



Steve Sisolak
Governor

Dr. Ikram Khan
Chairman

Sara Chalhagian
Executive Director

Patient Protection Commission

Office of the Governor, State of Nevada

555 E. Washington Ave., Suite 5600
Las Vegas, NV 89103

SUMMARY MINUTES

March 15, 2021

Pursuant to Governor Steve Sisolak's Emergency Directive 006 as amended and extended by Emergency Directive 029, there will be no physical location for this meeting. The meeting can be listened to or viewed live over the internet. The agenda, minutes, meeting materials, and audio or video recording of the meeting are available on the Commission's meeting page or by request.

Agenda Item I - Call to Order

Chairman Khan called the regular meeting to order at 9:00 a.m. Those in attendance and constituting a quorum were:

Commission Members Present:

Dr. Ikram Khan, Chairman
Dr. Howard Baron
Theresa Bohannon
Bobbette Bond
Flo Kahn
Yarleny Roa Dugan
Shaun Schoener
Dr. Anthony Slonim
Mason Van Houweling

Advisory Commission Members Present:

Insurance Commissioner Barbara Richardson, Nevada Division of Insurance (Department of Business and Industry)
Director Richard Whitley, Nevada Department of Health and Human Services (DHHS)
Justin Prazak, representing Silver State Health Insurance Exchange

Commission Staff Present:

Sara Chalhagian, Executive Director
Gregory D. Ott, Chief Deputy Attorney General
Lezlie Mayville, Administrative Assistant/Policy Coordinator

Absent:

Voting Commission Member, Jessica Flood

Agenda Item II - Public Comment:

Tom Clark-Representing Nevada Association of Health Plans
Wanted to speak regarding the amendment to SB40 the stakeholder group presented. He and his group feel this amendment will make our legislation that much better.

Bill Welch-Representing Nevada Hospital Association
Also commenting on the SB40 amendment presented by the stakeholder group and how important it would be to get the legislation right. Mentioned he'd be happy to work with the PPC on the Peterson-Milbank collaborative.



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Agenda Item III - Approval of the December 14, 2020 minutes

The Commission was presented with an email draft of the summary minutes of the December 14, 2021 meeting.

MOTION was made to approve minutes of the December 14, 2021, meeting as presented, by Commissioner Baron. Commissioner Slonim Seconded. Carried without dissent.

Agenda Item IV - Opening Remarks - Overview of Agenda and Welcome

Chairman Khan

He mentioned the resignation of Commissioner John Packham and thanked him for his service to the Patient Protection Commission.

Technical difficulties were plaguing Chair Khan and due to this, he appointed Commissioner Baron to continue running the meeting until he could re-connect.

Agenda Item V - Discussion on Commissioner Identified Priorities

Chairman Khan

a. Bohannon: Discussion on Creation of PPC Subcommittees

Commissioner Bohannon feels her position on the commission is limited. She would like to revisit the creation of subcommittees. She had no suggestion to the subcommittees, but asked her fellow Commissioners to chime in. After hearing their comments, she suggested Workforce, Data Collection, Health Care Costs as possible subcommittees. One Commissioner was concerned that the priority topics were complex enough and splitting up into subcommittees would take up a lot of time with difficulty coordinating schedules. And that we need to always be mindful of Open Meeting Law requirements. Other comments made but were not limited to include another Commissioner's concerns we didn't meet for two months and feels we need to get more meetings in and do more. A Commissioner pointed out that she supports the idea of more meetings but wants to be careful how we allocate members to topics along with our commitment to the Peterson-Milbank work. She's supportive of a parallel track but it must be carefully coordinated. A commissioner asked if the subcommittees would be made up of PPC Commissioners, or would others be allowed. She was concerned about the additional workload during the legislative session, where many members are spending time. The Chair said the subcommittees most likely wouldn't happen until after session. Another Commissioner suggested Quality & Advocacy-Patients, Access & Affordability, and Workforce as subcommittees and thinks they will make us more productive. A Commissioner suggested we wait until we hear the presentation by Bailit Health before we make any decisions and commitments on subcommittees. Need to know the scope of the work going forward. It was suggested the Executive Director might be the best person to select the subcommittee topics as taken from priorities already asked for. Another Commissioner thinks subcommittees enable the PPC to delve deep into issues and report back to the commission as a whole. Our Attorney reminded this subject was not agendaized for a vote as this discussion was informational only. It can be added to the next agenda for the Commissioners to consider.

b. Roa-Dugan: Discussion on Workforce Development and Nursing Workforce Issues

Commissioner Roa-Dugan is very much in support of Workforce issues & development, especially for nurses. Patient Engagement & Advocacy, Health Care Costs and Accessibility. One Commissioner felt this would be a subject that could be covered in a subcommittee. Commissioner Roa-Dugan agreed these are subjects she wants to dive into in more detail.



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Agenda Item VI - Executive Director Update

Executive Director Sara Cholhagian

a. Update on commission's pending Legislation (Senate Bill 5 and Senate Bill 40)

Director Cholhagian briefly reminded the Commissioners that she presented the PPC Senate Bills SB5 and SB40 to the Senate Health and Human Services Committee for their first hearing last week. It is up to Chair Senator Ratti, when the bills will be scheduled for work session along with any amendments the Senators will be able to consider. One Commissioner verified he was able to testify during the Senate Health and Human Services Committee on PPC bills, just not on behalf of the PPC. Another Commissioner asked what power the PPC would have over amendments added to our bills and who is our voice at the Legislative meetings. Director Cholhagian again informed the Commissioners she would be making all presentations and answering questions on behalf of the PPC. She reminded the Commissioners that our bills were now in the hands of the Legislature and what amendments are accepted or denied would be up to Chair Ratti's discretion. One Commissioner thanked her and told those Commissioners that were not viewing/listening to the bill presentations, that Director Cholhagian did a really good job presenting the bills and representing the PPC. Many of the Commissioners mentioned how happy they are with the weekly updates, thanked her and were appreciative of all the hard work involved.

b. Update on Peterson-Milbank Program for Sustainable Health Care Costs

Director Cholhagian briefly explained the multi-state collaborative and how lucky Nevada was to be chosen by Peterson-Milbank to further our work along with other states, Connecticut, Oregon, New Jersey and Washington. She informed the commissioners that she has been appointed by Governor Sisolak as the state representative to work with Bailit Health on the Peterson-Milbank project to achieve the goals set forth in his letter. She read the Governor's letter and is looking forward to PPC recommendations. She also informed everyone, Governor Sisolak's letter to the PPC was posted to the PPC website at ppc.nv.gov. At that point, she introduced Michael Bailit to the Commissioners to begin his presentation.

Agenda Item VII - Presentation on Introduction to Cost Growth Benchmark

Michael Bailit, M.B.A., President, Bailit Health

- a. Introduction to cost growth benchmarks and use in other states
- b. Discussion of process for soliciting stakeholder input
- c. Review of planned process for benchmark development

Mr. Bailit gave a complete and informative presentation on cost growth benchmarks. He encouraged questions and discussion from the PPC Commissioners. Some of the comments and questions, included but were not limited to: How are benchmarks measured in other states? What about reporting of self-funded plans, will most of the reporting be based on Medicare and Medicaid numbers? Only two states have actual performance improvement plans. It seems like lower physician reimbursement from Medicaid has been mentioned a lot, but hospitals are reimbursed at a high rate, all states report performance benchmarks on four measures of state, market, payer, and provider entity, one state established their quality benchmarks at the same time as Health Care Spending Benchmarks. Some Commissioners are concerned with how the PPC will be able to manage their time. Currently three-hour meetings won't leave enough time to develop the benchmarks needed. Discussion of a separate subcommittee devoted to this was suggested. Another Commissioner wanted to know how this suddenly became a PPC priority as it seems all consuming for the Commission, one thought DHHS was handling this project and is curious how the PPC is going to do all this. Director Cholhagian reminded the Commission that the PPC has an advisory role to the Governor and all these materials had been shared with the Commissioners for review well in advance. Chair Khan also reiterated



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that they are here at the direction of the Governor and per his letter, this is the new priority. One Commissioner mentioned we are a working board, and we need to create the time to get the work done and should be honored to lead on this. It is not a burden. Other Commissioners added that having four-hour meetings would allow equal time for creating the benchmarks and focusing on the other PPC priorities. Director Chalhagian suggested a meeting prior to our monthly meeting to propose a template from Bailit Health to help create the operational process and to address the operating procedure and advisory committee. Chair Khan was wondering if the Commissioners can have all the future presentations prior to the meetings so Commissioners can have questions prepared in advance. Attorney General Ott mentioned adding the creation of the sub-committees to the agenda for the next meeting.

Agenda Item - VIII Standing Agenda Items

Discussion of Potential Agenda Items and Future Meeting Dates

Some Commissioners suggested the next meeting should be the already scheduled April 21, 2021 meeting and it should be four hours instead of three hours. One Commissioner was opposed to the idea and feels we need that extra meeting in between to focus on the Governor's request to prioritize the work with the Peterson-Milbank project. Another Commissioner suggested we find space to conduct in-person meetings. Director Chalhagian says we need space for at least 100 people and it just might not be feasible right now, but she would look into it. Commission Van Houweling suggested he'd be happy to help with this task by reaching out to the city or the county, too. The commission still plans to meet on the third Wednesday of every month through the end of the year.

Agenda Item - IX Public Comment

Bethany Khan- Culinary Union

She feels the PPC needs to include more patients on the board and people with more racial diversity to accurately be representative of Nevada's diverse population. It would also be important to add someone from these groups to any stakeholder subcommittees we create.

Bill Welch - Nevada Hospital Association

He had more random thoughts he wanted to point out to the commission. Most APCD's only represent 19%-22% of payers and it would be nice to include ERISA's and self-funded insurers to encourage to opt in. Spoke about Medicaid is the bulk of costs and would be beneficial to raise those reimbursement rates. Would be beneficial to look at data today and then look at the same data one year from now and hopefully after this legislative session the rates will be higher. He was also glad when Director Chalhagian pointed out the PPC had the ability to appoint non-commission members to sub-committees and at the beginning of the PPC, the Governor himself acknowledged the many applications the Commissioners can consider going forward for subcommittees.

Jody Domineck-Nurse and Nursing educator in Las Vegas- Technical difficulties made it very difficult to hear, understand and follow along with her testimony. She has submitted her testimony in writing and it has been posted on the PPC website.

Salah El-Amin-It is very difficult to navigate all the health care systems. Doctors do not communicate with each other and patients are left to be the one to share their health care information. It is time consuming and frustrating. If the PPC could support navigating that particular issue, it would be so helpful.



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Agenda Item - X Adjournment

Meeting was adjourned at 12:10 p.m.

Respectfully submitted,

Leslie Mayville
Office of the Patient Protection Commission

APPROVED BY:

Dr. Ikram Khan, Chair

Date: April 23, 2021

Meeting Materials

| AGENDA ITEM | PRESENTER | DESCRIPTION |
|-------------|---|---|
| VI. | Sara Chalhagian, Executive Director, Governor's Office of the Patient Protection Commission | Governor's Letter to Patient Protection Commission Regarding Prioritizing Their Work to Focus On The Peterson-Milbank Program |
| VII. | Michael Bailit, M.B.A., President, Bailit Health | Introduction to Cost Growth Benchmarks |
| VII. | Michael Bailit, M.B.A., President, Bailit Health | Cost Growth Benchmark Roadmap |
| IX. | Jody Domineck, Nurse and Nursing Educator | Public Comment-Written Testimony |
| IX. | Jody Domineck, Nurse and Nursing Educator | Public Comment Attachment-American Association of Colleges of Nursing RE: Nursing Faculty Shortage |
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