

STATE HEALTH COUNCIL

February 24, 2016

A meeting of the State Health Council was called to order by Chairman Wade Peterson at 9:00 a.m. on Wednesday, February 24, 2016 in AV Room 212 of the Judicial Wing, State Capitol, Bismarck, ND.

Members present:

Wade Peterson, Mandan, Chairman
Genny Dienstmann, Bismarck, Vice Chairman
Leona Koch, Raleigh, Secretary
Greg Allen, Jamestown (*phone*)
Howard Anderson, Turtle Lake
Mike Jones, Bismarck
Jerry Jurena, Bismarck
Gordon Myerchin, Grand Forks (*phone*)
Jennifer Schaeffer, Medora
Dennis Wolf, MD, Dickinson

Members absent:

Duane Pool, Bismarck

Staff members present:

Terry Dwelle, MD, State Health Officer (*phone*)
Arvy Smith, Deputy State Health Officer
Tom Bachman, Division of Air Quality
Nicole Brunelle, Division of Emer. Health Services & Trauma (*phone*)
Dale Patrick, Division of Air Quality
Karol Riedman, Internal Auditor
Londa Rodahl, Recording Secretary
Brenda Weisz, Division of Accounting

Others present: See ATTACHMENT A

Minutes

HOWARD ANDERSON MOVED APPROVAL OF THE NOVEMBER 10, 2015 MINUTES AS DISTRIBUTED WITH THE CLARIFICATION ADDENDUM ADDED. SECOND BY DENNIS WOLF AND CARRIED.

Federal Loan Repayment Application

Mary Amundson presented loan repayment application for Kevin Schirado, a psychiatric nurse specialist. He is working at the ND State Penitentiary through the ND Department of Corrections & Rehabilitation. He requested \$25,000 from the state award for two years.

JERRY JURENA MOVED THE APPROVAL OF THE LOAN REPAYMENT APPLICATION FOR KEVIN G. SCHIRADO FOR \$25,000. SECOND BY MIKE JONES.

The Chair requested a roll call vote and the MOTION CARRIED. Allen, Anderson, Dienstmann, Jones, Jurena, Koch, Myerchin, Peterson, Schaeffer, and Wolf voted 'aye'. There were no 'nay' votes. Pool—absent.

Loan Repayment Programs Manual

Mary Amundson noted that at the Council's November meeting it was suggested that a committee be established to work on this manual. The committee met and developed the draft manual. The programs manual was reviewed with changes suggested from the Council. A revised manual will be on the next Health Council agenda for approval.

Ms. Amundson stated she has been questioned as to whether someone can reapply for another loan repayment if they received one, it has been completed but they have remaining school loan debt.

JERRY JURENA MOVED THAT IF AN APPLICANT HAS RECEIVED A PREVIOUS LOAN FROM THE STATE AND THAT HAS BEEN COMPLETED, THEY ARE INELIGIBLE FOR ANOTHER LOAN REPAYMENT. SECOND BY DENNIS WOLF.

The Chair requested a roll call vote and the MOTION CARRIED. Allen, Anderson, Dienstmann, Jones, Jurena, Koch, Peterson, Schaeffer, and Wolf voted 'aye'. Myerchin abstained. There were no 'nay' votes. Pool—absent.

Mr. Peterson questioned if the subcommittee had discussed the J-1 Visa Waiver Program. Mr. Jurena reported that the subcommittee hadn't been able to look at possible revisions to the program because it's a federal program and the state doesn't have jurisdiction to make changes. However, Ms. Amundson further explained the Conrad 20 J-1 Visa Waiver Program has 20 slots that are reserved for Health Professional Shortage Areas (HPSAs) or Medically Underserved Areas/populations (MUA/P). Those 20 slots can't be given to a site that is not federally designated with those designations. With the 10 additional flex slots, the state can do whatever they want with those. In 2004, the state decided to use those flex slots for specialists in our urban facilities and/or sites that are not federally designated as HPSAs or MUA/Ps, for example, if Ramsey County wanted a family practice physician, and since it is not a designated shortage area, they would be eligible for that provider.

J-1 Visa Waiver Program

Dr. Scott Knutson, from Trinity Medical Center in Minot, thanked the Council for allowing him to appear and present their request to use the last J-1 flex slot this year for Dr. Purwa Joshi, a family medicine resident. Dr. Joshi is the wife of Dr. Guarav Bansode, who was a J-1 visa candidate in 2012 and a flex slot recipient. Dr. Bansode fulfilled his obligation and remained in Minot and they have an 8-month old daughter. Dr. Knutson stated that although Trinity recognizes the intent of the program is to place family physicians in underserved areas, they have discussed with her the possibility of practicing, for example, in Tioga or Kenmare. She wishes to stay with her husband and daughter; thus, they will both likely leave Minot if she isn't allowed the flex slot. He did offer that she would be willing to do some satellite travel and to accommodate getting to Kenmare once a week. There is a 90-day work requirement so it will be a stay or leave decision they will have to make soon.

DENNIS WOLF MOVED TO APPROVE THE LAST FLEX SLOT FOR A J-1 VISA WAIVER APPLICATION TO DR. PURWA JOSHI AT TRINITY HEALTH IN MINOT AND THAT SHE WILL

WORK ONE DAY A WEEK AT THE KENMARE SATELLITE CLINIC. SECOND BY LEONA KOCH.

The Chair requested a roll call vote and the MOTION CARRIED. Allen, Dienstmann, Jones, Koch, Myerchin, Schaeffer, and Wolf voted 'aye'. Anderson and Jurena voted 'nay'. Peterson abstained. Pool—absent.

Veterinary Loan Repayment Applications

Dr. Beth Carlson distributed ATTACHMENT B which explains Dr. Casey Cloutier's recent relocation from Glen Ullin to Beulah, ND. As a result of this move, Dr. Cloutier questioned if she was still able to stay in the loan repayment program.

JERRY JURENA MOVED THAT THE HEALTH COUNCIL ALLOW DR. CASEY PENROD CLOUTIER TO REMAIN IN THE LOAN REPAYMENT PROGRAM EVEN THOUGH SHE MOVED HER PRACTICE FROM GLEN ULLIN TO BEULAH, ND. SECOND BY JENNIFER SCHAEFFER.

The Chair requested a roll call vote and the MOTION CARRIED. Allen, Dienstmann, Jones, Jurena, Koch, Myerchin, Peterson, Schaeffer, and Wolf voted 'aye'. There were no 'nay' votes. Anderson and Pool—absent.

Dr. Carlson reviewed the loan repayment program recipients since 2008 and the scoring summary for this year's applicants. There was funding available for three recipients.

MIKE JONES MOVED TO APPROVE THE VETERINARIAN LOAN REPAYMENT APPLICATIONS FOR DRs. ANDREW LUDVIGSON, ANDREA SCHLAFMANN AND NICKOLAS HART. SECOND BY GENNY DIENSTMANN.

The Chair requested a roll call vote and the MOTION CARRIED. Allen, Anderson, Dienstmann, Jones, Jurena, Koch, Myerchin, Peterson, Schaeffer, and Wolf voted 'aye'. There were no 'nay' votes. Pool—absent.

NDAC 33-15, Air Pollution Control

Tom Bachman presented the proposed amendments to NDAC 33-15, Air Pollution Control, stating that the amendments are generally housekeeping to incorporate changes in federal rules and revising sections to be consistent with federal requirements. The Attorney General's legality opinion was received on January 21, 2016. He requested the Council's adoption of these amendments.

HOWARD ANDERSON MOVED THE ADOPTION OF THE PROPOSED AMENDMENTS TO NDAC 33-15, AIR POLLUTION CONTROL. SECOND BY DENNIS WOLF.

The Chair requested a roll call vote and the MOTION CARRIED. Allen, Anderson, Dienstmann, Jones, Jurena, Myerchin, Peterson, Schaeffer, and Wolf voted 'aye'. There were no 'nay' votes. Koch and Pool—absent.

NDAC 33-10, Radiological Health

Dale Patrick presented the proposed amendments to NDAC 33-10 regarding radiological health. The amendments are the result of changes made by the Nuclear Regulatory Commission. The changes must be adopted by the agreement state and within a timeframe of about three years. North Dakota has been an agreement state since 1969. He requested the Council's adoption of these amendments contingent upon approval of the Attorney General.

JERRY JURENA MOVED THE ADOPTION OF THE PROPOSED AMENDMENTS TO NDAC 33-10, RADIOLOGICAL HEALTH, CONTINGENT UPON APPROVAL OF THE ATTORNEY GENERAL. SECOND BY MIKE JONES.

The Chair requested a roll call vote and the MOTION CARRIED. Allen, Anderson, Dienstmann, Jones, Jurena, Koch, Myerchin, Peterson, Schaeffer, and Wolf voted 'aye'. There were no 'nay' votes. Pool—absent.

Audit Committee Report

Karol Riedman reviewed the internal audit report for the Administrative Support Section of the Health Department. She noted the Health Council's Audit Committee accepted this report and she requested approval of the Health Council.

GENNY DIENSTMANN MOVED THE APPROVAL OF THE ADMINISTRATIVE SUPPORT SECTION INTERNAL AUDIT REPORT. SECOND BY JERRY JURENA.

The Chair requested a roll call vote and the MOTION CARRIED. Allen, Anderson, Dienstmann, Jones, Jurena, Koch, Myerchin, Peterson, and Schaeffer voted 'aye'. There were no 'nay' votes. Pool and Wolf—absent.

Legislative Study

Ms. Riedman noted the Legislature passed HB 1036 in March of 2015 requesting a study on the loan repayment programs. It was to be done through the Department of Health and last fall the Audit Committee and Health Council decided it could be done by her, not as an Audit Committee representative, but as a Health Department employee who was independent of the loan repayment Primary Care Office. She reviewed the *North Dakota Health Professionals Assistance Programs* report for the Council's information.

It was requested that the Council be given time to review this study report and have it on the April meeting agenda for any changes and approval.

Other Business

Nicole Brunelle, state trauma coordinator, presented the name of Amy Malheim, who is the program director for Simulation in Motion – North Dakota (SIM-ND), to be approved as a member of the State Trauma Committee.

MIKE JONES MOVED THE APPROVAL OF AMY MALHEIM AS A MEMBER OF THE STATE TRAUMA COMMITTEE. SECOND BY JERRY JURENA AND CARRIED.

Arvy Smith reviewed the email sent to the Council on 2-18-16 (ATTACHMENT C) regarding Department budget reductions as a result of the Governor's request for state agencies to reduce their general fund spending by 4.05%. This is due to a projected general fund revenue shortfall for the current biennium.

As part of public health accreditation in keeping our governing bodies informed, Arvy reported on a cultural assessment survey of all Department employees that was conducted about a year ago. The Department contracted with an outside entity to conduct the anonymous survey and compile the results. It questioned such things as: workplace environment, salaries, management, communications, etc. The results were received in March 2015 and the top five things that seemed to be Department-wide concerns were:

- Satisfaction with compensation;
- Opportunities for promotion within the Department;
- Management communications;
- Retention of high quality employees; and
- Addressing employee performance and behavioral issues.

Workgroups have been assigned to discuss these concerns and they were asked to bring recommendations to Dr. Dwelle, Arvy and Dirk Wilke (human resources director).

The meeting adjourned at 11:52 a.m.

Submitted,



Leona Koch, Secretary

Carlson, Beth W.

From: Amundson, Mary (UND) <mary.amundson@med.und.edu>
Sent: Tuesday, February 02, 2016 8:52 AM
To: Carlson, Beth W.
Cc: Cannon, Amy L.
Subject: FW: Change of Employment

Hi Dr. Carlson: Please see the information from Dr. Penrod regarding her practice change. Do you want to respond to her? Mary

Mary Amundson, M.A., Assistant Professor
Director, Office of Primary Care
Department of Family & Community Medicine
University of North Dakota School of Medicine & Health Sciences
501 North Columbia Road Stop 9037
Grand Forks, ND 58202
Phone: 701-777-4018; Fax: 701-777-3849
Email: mary.amundson@med.und.edu
Website: <http://www.med.und.edu/family-medicine/workforce.cfm>

From: Casey Penrod [mailto:casey.l.penrod@gmail.com]
Sent: Sunday, January 31, 2016 10:56 AM
To: Amundson, Mary (UND) <mary.amundson@med.und.edu>
Subject: Change of Employment

Hi Mary,

I wanted to inform you that I left my position at TK Vet Service mid-way through January of this year and have started working at Knife River Veterinary Clinic in Beulah as of last week. I am not sure how this will affect the status of my loan repayment program.

As you probably know, Knife River is a mixed practice and does service many cow-calf herds, primarily in Mercer, Morton Oliver and Dunn counties. I am hoping to help grow Knife River's clientele in these areas, potentially expanding into Stark county as well. I will be able to offer the services that I focused on in my previous position, namely pregnancy diagnosis via ultrasound, obstetrical work, bull testing and quality medicine for food animals. I am also hoping to expand the small ruminant services that we offer.

Please let me know if you need anything else from me.

Thank you,

--

Casey Penrod Cloutier, DVM

Knife River Veterinary Clinic
1701 N County Rd
Beulah, ND 58523
701-873-5525

From: Smith, Arvy J.
Sent: Thursday, February 18, 2016 8:15 AM
To: -Grp-DOH All Email Users
Subject: FW: Department Budget Reductions

As you may be aware, the governor has asked agencies to reduce general fund spending by 4.05 percent to help cover the projected general fund revenue shortfall for the current biennium. While the state's Budget Stabilization Fund will contribute \$497.6 million to cover the shortfall, state agencies will need to cover \$244.9 million of the shortfall through budget reductions. The Department of Health's 4.05 percent general fund reduction amounts to \$2,086,628. Note that of our total budget of \$196.3 million, only approximately \$52 million or ¼ comes from the general fund.

A large portion of the reduction, \$1.6 million, will come from the discontinuation of the universal vaccine policy with local public health units (LPHU). Our budget currently includes a \$2.9 million general fund appropriation to buy vaccines for children vaccinated at LPHUs that could be paid for by health insurance. When this policy was developed, not all LPHUs had the capability to bill insurance (systems or provider agreements) and not all insurance policies included vaccinations. The policy was originally formulated by legislators as a compromise in the 2011 legislative session. The new policy will become effective July 1, 2016 allow LPHUs time to adjust their procedures. We project we will spend \$1.3 million of the amount appropriated by June 30, 2016 and the remaining \$1.6 million will be general fund savings. Since all children are either covered by health insurance or are uninsured or Medicaid eligible, which qualifies them for federal provided vaccine, no child should miss out on vaccinations as a result of this change.

Other reductions are as follows:

- Salary rollup from vacant positions across the department
- Funding source changes by accessing federal grants or fees collected to cover certain eligible expenses
- Reductions to operating expenses, including out of state travel
- Reductions to grants where we are anticipating rollup from year one grant contracts and are closely monitoring future spending. As an example, we are not anticipating filling all of the health professional loan repayment slots prior to June 30, 2016 and by law, payment on any slots approved after June 30 is not made until twelve months after approval which would then occur in the following biennium.

I will work with each section chief as we make the adjustments to their budgets.

Arvy Smith
Deputy State Health Officer