between CDC and DSHS; assisting the Department on community preparedness; and working with DSHS leadership and local health departments on business practice improvement projects. Mark also reported that for the first time in 25 years, CDC's operating budget for federal fiscal year 2006 or current fiscal year was reduced by Congress.

Agenda Item #9 - Council Operations

- a. **Schedule June/July Meeting and Confirm August Meeting:** DSHS will contact Council members to finalize a meeting date for June or July.
- b. **Review and Comment on Communications with Council:** Dr. Arredondo expressed appreciation for Commissioner's Report being provided monthly as well as the report's focus on the big picture.

Adjournment Dr. Jeffrey Ross moved that the meeting be adjourned. The motion was seconded by Graciela Cigarroa. Dr. Rudy Arredondo adjourned the Council meeting at 3:50p.m.

Next meeting is scheduled for June or July 2006 at 10:00a.m.



Dr. Rudy Arredondo, Chair

Oct. 5, 2006

Date Approved by Council