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# LPHA Triennial Reviews and Role of CLHO

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# Today's Updates

- Brief Overview of Triennial Review (TR)
- COVID and post-COVID TRs
- Role of CLHO Committees related to PEs and TRs
- CLHO CD requests related to TR

# Overview

- Per ORS 431.110 OHA shall have “direct supervision on all matters relating to the preservation of life and health of the people of this state.”
- OHA receives funding from the state legislature for public health purposes for which OHA is accountable.
- OHA receives federal funding that is often considered subrecipient funding and when passed through to LPHAs the LPHA is considered a subrecipient.

# Audits and Monitoring

- At any time, OHA public health work can be subject to:
  - Oregon Secretary of State audits
  - DHS/OHA Office of Financial Services internal audits
  - Federal agency or program audits or compliance reviews
- OHA-PHD must:
  - Engage in active contract administration for all agreements between OHA-PHD and contractors and grantees
  - Participate in Single Audit annually which samples from a variety of programs that differ from year to year
  - Conduct subrecipient monitoring for any subrecipient federal dollars passed through to LPHAs
  - Respond to questions from state leaders regarding how OHA monitors use of its funding, including how funding is used by partners

# Role of Triennial Review

- Triennial review is a contract administration tool that helps address OHA-PHD's auditing and monitoring requirements.
  - TR documentation is used to respond to SOS, internal, federal, and other audits and compliance reviews
  - Some programs do not participate in TR and if they don't must have their own plans for contract administration
- Choose Compliance Only or Compliance/Quality Assurance
  - All compliance items must be based in a federal, state, or program element requirement.

# Role of Triennial Review

- TR is also a quality improvement tool (even compliance items) – for OHA and LPHAs
- Not intended to be punitive but to identify strengths, provide improvement opportunities and work together to leverage strengths and plan around those improvements (timelines, documentation, etc.)
- To date, no LPHA has lost funding because of a TR finding
  - We recognize there are pandemic impacts that we will continue to see in the next cycle of review.

# Role of Triennial Review

- The Goal of TR is **NOT** a compliance finding free review.
- The Goal of TR **IS** to identify what's going well, strengths, as well as any gaps, opportunities, needs for additional training – for OHA and/or LPHAs – so we can serve Oregonians better.
  - Especially with the staff turnover experienced across the public health system

# Contract Language v. Contract Administration

- CLHO Subcommittees review and make recommendations on program elements (contractual language)
- CLHO approves recommendations on program elements (contractual language)
- Once in the agreement, OHA is responsible for the contract administration
- OHA develops TR tools with compliance items based on requirements.



# CLHO Systems and Innovation Committee and TR

- CLHO Systems and Innovation responsible for providing guidance and recommendations for implementation and improvement of system-wide work.
  - Includes triennial review process
  - Multiple TR improvement projects over the years that have involved LPHAs/CLHO

# CLHO Committees and TR Tools

- CLHO Subcommittees can:
  - Request clarification from OHA about items on the TR tool
  - Share concerns or things they would like OHA to consider related to TR tools
  - Expect OHA staff to consider and respond to those concerns, providing an explanation about how the information was considered and the outcome.
  - Include providing feedback on a TR tool in their annual committee work plan

# OHA and TR Tools

- OHA's contract administration tools so OHA is the lead
- OHA will:
  - Bring substantial changes to a TR Tool to the CLHO Subcommittee for feedback and circle back with the committee about how the feedback was considered
  - If necessary, share with CLHO the substantial changes to the TR Tool (example: Civil Rights tool)
  - Communicate with LPH Administrators and LPH Officers when a tool has changed and provide a three-month window before the tool is effective
    - Though not required, an LPHA may elect to use the new tool for their TR prior to the three month window closing
  - Publicly post current tools at [www.healthoregon.org/lhd](http://www.healthoregon.org/lhd)

# CLHO CD and TR Concerns

- CLHO CD requested to do a project related to the CD Triennial Review
  - A specific CLHO CD led TR project would be out of scope
- Meeting with CLHO CD Co-chairs and OHA CD leadership
  - CLHO CD Co-chairs encouraged to have committee share concerns and considerations for the CD TR Tool with OHA staff and have staff return with feedback
  - Encouraged to put on their committee work plan that during the next year: CLHO CD will have conversation(s) about CD TR Tool concerns/considerations
  - Moving forward, CLHO CD Co-chairs and OHA CD leadership will meet monthly to collaboratively develop subcommittee meeting agendas, discuss issues that are emerging, make sure right OHA staff are at subcommittee meeting for specific agenda items, etc.

# CLHO CD and TR Concerns

- OHA is committed to working on revisions to the CD TR Tool in 2023
- That revision work will include conversations with CLHO CD to provide input about specific areas of concern and considerations related to the tool
- A draft tool will be brought to CLHO CD for input before being finalized. Similarly, a draft tool can come to CLHO if that is desired.
- In addition, OHA recognizes that there were/are significant pandemic effects on CD work. This next cycle of CD reviews is an opportunity to identify where to work together to leverage strengths and improvement opportunities – this is a good thing!

# Current Status of TRs

- Trying to wrap up COVID TRs
  - Many are completed with findings resolved and just waiting on final paperwork
  - Truncated documentation
- Back on track for the 2023 TR schedule and will return to full final documents
- A lot of new staff within OHA and LPHAs so trying to stay as flexible as possible
- Want to revamp the TR, but have de-prioritized for the next fiscal year. Need to stabilize staffing, prioritize relationship re-building and training, and focus on 2023 legislative session deliverables