

WCHSA Spring 2023 Conference: Advancing Change Through Shared Goals and Understandings

Matthew Stanford, General Counsel Wisconsin Hospital Association April 26, 2023



- Established in 1920
- Membership organization of Wisconsin hospitals and health systems.
 - 135 members, including rural, urban, suburban, system and independent
 - Inpatient, emergency departments, clinics

WHA MISSION: <u>Advocating</u> for the ability of its members to lead in the provision of high quality, affordable, and accessible health care services, resulting in healthier Wisconsin communities.

"Every system is perfectly designed to get the results it gets."

Don Berwick, MD CEO, Institute for Healthcare Improvement (IHI)

(probably) https://www.psqh.com/julaug08/editor.html https://deming.org/quotes/10141/

Building a Foundation for Change to an Identified, Challenging Systemic Problem

Common Ground Based in Parity Principles?

Common Ground Based in *Shared Desire* for Positive Outcomes?

Common Ground Based in Shared, Actionable Understandings and Information?

Building a Foundation for Change to an Identified, Challenging Systemic Problem



Should MHOs and managed care plans provide <u>equal payment</u> for mental health and substance use disorder services as physical health?

Should HMOs and managed care plans have <u>coverage rules and requirements</u> on mental health and substance use disorder services providers <u>that don't exist for physical health</u> <u>providers</u>?

Are MHOs and managed care plans' coverage, prior authorization, and payment policies for mental health and substance use disorder services <u>unnecessarily challenging for providers</u> <u>to navigate</u>?

> Is this complexity <u>detrimental to</u> <u>patients/consumers and families</u>?

Should Medicaid provide <u>equal payment</u> for mental health and substance use disorder services as for physical health?

Should Medicaid have <u>coverage rules and</u> <u>requirements</u> on mental health and substance use disorder services providers <u>that don't exist</u> <u>for physical health providers</u>?

Are Medicaid certification, coverage, prior authorization, and payment policies for mental health and substance use disorder services <u>unnecessarily challenging for providers to</u> <u>navigate</u>?

Is this complexity <u>detrimental to</u> <u>patients/consumers and families</u>?

Is this complexity an institutional form of stigma?

Should Medicaid reimbursement for the same mental health or substance use disorder service be different depending on <u>whether the</u> <u>service is provided by a county or private</u> entity?

Is it reasonable to expect that a Medicaid provider should <u>receive less than what it costs</u> <u>to provide</u> the mental health service?

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Common Ground Based in *Parity* Principles? Common Ground Based in *Shared Desire* for Positive Outcomes?

<u>Common Ground Based in Shared Desire for</u> <u>Positive Outcomes?</u>

When working with other <u>individual</u> <u>professionals</u> involved in a person's care and well-being, do you <u>trust</u> that they are working to achieve the best, most achievable outcome for the person?

<u>Common Ground Based in Shared Desire for</u> <u>Positive Outcomes?</u>

When working with other <u>individuals and their</u> <u>families</u> involved in a person's care and well-being, do you <u>trust</u> that they are working towards what they believe is the best, most achievable outcome?

As a professional, how do you work with individuals and families to <u>move them toward</u> what your professional experience tells you is the best, most achievable outcome?

Common Ground Based in Shared Desire for Positive Outcomes?

Do you <u>trust</u> that <u>organizations and</u> <u>governments</u> are working to achieve the best, most achievable outcomes for persons with mental health and addiction challenges?

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Common Ground Based in Parity Principles?

Common Ground Based in *Shared Desire* for Positive Outcomes?

Common Ground Based in Shared, Actionable Understandings and Information? In 2022, <u>what percentage</u> of emergency department visits in Wisconsin had a mental health or substance use disorder diagnosis coded as the primary reason for the visit?

75,770 Emergency Department BH visits

Note: This does not include visits in which a mental health or substance use disorder is coded as one of potentially multiple secondary diagnoses. Count of ICD-10 Fcodes excluding developmental disability.

3.5%

10.2%

18.6%

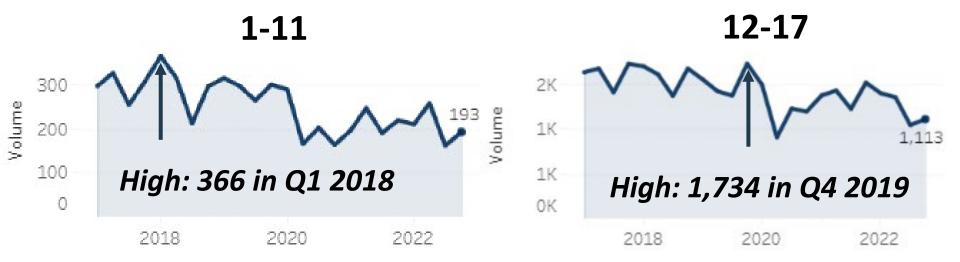


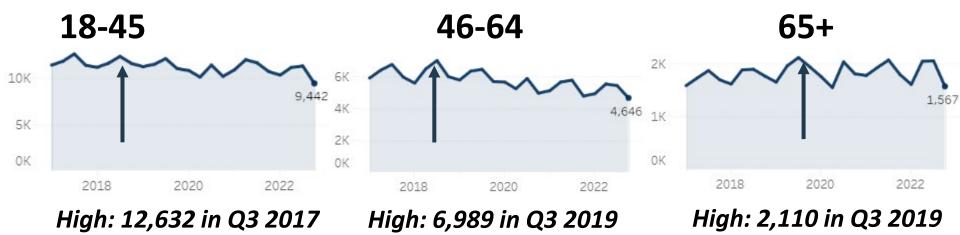
In 2022 in Wisconsin, which age group had the highest per capita emergency department visits with a mental health or substance use disorder diagnosis coded as primary dx?



4.59 visits per 100017.7 visits per 10006.41 visits per 1000

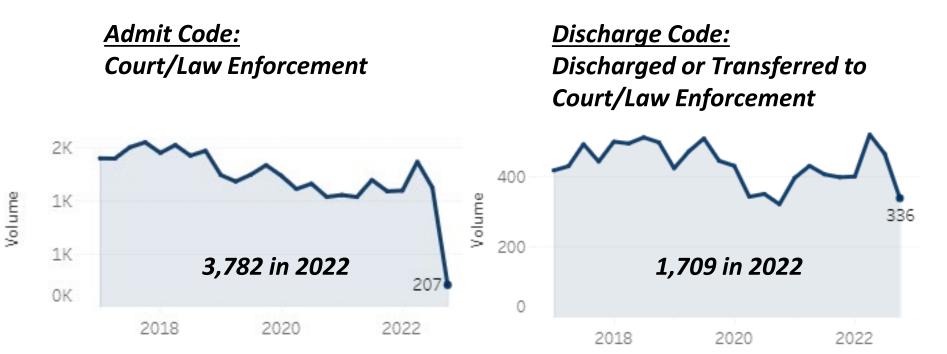
2017-2022 Emergency Department Admissions with Mental Health or Substance Use Disorder Dx Coded as Primary





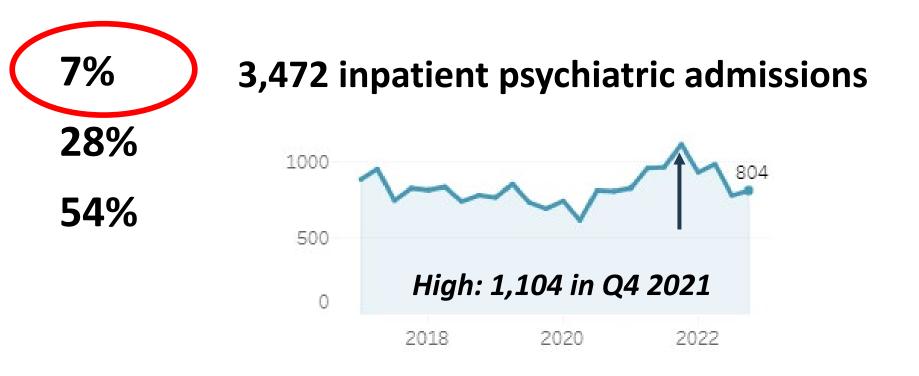
Does emergency department discharge claims data include emergency detention codes?

75,700 total emergency department mental health/substance use disorder visits



CAUTION: Caution should be used in interpreting Admit Code and Discharge Code data elements as coding consistency varies as not central to claim determinations.

In 2022, <u>what percentage</u> of inpatient psychiatric admissions in Wisconsin were admissions to Winnebago MHI?



2022 Inpatient Psychiatric Admissions

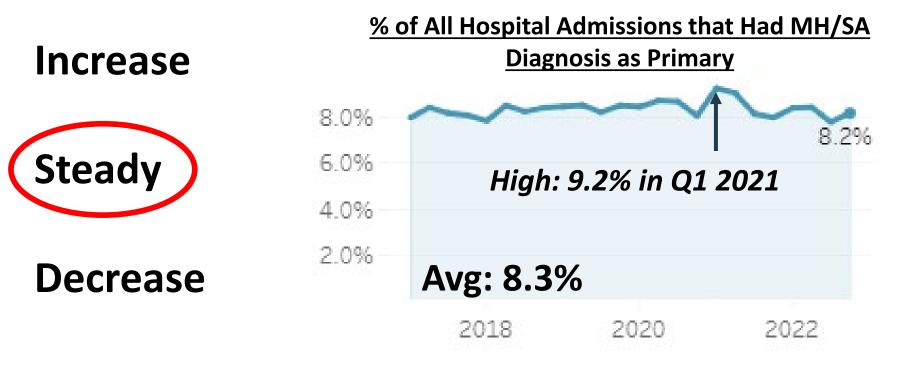
| | Private Facilities | County-operated Facilities | Winnebago MHI |
|----------------------------|--|---|---------------|
| Statewide | 40,605 (84.3%) | 3,570 (8.9%) | 3,472 (7.3%) |
| DHS Northeastern Region | North | 1,054 (9.5%) | |
| DHS Northern Region | Douglas Bayfield Ashland Iron Burnett Sawyer | 296 (8.0%) | |
| DHS Southeastern Region | Polk Barron Rusk Price | Oneida Oneida Forest Marinette | 906 (4.5%) |
| DHS Southern Region | St Croix Pierce Pierce Pepin Trempealeau Wood | Athon Shawano Door Waupaca Brown Portage Outagamie | 803 (9.7%) |
| DHS Western Region | Western Region Western | Ams Waushara Calumet Green Lake Sheboygan Marquette Fond du Lac | 413 (8.5%) |
| | Southern Region | Columbia Ozaukee Waukesha Dane Jefferson Milwaukee Green Walworth Racine | |

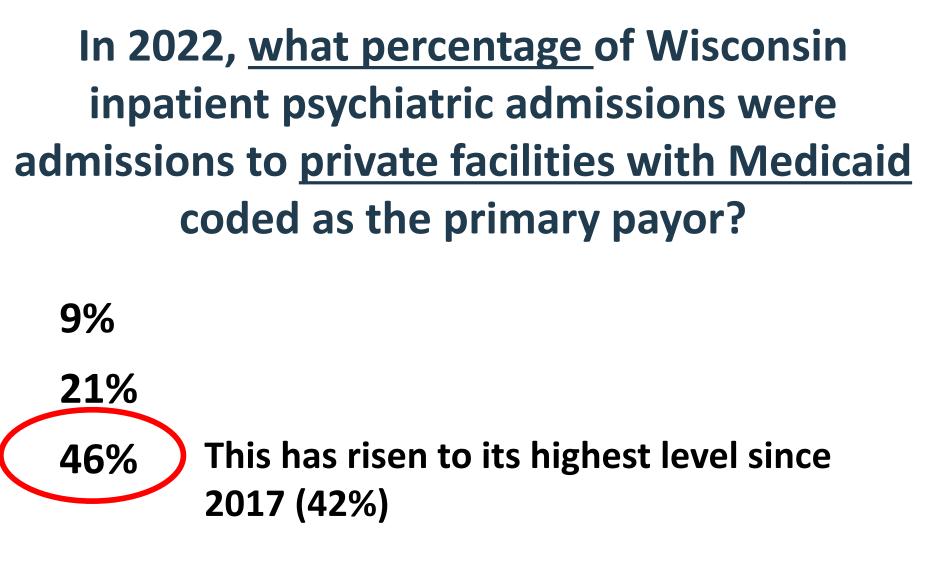
Southeastern Region

2022 Inpatient Psychiatric Admissions

| | Private Facilities | County-operated Facilities | Winnebago MHI |
|----------------------------|--------------------|-------------------------------|---------------|
| Statewide | 40,605 (84.3%) | 3,570 (8.9%) | 3,472 (7.3%) |
| DHS Northeastern Region | 8,758 (79.3%) | 1,143 (10.5%) | 1,054 (9.5%) |
| DHS Northern Region | 2,414 (61.8%) | 1,159 (35.9%) | 296 (8.0%) |
| DHS Southeastern Region | 17,769 (88.9%) | 1,093 (6.1%) | 906 (4.5%) |
| DHS Southern Region | 7,259 (87.4%) | 117 (2.0%) | 803 (9.7%) |
| DHS Western Region | 4,405 (89.5%) | 58 (2.7%) | 413 (8.5%) |

Since 2017, the number of inpatient mental health/substance use disorder patients in private facilities has increased, decreased, or held steady?





This was nearly identical to the Medicaid payor mix for county-operated facilities: 47%

General Hospitals vs. Psych-only Hospitals

Multiple disincentives for operating a general hospital psychiatric unit vs. a freestanding psychiatric hospital.

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|------------------------------------|---|---|---|--|--|--|
| | General Hospital - PPS | General Hospital - CAH | Psychiatric Only Hospital | | | |
| Medicaid reimbursement rate | Low, fixed fee schedule rate – little account for higher acuity. Same rate whether in hospital for 1 day or 20 days. Avg. 67% of cost (not charge). | Low, fixed fee schedule rate – little account for higher acuity. Same rate whether in hospital for 1 day or 20 days. Avg. 67% of cost (not charge). | Per day (per diem) rate at 85% of your facility's cost (not charge). Rate paid accounts for higher acuity/costs. | | | |
| Medicaid readmission penalty | Readmission penalty applies. Psych readmissions highly dependent community services. | Readmission penalty applies. Psych readmissions highly dependent community services. | Readmission penalty does not apply. | | | |
| Federal IMD exclusion | Able to accept 18-64 y.o. Medicaid FFS patients | Able to accept 18-64 y.o. Medicaid FFS patients | Facility over 16 beds receives no payment for 18-64 y.o. Medicaid FFS patients | | | |

General Hospitals vs. Psych-only Hospitals

Multiple disincentives for operating a general hospital psychiatric unit vs. a freestanding psychiatric hospital.

| | General Hospital - PPS | General Hospital - CAH | Psychiatric Only Hospital |
|--------------------------------------|------------------------|---|------------------------------|
| Excluded from CAH cost-based rate | | Federal law allows CAHs to have 10 distinct part unit psychiatric beds, but beds excluded from typical CAH cost-based rate . | |
| Number of facilities in 2011 | 23 | 5 | 12 |
| Number of facilities in 2022 | 22 | 4 | 15 |

What does research indicate should be the target occupancy rate for inpatient psychiatric beds?

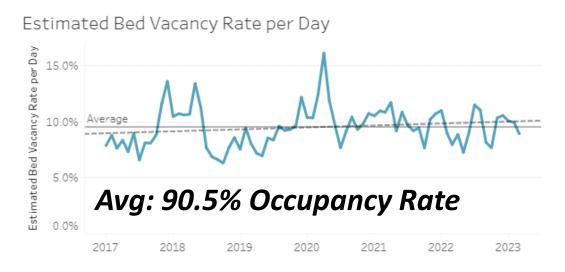


"[P]sychiatric hospitals with fewer than 100 beds should be operating below 85% average occupancy, whereas larger hospitals should be limited to a maximum of 85% occupancy in order to protect both patients and staff from untoward incidents arising from busyness."

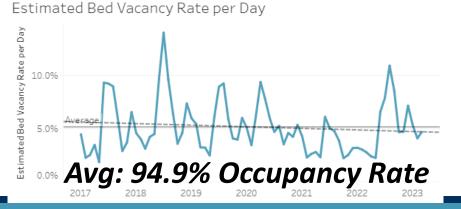
- Benchmarks for Needed Psychiatric Beds for the United States: A Test of
- a Predictive Analytics Model; November 2021

Wisconsin Psychiatric Bed Locator: Estimated Bed Vacancy Rate per Day 2017-Present

Inpatient Psychiatric Beds - Adult



Inpatient Psychiatric Beds – Adolescent (12-18yo)



Caveats:

- 82.5% of private beds participate
- 23.8% of county beds participate
- 0% of state beds participate
- *Estimate relies on annually reported beds set up and staffed.*
- Real rate likely worse accounting for staffing variation; lack of state participation

Inpatient Psychiatric Beds – Child (Under 12yo)

Estimated Bed Vacancy Rate per Day



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WHA BEHAVIORAL HEALTH FORUM: SEPTEMBER 2022

NON-LEGISLATIVE DHS ADMINISTRATIVE ACTION PROPOSALS TO SUPPORT BEHAVIORAL HEALTH ACCESS

Recommendation #11 – Guide to help navigate complex regs and funding - DHS provide education and user guides to help providers and policy makers navigate the complex array of regulations and funding impacting behavioral health facilities and service types.

Recommendation #15 – **Options to track emergency detentions.** Explore with stakeholders low resource options to better directly and accurately track emergency detention trends.

Recommendation #14 – Improve relevance of MHI data. Improve relevance of Winnebago and Mendota MHI data in the Guide to Wisconsin Hospitals, particularly utilization of civil vs. forensic services and beds set up and staffed.

Recommendation #7 – Pursue Medicaid IMD waiver to expand service options and reduce uncompensated Winnebago services. Explore applying for the federal short-term stay mental health IMD waiver and implementing the behavioral health care coordination pilot.

Recommendation #4 – Educate to fully leverage crisis funding. DHS promotion and education on leveraging existing crisis intervention services flexibility to enable to access cost-based reimbursement for psychiatric emergency services.



Thank you for the invitation!