

COMMISSIONER'S NETWORK ADEQUACY ADVISORY COUNCIL

Minutes of Meeting Held August 1, 2016

The Commissioner's Network Adequacy Advisory Council held a public meeting on Monday, August 1, 2016, at 10:00 a.m. at the Nevada Division of Insurance Hearing Room, 1818 East College Parkway, Carson City, Nevada, which was simultaneously video-conferenced to Las Vegas at the Bradley Building, Division of Insurance Conference Room, Third Floor, 2501 East Sahara Avenue, Las Vegas, Nevada. Notice of the meeting was posted in compliance with Nevada's Open Meeting Law. The video recording of this meeting may be viewed on the Division website <http://doi.nv.gov/>.

Roll Call of Members:

The following Council members were present:

Dr. Howard Baron (CC)
Dr. Tracey Green (CC)
Nancy Hook (CC)
Jack Kim (CC)
Todd Lefkowitz (CC)
John Packham (CC)
Pete Sabal (CC)
Bill Welch (CC)
Trevor Rice (CC)

Division of Insurance Staff in attendance:

Imari Reed (LV)
Alexia Emmermann (CC)
Kimberly Everett (CC)
Jeremey Gladstone (CC)
Syed Rahman (CC)
Nanci Hoffman (CC)

Network Adequacy Advisory Council Meeting Facilitator:

Deborah Loesch-Griffin

1. Call to Order and Roll Call

Kimberly Everett, Assistant Chief of Life and Health Section; called the meeting to order at 10:04 a.m. Ms. Everett took roll. All Council members were present.

2. Review and Approve Minutes from July 22, 2016

Ms. Everett asked for approval of the minutes from July 22, 2016 meeting. A motion was made by Todd Lefkowitz to approve the minutes with noted corrections from the Council. The first correction was to Agenda Item number seven, bullet number two which needed an "s" added to the word "plan" and Doctor Baron asked for a correction to Ms. Dickson's name. The motion was seconded by Tracey Green, motion carried and the minutes were approved with indicated corrections.

3. Public Comment.

There was no public comment.

In addition to the agenda item for public comment, the public was invited to provide public comment during the meeting to provide information or expertise to help the Council during the course of the meeting.

4. Review of Previous Data Requests

a. Presentation of findings from Council’s data requests:

Jeremy Gladstone and Syed Rahman provided a presentation of the data requests from the July 22, 2016 Meeting to the Council.

- **Network Adequacy Analysis:** (Additional Provider Standards) a chart separating and covering Specialty, Specialty Codes, Maximum Time, Maximum Distance. These were broke down by Metro, Micro, Rural, and CEAC. The analysis on this chart was run using the master provider list for the on-Exchange service areas. Additional analysis was presented using six carrier networks which were submitted for the plan year 2017. Mr. Gladstone reviewed the adequacy of the additional providers based on the standards requested.
- **ECP Review:** Mr. Rahman reviewed the current Essential Community Providers “ECP” requirements for plan year 2017. Presented the average number of ECPs contracted by Carriers as well as the average ECPs available. Mr. Rahman indicated that currently all networks submitted for plan year 2017 meet the ECP requirements.
- **NAIC Network Adequacy Model Act:** Mr. Rahman discussed the NAIC network adequacy model law, noting similarities with Nevada’s regulations.

5. Review Recommendations from Previous Meetings * (For possible action)

The Facilitator (Deborah Loesch-Griffin) orchestrated an in depth discussion with the Council over the comments and suggestions from the July 22, 2016 meeting. The Council members asked Jeremy Gladstone if Division staff would do further research on certain recommendations that were presented at the previous meeting.

See attached list marked **Review Recommendations** included in the transcription of the facilitator’s shorthand notes.

6. Create Draft Recommendations *(For possible action)

After review and discussion, the Council identified potential recommendations. The Council expressed concern that drafting recommendations was difficult due to the unavailability of relative data and research for some of the proposed recommendations. Tracey Green raised a point for consideration, which is to add Division staff to assist in the ongoing necessary research, statistics, review and gathering of data for the Council. The collection of this information is a time-consuming process for Division staff, but a very necessary one for the Council to provide recommendations to the Commissioner.

Attached is a transcription of the Facilitator’s shorthand notes under the heading of **Report/Recommendations.**

7. Overview:

a. Council Discussion / Assignments:

The Council discussed Future Considerations and reviewed its goals to submit to the Commissioner for the next meeting. The Facilitator reviewed the Council’s charge. The Facilitator discussed with the Council the layout of the summary report and what information it would like to present to the Commissioner.

b. Division Staff Assignments:

The Division Staff was asked by the Council to review the items listed below for the August 17, 2016 meeting.

- Pediatrics for the minimum time and distance metrics which would allow carriers to meet network adequacy standards.
- ECP on- and off-Exchange data for contracted providers.
- Contact California and Medicaid to determine the methodology they used to determine provider wait times.
- Contact the Bureau of Health Care Quality & Compliance Licensure to determine definition of hospital.
- Using mental health standards, run the adequacy for each of the three mental health specialty codes. In addition run psychiatry, 029, using the endocrinology standard.

c. Other Matters

There were no other matters discussed.

8. Scheduling of Next Meeting and Agenda Items:

The agenda items were discussed and drafted by Council for the August 17, 2016 meeting. The agenda will be posted as soon as the location in Las Vegas is confirmed.

9. Public Comment:

Jeanette Belz, representing the Nevada Psychiatric Association, wanted to thank the Council for its hard work in developing the best solutions for analyzing the three mental health specialty codes which would be helpful for consumers.

Elisa Cafferata, representing Nevada Advocates for Planned Parenthood Affiliates, addressed the Council and also thanked it for its hard work. Her comments centered on

essential community providers. Ms. Cafferata supports a robust ECP standard and that the Affordable Care Act recognizes the importance of ECPs as they are the safety net in our health care system. Ms. Cafferata also discussed the provider work force issue, and stated that although there are barriers to growth for doctors, ECPs have the ability to grow, and add capacity. ECPs will help meet the goals of the ACA which is helping people not show up at the emergency room, helping people get care in appropriate time, at an appropriate level, and focus on prevention. Ms. Cafferata believes ECPs will help bring the cost of health insurance down, and that some states have increased the percentage of required ECPs. Ms. Cafferata suggested that the Council consider adding other types of providers, and that there may be an opportunity to look at the definition of a “good faith offer”.

Respectfully submitted,

Nanci Hoffman

DRAFT