

CABINET FOR HEALTH AND FAMILY SERVICES
DEPARTMENT FOR MEDICAID
THERAPY
TECHNICAL ADVISORY COMMITTEE MEETING

Via Videoconference
May 13th, 2025
Commencing at 8:30 a.m.

Tiffany Felts, CVR
Court Reporter

1 APPEARANCES

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3 **TAC MEMBERS:**

4 Dale Lynn, Chair
5 Elise Kearns (not present)
6 Renea Sagaser
7 EMily Sacca
8 Linda Derossett (not present)

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1 MR. LYNN: Hello, everyone. Welcome
2 to the Therapy TAC meeting.

3 MS. BICKERS: Good morning. This is
4 Erin with the Department of Medicaid. It is
5 not quite 8:30 and we're still clearing out
6 the waiting room, so we will give it just a
7 moment before we get started.

8 MR. LYNN: Thank you.

9 MS. BICKERS: Dale, can you still see
10 my screen?

11 MR. LYNN: I can see the --

12 MS. BICKERS: The agenda?

13 MR. LYNN: -- the agenda, yes.

14 MS. BICKERS: Okay, good. All of my
15 screens just went black for a moment, and I
16 was so worried that the whole meeting had
17 crashed, so.

18 MR. LYNN: Yeah, we're good.

19 MS. BICKERS: Okay, perfect. And we
20 are still working on clearing out the
21 waiting room.

22 All right, Dale. It is 8:30 and your
23 waiting room is clear, so I will turn it
24 over to you.

25 MR. LYNN: Great, thank you. The

1 first thing on old business is the TAC
2 requesting the Medicaid fee schedule.
3 Medicaid, can we get that fee schedule for
4 2025?

5 MS. BICKERS: Dale, did you want to
6 establish a quorum and approve your minutes
7 first?

8 MR. LYNN: Oh, yes. I'm sorry.

9 MS. BICKERS: And -- no worries. And
10 I note that we also need to approve the
11 January minutes. We did not have a quorum
12 in March.

13 MR. LYNN: Oh, okay. Yeah, I'd like
14 to -- do we have a quorum here today?

15 MS. BICKERS: I see you, Renea, I
16 thought I saw Linda logged in. I am trying
17 to scroll, and --

18 MS. SACCA: Erin --

19 MS. BICKERS: -- sorry, sometimes
20 it's hard to see.

21 MS. SACCA: -- I'm here.

22 MS. BICKERS: Oh, and there's Emily.
23 Sorry about that. You weren't popping up on
24 my screen.

25 MS. SACCA: That's okay.

1 MR. LYNN: So yeah, we have a quorum
2 then.

3 MS. BICKERS: Yes.

4 MR. LYNN: So we want to -- do we
5 want to approve the January minutes and --

6 MS. SAGESER: Yeah, I make a motion
7 to approve those, Dale.

8 MR. LYNN: Okay, thank you.

9 MS. SACCA: Dale, I'll second them.

10 MR. LYNN: And the March minutes as
11 well?

12 MS. SAGESER: I'm making a motion to
13 approve those.

14 MS. SACCA: I'll second.

15 MR. LYNN: Motion to approve those
16 minutes as well.

17 So we can get on with these -- old
18 business here. The TAC is requesting the
19 Medicaid -- the Medicaid 2025 fee schedule.
20 What is the status of the OT, PT, and speech
21 fee schedule for this year being published?

22 MR. DEARINGER: Hi, this is Justin
23 Dearingier with the Division of Health Care
24 Policy.

25 MR. LYNN: Hey, Justin.

1 MR. DEARINGER: The 2025 OT, PT, and
2 speech fee schedule is currently published.
3 It's on the website today. It's been
4 uploaded in the system. And there were no
5 decreases and a few increases for all
6 therapies across the board.

7 MR. LYNN: Thank you for that,
8 Justin. And thank you for that, Medicaid,
9 because many states had decreases.

10 MR. DEARINGER: Yes. I wanted to
11 point that out also that a lot of states had
12 decreases, and a lot of other provider types
13 did not receive increases, so --

14 MR. LYNN: Yeah --

15 MR. DEARINGER: -- it's a very good
16 thing for our therapy providers I believe.

17 MR. LYNN: Yeah, that's a great
18 thing. Thank you, Justin.

19 The next thing on old business is
20 retro deactivations are a huge problem
21 requiring the practice to have all money
22 recouped. Is there any progress toward
23 that? Hopefully, Justin, you can address
24 that.

25 MR. DEARINGER: I don't know if

1 there's anybody on from eligibility. I know
2 that they're currently working on that
3 issue, but we have a clarification that was
4 sent out to all the managed-care
5 organizations. So they're currently in the
6 process of if a member has had retroactive
7 due to SSI -- which I think is most of them,
8 where they get approved for SSI and then
9 they retro that back to fee for service.
10 And those cases, the managed-care
11 organizations are working and being told not
12 to recoup those funds. So I think moving
13 forward, you will not see those anymore.

14 In addition to that, we have a task
15 force, and that's why I was hoping maybe
16 somebody from enrollment was on, but that
17 task force is currently working provider by
18 provider on a case-by-case basis to ensure
19 that those are expedited, and that those
20 payments are made, and everything's ran
21 through that process. There's no, as you
22 all know, simple or easy way to kind of fix
23 that system, and that's why we've made the
24 decision just to go ahead and not recoup for
25 those cases.

1 So I think this is a in-the-past
2 situation that we've remedied at this point.
3 However, there's a lot of providers out
4 there that are still waiting on payment,
5 still working through the process, and we do
6 have a task force working with those
7 providers. If you have any issues
8 whatsoever, just please reach out to one of
9 your DCB -- or DMS representatives and let
10 us know how we can help, and we can get you
11 in line to be next to be worked with.

12 MR. LYNN: Okay. Appreciate it,
13 Justin. Thank you.

14 And the only other thing on old
15 business is the diagnosis codes to bypass
16 prior authorization. Is there anything else
17 been added to this list or is that list
18 complete?

19 MR. DEARINGER: We've made a couple
20 of minor edits to the list, but overall,
21 that's a pretty complete list. That list
22 will be included in the administrative
23 regulation. The administrative regulation
24 is being promulgated. I don't have an exact
25 date of when that regulation will be filed.

1 There was some legislation passed this
2 session that may be holding up some of our
3 administrative regulation filings, but as we
4 move forward in that promulgation process,
5 as soon as we file that regulation with the
6 Legislative Research Commission, I'll make
7 sure that Erin sends you all a copy during
8 the public comment period, and we would be
9 excited to hear your all's feedback and to
10 have you all as partners having that go
11 through the legislative process.

12 MR. LYNN: All right. Thank you.
13 And that's all there is as far as old
14 business. There's no new business.

15 MS. SAGESER: Dale, I just had a
16 question.

17 MR. LYNN: Yes.

18 MS. SAGESER: I don't know if it's
19 necessarily new business, but it might be
20 for Justin or anybody else at the state.
21 With the changes, I did see some, in the
22 legislation, changes with, like, potential
23 changes to the MAC that was sent out. I
24 just didn't know if we could -- is that
25 going to affect the TAC at all? Or is there

1 any clarification around that? It was a
2 little confusing because I know the
3 legislation is making a committee as well,
4 and then the MAC. I'm just trying to make
5 sure we as a group understand that. I
6 didn't know if anybody could speak to that.

7 MR. SCOTT: Good morning.

8 MS. SAGESER: Yes.

9 MR. SCOTT: I have an entire
10 PowerPoint for that and was hoping to talk
11 here in a moment as you all are available
12 and kind of thought that might be one of the
13 later things that we do. Just wanted to
14 make sure you all were done with most of
15 your business first.

16 MS. SAGESER: Well, good. Thank you,
17 Jonathan.

18 MR. LYNN: That's great.

19 MS. BICKERS: Jonathan, give me just
20 a second and I will make you a cohost.
21 There you go, sir.

22 MR. SCOTT: I'm going to -- in the
23 process of trying to get this set up. My
24 computer is having a case of the Tuesday
25 mornings. All right.

1 MS. SAGESER: That's always how it is
2 when you're put on the spot.

3 MR. SCOTT: Yes. Well, that didn't
4 work. All right. There we go. All right.
5 Okay, I'm Jonathan Scott. I'm the chief
6 legislative and regulatory officer for DMS,
7 part of the team that's been working on
8 getting the new Medicaid Advisory Committee
9 and the Beneficiary Advisory Committee
10 together as we start to implement some
11 federal final rules that were finalized last
12 year, but that become effective July 9th of
13 this year.

14 So this is -- wanted to mention at
15 the outset that this isn't really going to
16 affect the TACs. It may impact our
17 bandwidth, but in general, it's just going
18 to be -- this is -- these are two new ways
19 -- so for those of you who are on the
20 Advisory Council for Medical Assistance,
21 there should be one of you from this TAC,
22 this may impact you a little bit just
23 because of the way we're restructuring it.
24 But the TAC itself will be able to continue
25 to do its current work if it wishes.

1 So the big changes with the MAC are
2 that -- so the Advisory Council on Medical
3 Assistance, which we call the MAC, is going
4 to be expanded into what is now going to be
5 called the Medicaid Advisory Committee.
6 That was part of the federal rule, and it
7 was the original reason why the legislation
8 passed. The biggest changes to remember
9 with this, the members are going to be
10 selected by the commissioner. So currently,
11 there is a governor's office selection
12 process, but the membership is expanding
13 quite a bit as part of the new federal rule,
14 so folks are going to be kind of doubly
15 appointed by the commissioner if they're a
16 part of that Advisory Council on Medical
17 Assistance, and then the new population of
18 folks will also be added to the new Medicaid
19 Advisory Committee.

20 So the advising role is going to be
21 the same. The MCOs are going to have a one
22 year -- each MCO is basically going to
23 rotate on for a year, so over a course of
24 five, six years, the MCOs will each be on
25 the Medicaid Advisory Council for one year.

1 The new rule is that 25 percent of the MAC
2 has to be composed of members from the new
3 Beneficiary Advisory Council. So the
4 initial number is going to be seven because
5 we aren't over -- we aren't going to be over
6 32 members. So we'll have a application
7 process for both the MAC and the BAC. And
8 then another change is going to be that the
9 members in either one can't serve
10 back-to-back terms, so you'll rotate on and
11 then rotate off.

12 So here's some information about the
13 Beneficiary Advisory Council. It's going to
14 be 15 members. The majority of that is
15 going to be current -- ten current or former
16 Medicaid members, and then there's also
17 going to be some parents, guardians, or
18 caregivers who are also going to be added to
19 that. Then, again, initially we're going to
20 be looking for seven members who will be
21 also serving concurrently on the Medicaid
22 Advisory Committee. And then we're going to
23 do kind of a staggered introduction of
24 members where there'll be a two, three, and
25 four-year process, and then kind of

1 longer-term folks will be serving for four
2 years and then rotating off.

3 So if you know anyone who may be
4 interested in serving on the Beneficiary
5 Advisory Council, we have a QR code. We
6 have our website where you can find the
7 application, and then you can, of course,
8 email the DMS.BAC@ky.gov email address or
9 call that phone number right there and they
10 can help with applications. And we really
11 are looking for a lot of folks to apply,
12 participate, and if we end up with too many
13 folks, we may try to encourage them to
14 participate in the TACs for a couple of
15 years before we might try to rotate them
16 onto the BAC because we're going to need a
17 lot of folks to participate in this new
18 system kind of on an ongoing basis.

19 And then here's how the Medicaid
20 Advisory Committee is going to change, so
21 right now, 31 members. That means if we
22 ended up having legislation where it
23 expanded to 32, we'd also have to add an
24 additional member from the BAC to get up
25 to -- to make them our 25 percent

1 requirement. So 14 of the members are -- 13
2 of them are going to be from the nominating
3 organizations that you know from the current
4 Advisory Council. The MCO position, that
5 will be on an annual rotating basis. Same
6 consumer advocates as currently, and then
7 there will be seven members from the
8 Beneficiary Advisory Council.

9 Then folks who are in unexpired terms
10 on that Advisory Council will be
11 automatically appointed. There are some
12 expired terms in play for current Advisory
13 Council members, so we're reaching out to
14 nominating organizations in that case, we're
15 reaching out to the individuals who may be
16 interested in being reappointed. So trying
17 to make sure that all of that goes smoothly.
18 If you have any questions, you can reach
19 out. Erin, I hate to volunteer you, but you
20 can email this KYMACTAC@ky.gov. This phone
21 number here, I'm going to leave this QR code
22 up for a moment if you need that. And then
23 that same application page as before.

24 And I'm going to stop here so you
25 have that QR code. The next page just says,

1 "comments or questions," so if you all have
2 any comments or questions, we can talk about
3 that.

4 (No response.)

5 MR. SCOTT: All right. I'm going to
6 --

7 MR. LYNN: I'm here.

8 MR. SCOTT: Oh, yeah. I'm going to
9 stop sharing after another couple seconds
10 just in case you need any of the information
11 on this last page. And thank you all for
12 listening.

13 MR. LYNN: Yeah. Thank you,
14 Jonathan.

15 Okay, no new business?

16 (No response.)

17 MR. LYNN: And I recommend
18 adjourning.

19 MS. SAGESER: I make a motion to
20 adjourn if that needs to happen, Dale.

21 MR. LYNN: Yes. Thank you.

22 MS. SAGESER: Yeah, I'll make the
23 motion. Yes. Do you need someone to second
24 it?

25 MS. SACCA: I'll second it. Everyone

1 have a great day.

2 MR. LYNN: Thank you, Emily.

3 MS. SAGESER: Thank you. Bye.

4 MR. LYNN: Bye-bye.

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6 (Meeting adjourned at 8:51 a.m.)

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C E R T I F I C A T E

I, TIFFANY FELTS, Certified Verbatim Reporter, hereby certify that the foregoing record represents the original record of the Technical Advisory Committee meeting; the record is an accurate and complete recording of the proceeding; and a transcript of this record has been produced and delivered to the Department of Medicaid Services.

Dated this 14th day of May, 2025.


Tiffany Felts, CVR

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