

Board Book

December 10, 2020

MISSISSIPPI BOARD OF TRUSTEES OF STATE
INSTITUTIONS OF HIGHER LEARNING

Board Meeting Outline

MISSISSIPPI BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING

MEETINGS SCHEDULE

IHL Board Meeting | December 10, 2020, 12:00p | IHL Board Room

CALL TO ORDER

Trustee Walt Starr

REGULAR AGENDAS

FINANCE | Trustee Tom Duff

1. UMMC – Request to Determine Compliance of Expenditure Reimbursement Requests with the CARES Act and HB 1782 for Baptist Memorial Hospital – North Mississippi Inc. as Required by HB 17823
2. UMMC – Request to Determine Compliance of Expenditure Reimbursement Requests with the CARES Act and HB 1782 for North Mississippi Medical Center, Inc. as Required by HB 1782.....5
3. UMMC – Request to Determine Compliance of Expenditure Reimbursement Requests with the CARES Act and HB 1782 for Delta Regional Medical Center as Required by HB 17827
4. UMMC – Request to Determine Compliance of Expenditure Reimbursement Requests with the CARES Act and HB 1782 for Memorial Hospital at Gulfport as Required by HB 17829

OTHER BUSINESS

ADJOURNMENT

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1. **UMMC – REQUEST TO DETERMINE COMPLIANCE OF EXPENDITURE REIMBURSEMENT REQUESTS WITH THE CARES ACT AND HB 1782 FOR BAPTIST MEMORIAL HOSPITAL – NORTH MISSISSIPPI, INC AS REQUIRED BY HB 1782**

Contractor’s Legal Name: Baptist Memorial Hospital – North Mississippi, Inc

Agenda Item Request: The University of Mississippi Medical Center (UMMC) through the Office of Mississippi Physician Workforce (OMPW) requests Board consideration of expenditure reimbursement requests received from Baptist Memorial Hospital – North Mississippi, Inc. (Baptist). The Board is requested to determine and certify whether the expenditures submitted are in compliance with the Coronavirus Aid, Relief, and Economic Security Act of 2020, related United States Treasury Guidance, and additional Federal laws and regulations as may be applicable. The determination and certification are required by the Board as provided in H.B. 1782, 2020 Regular Session in order to allow the Department of Finance and Administration and the State Treasurer’s Office to disburse funds to the hospitals. The reimbursement requests were submitted to Harper, Rains, Knight & Company, P.A. (HRK), the firm jointly contracted by IHL and UMMC to conduct a review and ensure compliance with H.B. 1782. HRK has provided its assessment and recommendation of the reimbursement requests to IHL and UMMC. UMMC now submits these requests to the Board, along with the recommendation from HRK, for formal determination of compliance and related certification.

History of Contract: Pursuant to Mississippi Code Annotated § 41-123-1, *et seq.*, OMPW has the authority to award financial support to any hospital or entity with demonstrated commitment and resources to establish and operate an Accreditation Council on Graduate Medical Education (ACGME) accredited residency program. OMPW will assist in the creation and/or support of ACGME accredited training programs in the State of Mississippi based on needs analysis and criteria established by OMPW and the advisory board while maintaining a strong and continued priority focused on family medicine.

Through H.B. 1782, 2020 Regular Session, the Mississippi Legislature appropriated funding for OMPW to start or expand physician residency programs at five (5) hospitals. On October 1, 2020, the Board approved separate contracts for this purpose with Baptist Memorial Hospital – North Mississippi, Inc. (Baptist), Delta Regional Medical Center (DRMC), Memorial Hospital at Gulfport (MHG), Mississippi State Hospital, and North Mississippi Medical Center, Inc. (NMMC).

According to Section 9 of H.B. 1782, “(a)s a condition of receiving and expending the funds appropriated to the agency under this act, the agency shall certify to the Department of Finance and Administration that each expenditure of the funds appropriated to the agency under this act is in compliance with the guidelines, guidance, rules, regulations and/or other criteria, as may be amended from time to time, of the United States Department of the

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Treasury regarding the use of monies from the Coronavirus Relief Fund established by the CARES Act.” In order to assist the Board to make the certification required, the IHL Board office and UMMC jointly engaged HRK, a CPA firm with expertise in compliance with the CARES Act, to review the specific requests for reimbursements submitted by the hospitals. On November 24, 2020, OMPW received requests for reimbursements from three (3) hospitals and provided them to HRK for review. On December 3, 2020, HRK provided their analysis of these expenditures to the IHL staff and UMMC.

Specific type of contract: n/a

Purpose: OMPW received expenditure reimbursement requests from Baptist pursuant to H.B. 1782. The reimbursement requests were submitted to HRK, the firm jointly contracted by IHL and UMMC to conduct a review and ensure compliance with H.B. 1782. HRK has provided its assessment and recommendation of the reimbursement requests, which now positions them to come before the Board for formal action as required by H.B. 1782.

Scope of Work: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Term of contract: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Termination Options: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Contract Amount: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782. H.B. 1782 provides up to \$4,418,000 for reimbursement for five (5) hospitals.

Funding Source for Contract: The reimbursement requests will be funded by State funds appropriated by the Mississippi Legislature through H.B. 1782, 2020 Regular Session.

Contractor Selection Process: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

HRK Recommendation: HRK submitted two (2) memos to IHL staff and UMMC. One memo contained an analysis with a conclusion on the eligibility of the proposed plans/budgets submitted with the hospital’s application and an additional memo with a conclusion on the eligibility of the expenditure reimbursement request. HRK concluded that the submitted expenditures do not comply with the joint requirements of H.B. 1782 and the CARES Act. HRK recommends that the Board disallow each of the expenditure reimbursement requests.

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UMMC Recommendation: UMMC staff reviewed the information submitted by the hospital and reviewed the analysis submitted by HRK. UMMC does not disagree with the conclusions reached by HRK, an expert in compliance with the CARES Act. Consistent with the recommendation of the engaged expert, HRK, UMMC recommends that the Board determine that the requests submitted do not comply with the requirements of H.B. 1782 and the CARES Act.

IHL Staff Recommendation: Board staff reviewed the information provided by the hospital along with the recommendations provided by HRK and UMMC. Board staff recommends the Board adopt the recommendations of HRK and UMMC and determine that the requests submitted do not comply with the requirements of H.B. 1782 and the CARES Act.

2. **UMMC – REQUEST TO DETERMINE COMPLIANCE OF EXPENDITURE REIMBURSEMENT REQUESTS WITH THE CARES ACT AND HB 1782 FOR NORTH MISSISSIPPI MEDICAL CENTER, INC. AS REQUIRED BY HB 1782**

Contractor’s Legal Name: North Mississippi Medical Center, Inc.

Agenda Item Request: The University of Mississippi Medical Center (UMMC) through the Office of Mississippi Physician Workforce (OMPW) requests Board consideration of expenditure reimbursement requests received from North Mississippi Medical Center, Inc. (NMMC). The Board is requested to determine and certify whether the expenditures submitted are in compliance with the Coronavirus Aid, Relief, and Economic Security Act of 2020, related United States Treasury Guidance, and additional Federal laws and regulations as may be applicable. The determination and certification are required by the Board as provided in H.B. 1782, 2020 Regular Session in order to allow the Department of Finance and Administration and the State Treasurer’s Office to disburse funds to the hospitals. The reimbursement requests were submitted to Harper, Rains, Knight & Company, P.A. (HRK), the firm jointly contracted by IHL and UMMC to conduct a review and ensure compliance with H.B. 1782. HRK has provided its assessment and recommendation of the reimbursement requests to IHL and UMMC. UMMC now submits these requests to the Board, along with the recommendation from HRK, for formal determination of compliance and related certification.

History of Contract: Pursuant to Mississippi Code Annotated § 41-123-1, *et seq.*, OMPW has the authority to award financial support to any hospital or entity with demonstrated commitment and resources to establish and operate an Accreditation Council on Graduate Medical Education (ACGME) accredited residency program. OMPW will assist in the creation and/or support of ACGME accredited training programs in the State of Mississippi based on needs analysis and criteria established by OMPW and the advisory board while maintaining a strong and continued priority focused on family medicine.

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Through H.B. 1782, 2020 Regular Session, the Mississippi Legislature appropriated funding for OMPW to start or expand physician residency programs at five (5) hospitals. On October 1, 2020, the Board approved separate contracts for this purpose with Baptist Memorial Hospital – North Mississippi, Inc. (Baptist), Delta Regional Medical Center (DRMC), Memorial Hospital at Gulfport (MHG), Mississippi State Hospital, and North Mississippi Medical Center, Inc. (NMMC).

According to Section 9 of H.B. 1782, “(a)s a condition of receiving and expending the funds appropriated to the agency under this act, the agency shall certify to the Department of Finance and Administration that each expenditure of the funds appropriated to the agency under this act is in compliance with the guidelines, guidance, rules, regulations and/or other criteria, as may be amended from time to time, of the United States Department of the Treasury regarding the use of monies from the Coronavirus Relief Fund established by the CARES Act.” In order to assist the Board to make the certification required, the IHL Board office and UMMC jointly engaged HRK, a CPA firm with expertise in compliance with the CARES Act, to review the specific requests for reimbursements submitted by the hospitals. On November 24, 2020, OMPW received requests for reimbursements from three (3) hospitals and provided them to HRK for review. On December 3, 2020, HRK provided their analysis of these expenditures to the IHL staff and UMMC.

Specific type of contract: n/a

Purpose: OMPW received expenditure reimbursement requests from NMMC pursuant to H.B. 1782. The reimbursement requests were submitted to HRK, the firm jointly contracted by IHL and UMMC to conduct a review and ensure compliance with H.B. 1782. HRK has provided its assessment and recommendation of the reimbursement requests, which now positions them to come before the Board for formal action as required by H.B. 1782.

Scope of Work: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Term of contract: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Termination Options: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Contract Amount: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782. H.B. 1782 provides up to \$4,418,000 for reimbursement for five (5) hospitals.

Funding Source for Contract: The reimbursement requests will be funded by State funds appropriated by the Mississippi Legislature through H.B. 1782, 2020 Regular Session.

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Contractor Selection Process: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

HRK Recommendation: HRK submitted two (2) memos to IHL staff and UMMC. One memo contained an analysis with a conclusion on the eligibility of the proposed plans/budgets submitted with the hospital's application and an additional memo with a conclusion on the eligibility of the expenditure reimbursement request. HRK concluded that the submitted expenditures do not comply with the joint requirements of H.B. 1782 and the CARES Act. HRK recommends that the Board disallow each of the expenditure reimbursement requests.

UMMC Recommendation: UMMC staff reviewed the information submitted by the hospital and reviewed the analysis submitted by HRK. UMMC does not disagree with the conclusions reached by HRK, an expert in compliance with the CARES Act. Consistent with the recommendation of the engaged expert, HRK, UMMC recommends that the Board determine that the requests submitted do not comply with the requirements of H.B. 1782 and the CARES Act.

IHL Staff Recommendation: Board staff reviewed the information provided by the hospital along with the recommendations provided by HRK and UMMC. Board staff recommends the Board adopt the recommendations of HRK and UMMC and determine that the requests submitted do not comply with the requirements of H.B. 1782 and the CARES Act.

3. **UMMC – REQUEST TO DETERMINE COMPLIANCE OF EXPENDITURE REIMBURSEMENT REQUESTS WITH THE CARES ACT AND HB 1782 FOR DELTA REGIONAL MEDICAL CENTER AS REQUIRED BY HB 1782**

Contractor's Legal Name: Delta Regional Medical Center

Agenda Item Request: The University of Mississippi Medical Center (UMMC) through the Office of Mississippi Physician Workforce (OMPW) requests Board consideration of expenditure reimbursement requests received from Delta Regional Medical Center (DRMC). The Board is requested to determine and certify whether the expenditures submitted are in compliance with the Coronavirus Aid, Relief, and Economic Security Act of 2020, related United States Treasury Guidance, and additional Federal laws and regulations as may be applicable. The determination and certification are required by the Board as provided in H.B. 1782, 2020 Regular Session in order to allow the Department of Finance and Administration and the State Treasurer's Office to disburse funds to the hospitals. The reimbursement requests were submitted to Harper, Rains, Knight & Company, P.A. (HRK), the firm jointly contracted by IHL and UMMC to conduct a review and ensure compliance with H.B. 1782. HRK has provided its assessment and recommendation of the reimbursement requests to IHL and UMMC. UMMC now submits these requests to the Board, along with the

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recommendation from HRK, for formal determination of compliance and related certification.

History of Contract: Pursuant to Mississippi Code Annotated § 41-123-1, *et seq.*, OMPW has the authority to award financial support to any hospital or entity with demonstrated commitment and resources to establish and operate an Accreditation Council on Graduate Medical Education (ACGME) accredited residency program. OMPW will assist in the creation and/or support of ACGME accredited training programs in the State of Mississippi based on needs analysis and criteria established by OMPW and the advisory board while maintaining a strong and continued priority focused on family medicine.

Through H.B. 1782, 2020 Regular Session, the Mississippi Legislature appropriated funding for OMPW to start or expand physician residency programs at five (5) hospitals. On October 1, 2020, the Board approved separate contracts for this purpose with Baptist Memorial Hospital – North Mississippi, Inc. (Baptist), Delta Regional Medical Center (DRMC), Memorial Hospital at Gulfport (MHG), Mississippi State Hospital, and North Mississippi Medical Center, Inc. (NMMC).

According to Section 9 of H.B. 1782, “(a)s a condition of receiving and expending the funds appropriated to the agency under this act, the agency shall certify to the Department of Finance and Administration that each expenditure of the funds appropriated to the agency under this act is in compliance with the guidelines, guidance, rules, regulations and/or other criteria, as may be amended from time to time, of the United States Department of the Treasury regarding the use of monies from the Coronavirus Relief Fund established by the CARES Act.” In order to assist the Board to make the certification required, the IHL Board office and UMMC jointly engaged HRK, a CPA firm with expertise in compliance with the CARES Act, to review the specific requests for reimbursements submitted by the hospitals. On November 24, 2020, OMPW received requests for reimbursements from three (3) hospitals and provided them to HRK for review. On December 3, 2020, HRK provided their analysis of the three hospitals expenditures to the IHL staff and UMMC. On December 8, 2020, DRMC submitted its requests for reimbursements. HRK provided analysis to UMMC and IHL staff on December 9, 2020.

Specific type of contract: n/a

Purpose: OMPW received expenditure reimbursement requests from DRMC pursuant to H.B. 1782. The reimbursement requests were submitted to HRK, the firm jointly contracted by IHL and UMMC to conduct a review and ensure compliance with H.B. 1782. HRK has provided its assessment and recommendation of the reimbursement requests, which now positions them to come before the Board for formal action as required by H.B. 1782.

Scope of Work: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

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Term of contract: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Termination Options: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Contract Amount: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782. H.B. 1782 provides up to \$4,418,000 for reimbursement for five (5) hospitals.

Funding Source for Contract: The reimbursement requests will be funded by State funds appropriated by the Mississippi Legislature through H.B. 1782, 2020 Regular Session.

Contractor Selection Process: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

HRK Recommendation: HRK submitted two (2) memos to IHL staff and UMMC. One memo contained an analysis with a conclusion on the eligibility of the proposed plans/budgets submitted with the hospital's application and an additional memo with a conclusion on the eligibility of the expenditure reimbursement request. HRK concluded that the submitted expenditures do not comply with the joint requirements of H.B. 1782 and the CARES Act. HRK recommends that the Board disallow each of the expenditure reimbursement requests.

UMMC Recommendation: UMMC staff reviewed the information submitted by the hospitals and reviewed the analysis submitted by HRK. UMMC does not disagree with the conclusions reached by HRK, an expert in compliance with the CARES Act. Consistent with the recommendation of the engaged expert, HRK, UMMC recommends that the Board determine that the requests submitted do not comply with the requirements of H.B. 1782 and the CARES Act.

IHL Staff Recommendation: Board staff reviewed the information provided by the hospital along with the recommendations provided by HRK and UMMC. Board staff recommends the Board adopt the recommendations of HRK and UMMC and determine that the requests submitted do not comply with the requirements of H.B. 1782 and the CARES Act.

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4. **UMMC – REQUEST TO DETERMINE COMPLIANCE OF EXPENDITURE REIMBURSEMENT REQUESTS WITH THE CARES ACT AND HB 1782 FOR MEMORIAL HOSPITAL AT GULFPORT AS REQUIRED BY HB 1782**

Contractor’s Legal Name: Memorial Hospital at Gulfport

Agenda Item Request: The University of Mississippi Medical Center (UMMC) through the Office of Mississippi Physician Workforce (OMPW) requests Board consideration of expenditure reimbursement requests received from Memorial Hospital at Gulfport (MHG). The Board is requested to determine and certify whether the expenditures submitted are in compliance with the Coronavirus Aid, Relief, and Economic Security Act of 2020, related United States Treasury Guidance, and additional Federal laws and regulations as may be applicable. The determination and certification are required by the Board as provided in H.B. 1782, 2020 Regular Session in order to allow the Department of Finance and Administration and the State Treasurer’s Office to disburse funds to the hospitals. The reimbursement requests were submitted to Harper, Rains, Knight & Company, P.A. (HRK), the firm jointly contracted by IHL and UMMC to conduct a review and ensure compliance with H.B. 1782. HRK has provided its assessment and recommendation of the reimbursement requests to IHL and UMMC. UMMC now submits these requests to the Board, along with the recommendation from HRK, for formal determination of compliance and related certification.

History of Contract: Pursuant to Mississippi Code Annotated § 41-123-1, *et seq.*, OMPW has the authority to award financial support to any hospital or entity with demonstrated commitment and resources to establish and operate an Accreditation Council on Graduate Medical Education (ACGME) accredited residency program. OMPW will assist in the creation and/or support of ACGME accredited training programs in the State of Mississippi based on needs analysis and criteria established by OMPW and the advisory board while maintaining a strong and continued priority focused on family medicine.

Through H.B. 1782, 2020 Regular Session, the Mississippi Legislature appropriated funding for OMPW to start or expand physician residency programs at five (5) hospitals. On October 1, 2020, the Board approved separate contracts for this purpose with Baptist Memorial Hospital – North Mississippi, Inc. (Baptist), Delta Regional Medical Center (DRMC), Memorial Hospital at Gulfport (MHG), Mississippi State Hospital, and North Mississippi Medical Center, Inc. (NMMC).

According to Section 9 of H.B. 1782, “(a)s a condition of receiving and expending the funds appropriated to the agency under this act, the agency shall certify to the Department of Finance and Administration that each expenditure of the funds appropriated to the agency under this act is in compliance with the guidelines, guidance, rules, regulations and/or other criteria, as may be amended from time to time, of the United States Department of the Treasury regarding the use of monies from the Coronavirus Relief Fund established by the CARES Act.” In order to assist the Board to make the certification required, the IHL Board

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office and UMMC jointly engaged HRK, a CPA firm with expertise in compliance with the CARES Act, to review the specific requests for reimbursements submitted by the hospitals. On November 24, 2020, OMPW received requests for reimbursements from three (3) hospitals and provided them to HRK for review. On December 3, 2020, HRK provided their analysis of these expenditures to the IHL staff and UMMC.

Specific type of contract: n/a

Purpose: OMPW received expenditure reimbursement requests from MHG pursuant to H.B. 1782. The reimbursement requests were submitted to HRK, the firm jointly contracted by IHL and UMMC to conduct a review and ensure compliance with H.B. 1782. HRK has provided its assessment and recommendation of the reimbursement requests, which now positions them to come before the Board for formal action as required by H.B. 1782.

Scope of Work: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Term of contract: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Termination Options: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

Contract Amount: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782. H.B. 1782 provides up to \$4,418,000 for reimbursement for five (5) hospitals.

Funding Source for Contract: The reimbursement requests will be funded by State funds appropriated by the Mississippi Legislature through H.B. 1782, 2020 Regular Session.

Contractor Selection Process: Not applicable. This is a request for the Board to determine compliance as required by H.B. 1782.

HRK Recommendation: HRK submitted two (2) memos to IHL staff and UMMC. One memo contained an analysis with a conclusion on the eligibility of the proposed plans/budgets submitted with the hospital's application and an additional memo with a conclusion on the eligibility of the expenditure reimbursement request. HRK concluded that the submitted expenditures do not comply with the joint requirements of H.B. 1782 and the CARES Act. HRK recommends that the Board disallow each of the expenditure reimbursement requests.

UMMC Recommendation: UMMC staff reviewed the information submitted by the hospitals and reviewed the analysis submitted by HRK. UMMC does not disagree with the conclusions reached by HRK, an expert in compliance with the CARES Act.

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Consistent with the recommendation of the engaged expert, HRK, UMMC recommends that the Board determine that the requests submitted do not comply with the requirements of H.B. 1782 and the CARES Act.

IHL Staff Recommendation: Board staff reviewed the information provided by the hospital along with the recommendations provided by HRK and UMMC. Board staff recommends the Board adopt the recommendations of HRK and UMMC and determine that the requests submitted do not comply with the requirements of H.B. 1782 and the CARES Act.