



**BOARD OF DIRECTORS  
SPECIAL MEETING  
April 10, 2012**

**Health District Office Building  
120 Bristlecone Drive, Fort Collins**

**MINUTES**

**BOARD MEMBERS PRESENT:** Celeste Holder Kling, President  
Bernard J. Birnbaum, MD, Vice President  
Timothy S. O'Neill, Secretary  
Steven J. Thorson, MD, Treasurer  
Joe D. Hendrickson, Liaison to PVHS Board

**STAFF PRESENT:** Carol Plock, Executive Director  
Bruce Cooper, M.D., Medical Director  
Lorraine Haywood, Finance Director  
Dan Sapienza, Policy Coordinator  
Chris Sheafor, Support Services Director  
Nancy Stirling, Assistant to Executive Director  
Lin Wilder, Community Impact/Health Promotion Director

**OTHERS PRESENT:** Jack Irving, Board Candidate

**CALL TO ORDER; APPROVAL OF AGENDA**

President Celeste Kling called the meeting to order at 5:51 p.m. Mr. Jack Irving introduced himself as a resident of Fort Collins who is retired from the pharmaceutical industry, and is running for one of the Board positions in this next election because of his interest in health care. An item to provide an update on the League of Women Voters candidate forum was added to the meeting agenda.

**MOTION: To approve the agenda as amended.  
*Motion/Seconded/Carried Unanimously***

**DISCUSSION AND POTENTIAL ACTIONS**

**Policy – State Legislation; Active Bills**

Mr. Dan Sapienza, Policy Coordinator, briefly reviewed the bills that recently passed or failed as well as the status of some bills which the board has previously taken a position. (See Legislative Summary document for full details).

Some new bills of note include:

- HB12-1325 Meth Precursor Drug Log and Limits – This bill modifies purchase limits on meth precursor drugs and requires sales of these drugs to be entered into a database tracking system to prevent sales exceeding state limits. The original bill required all pharmacies to

use a particular national database, which would stop sales to the same person at multiple locations utilizing the system. The current version of the bill appears to only replace existing paper logs with a computerized log, but does not include requirements for networking to a national system, nor interoperability. Opponents of the bill do not believe this bill would effect the meth trade, citing studies of electronic tracking systems that failed to slow meth incidents but instead created a highly lucrative precursor trade. The bill is currently in House Committee. The Board decided not to take a position on this issue at this time.

- SB12-154 Responsible Medical Marijuana Vendor Standards – The bill creates the Responsible Medical Marijuana Vendor Server and Seller Designation for licensed medical marijuana businesses and sets standards for a training program for achieving the designation. The bill was assigned to the House State Veterans and Military Affairs Committee.
- SB12-020 Immunity for Reporters of Drug Overdose – The House amended the Senate bill to only grant immunity to one person (versus up to 3) and only offers immunity to charges that are misdemeanors (excluding felonies). The Senate does not agree with the amendments and requested a Conference Committee. There is some movement to try to tie this legislation with SB12-163, so that if SB 163 fails, it could roll into this bill. The Board reiterated its support for this bill in its original form, where immunity would apply for up to 3 people.
- SB12-163 Reducing Penalties for Certain Drug Possession Offenses – Changes all Class 6 Felony drug possession offenses to Class 1 Misdemeanor offenses, including for possession of all methamphetamine, ketamine, and Schedule I and Schedule II substances. This bill has strong support at the state level as it is believed that this would reduce spending within the state criminal justice system. However, there is opposition at the county level as it would shift costs and burdens as local areas would be responsible for housing and treating Class 1 misdemeanor offenders, which could affect their ability to continue to provide public services. More information is needed to fully understand the possible implications to counties if the burden of incarceration and treatment of such offenders is shifted to counties. While on face value, it may be helpful to the individual and the state to reduce the levels, it may be significantly harmful to counties, and the amount of money available for treatment will still be inadequate. One option would be for the Board to send a communication reiterating its support for SB 12-020 in its original form, and another indicating their concern that the implications of SB 12-163 may not have been fully analyzed yet and it may be premature to pass that bill. In the end, the Board decided to have staff continue to watch these bills, and inform President Kling if further action seems indicated.

**MOTION: To defer to President Celeste Kling to take a position on behalf of the Board, if a response is needed prior to the next board meeting.**  
*Motion/Seconded/Carried Unanimously*

- SB12-130 Early Childhood Program Consolidation Bill – Although the bill moved fast through the Senate, it is not looking like it has much chance in the House. The bill was assigned to the State Veterans and Military Committee.
- HB12-1281 Medicaid Payment Pilot Program – The bill directs the Department of Health Care Policy and Financing to establish the Medicaid Payment Reform and Innovation Pilot Program, to implement pilot payment reform projects in Medicaid within the accountable care collaboratives, with particular attention to global payment reforms. Pilots would have to

be innovative and budget neutral. Rocky Mountain Health Plans, the Regional Care Coordinating Organization for our local Medicaid Accountable Care pilot, has been involved in the bill and is supporting the bill. Ms. Plock asked the Board if they would either consider a position at this time or defer to Ms. Kling. The board noted that this could allow for some cutting edge pilots that are proactive rather than reactive in designing models with the best chance of success.

**MOTION: To defer to President Celeste Kling to take a position on behalf of the Board, if needed.**

*Motion/Seconded/Carried Unanimously*

The state budget is looking good at this point, given that they will have more money to deal with than previously expected.

### **Board Candidates Forum**

The Candidates Forum is scheduled for Thursday, April 12 at 7:00 pm. It will be held in the City Council Chambers in the City Hall Building. An additional press release announcing the forum will be going out. Ms. Kling commented that she heard that the moderator for the forum, appointed by the League of Women Voters, will be Ms. Lee Thielen, a former Health District Board member.

Mr. Hendrickson and Mr. O'Neill expressed their appreciation in being able to attend this year's Employee Appreciation Luncheon. They particularly enjoyed the slide presentation and award recognitions and seeing and hearing about staff in their life outside the Health District as well as within. They both said they were proud to be a part of it.

### **EXECUTIVE SESSION**

A motion was made to go into Executive Session.

**MOTION: To go into Executive Session for the purpose of discussion pertaining to personnel issues pursuant to §24-6-402(4)(f) of the C.R.S.**

*Motion/Seconded/Carried Unanimously*

The Board retired to Executive Session at 6:45 p.m.

The Board came out of Executive Session at 8:15 p.m.

### **POTENTIAL BOARD DECISIONS**

#### **Approval for Budget Adjustments, If Needed**

The Board approved the transfer of additional funds for the 2012 pay for performance allocation, should they be needed.

**MOTION:** To approve up to \$5,000 to be moved from the contingency line item and added into the personnel line item, to be used to increase the existing 2012 pay for performance allocations, should they be needed.  
*Motion/Seconded/Carried Unanimously*

**ADJOURN**

**MOTION:** To adjourn the meeting.  
*Moved/Seconded/Carried Unanimously*

The meeting was adjourned at 8:20 p.m.

Respectfully submitted:

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Nancy L. Stirling, Assistant Secretary

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Celeste Holder Kling, President

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Bernard J. Birnbaum, MD, Vice President

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Timothy S. O'Neill, Secretary

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Steven J. Thorson, MD, Treasurer

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Joe D. Hendrickson, PVHS Board Liaison