

Disabilities Advisory Council Minutes



Meeting: Disabilities Advisory Council
Date: 8/27/13
Start Time: 2:00 P.M.
End Time: 4:00 P.M.
Location: Conference Room 1020C
 Multi-Agency State Office Building
 195 North 1950 West
 Salt Lake City, UT 84116
Type of Meeting: Regular Monthly Meeting

| <u>Members:</u> | <u>Present:</u> | <u>Absent:</u> |
|---------------------------|-------------------------------------|-------------------------------------|
| Peggy Augustine | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Deborah Bowman | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Kristen Chapman | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Marsha Colegrove | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Dustin Ereksen | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Tonya Hales/Josip Abrenac | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Shane Sadler | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Paul Smith | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Krissie Summerhays | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Joseph Taggart | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Larry Valdez | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| John Westling | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Matters Discussed and Summary of Comments:

Presenter:

- Welcome and Announcements
- Public comment meeting today
- Review and Approval of Minutes
- No amendments requested
 - Bylaw discussion closed

Deborah Bowman, Chair

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Public Input Discussion

- **Andrew Riggle: Disability Law Center’s Public Policy Advocate**
 - First, the USDC needs a mental health unit. USDC does not have adequate staff to treat the growing number of residents with dual diagnosis. For example, mental health illness is being treated by behavior health interventions
 - USDC needs a discharge planning process
 - Would like to see an annual review of a discharge plan
 - Resident needs to be actively involved in the conversation

- USDC residents need independent advocates. USDC QMRP's develop, implement and review the resident's PCSP. Consequently, there are few checks and balances in structuring plans and there is little recourse if a resident disagrees. USDC needs to be held to the same standards as the rest of DSPD where each client has a private support coordinator
 - PCSP's need to be built around active treatment. Practical skills need to be considered
 - USDC needs to focus on education as the number of school-age residents increases. We understand that some kids are allowed to skip school because they are asleep or acting out
 - Oversight is needed on private support coordinators due to reports that a small number of relationships are "too cozy" between support coordinators and private providers.
 - Perhaps establish policies for the Division to take in this regard
 - Reimbursement rates need to be increased, specifically for specialists and professionals
 - The vocational efforts need to be further developed and strengthened
- **Joyce Dolcourt: Chair of the Legislative Coalition for People with Disabilities - Budget Priorities**
 - Mandatory additional services-all medically necessary services are required under Medicare and Medicaid services
 - Children in DCFS services age out when turning 18 and they no longer qualify for DCFS funding. The DSPD remains responsible for their disability services.
 - The waiting-list is still fairly lengthy. The longer people wait, the more comprehensive and expensive their services can become.
 - Advocating for an increase of provider rates due to higher administrative costs, higher minimum wage, and high employee turnover.
 - Joint effort with the Department of Health to address the individuals served by the Technology Dependent Children's waiver. Limited number of kids would be better served by the home community based waiver. Needs to be some sort of transition program similar to ICS and DSPD program
 - Deborah Bowman: why do they no longer need the Technology Dependent waiver? Do they suddenly become ineligible for that?
 - Some of them are not requiring as much technology as they did before
 - Tonya Hales: The Health Dept is aware of this need
- **DSPD Report: Paul Smith, Director of DSPD**
 - Transition of the Department with Palmer DePaulis retiring
 - The transition is operating smoothly and has been well thought out
 - Lana Stohl will be the acting deputy director until Marie Christman retires, and then will be a Department Deputy Director
 - Lana Stohl: I'm excited to have this opportunity as these things are very important to me. Look forward to a more holistic approach.
 - Lana brings the benefit of having the experience of working with people that have dual issues that include our Division
 - Lana emphasized that she welcomes public input
 - The Division has submitted its building blocks to the Department. The Department then works with the Governor's Office. The Governor then comes out with a budget given to the Utah Legislature, which may work from there.
 - The process has started

- Mandated additional needs building block: We are putting this forward again for this year. It is a federal requirement through federal regulation. Funding these additional needs is so important.
 - Waiting list building block: Asking for funding for 25% of the waiting list. Rate increase by 1%, increase to the providers. DCFS age outs have been identified and are also included. There has been criticism in years past about funding state dollars for aging out consumers. However, if you maximize federal dollars, we do not just remove a person from services when they turn of age. These folks are in custody of the state. It is not as if we can put them out on the streets-that is not an option. It really makes sense to do this from the get go.
 - Do not anticipate any new bills from the Division. However, there is still time for that to happen if there are any issues stakeholders wish to work on.
- Use of RAS: How do we determine which additional needs are truly needed. There has been a lot of processes and policies we are working on improving through focus groups and meeting with stakeholders. We have a presentation coming forward soon. We are getting close to presenting information to you about trends and criteria.
- Distribution lists of notices: We have identified the issue due to the transition to Google Mail and everyone should be seeing a test message. We will have a lot more control over our website.
 - Deborah: so the website is not ready
 - Nate: we should be up in the next week
- The Governor’s Office has put out a management review to improve by 25%. I am not ready to discuss the Division’s strategy until they have moved from their current work with DCFS as it is difficult to put that model to human service. They will see the challenges of other divisions before they get to DSPD.
- Renewed contract with Carry Griffith. That group will be working on customize employment activities.
 - Deborah: This is a third provider?
 - Correct
- School has started. Last year there were concerns for children not getting into the school near the facility where the student resides. Schools were only admitting where guardian resided. Last minute coordinating helped last year, but this year we have had more upfront coordination. Please let us know if you hear of any concerns
- New Notice of Agency Action Form was sent and should be reviewed so we do not create panic. Please look these over
 - Shane: Looks great to have everything on one sheet.
 - Deborah: I thought the first sentence was confusing on the Determining Eligibility for Waiver Services: “in response to your application for services” Change to “to the Division”
 - Peggy: Page 1, I was wondering if (1) and (2) could be pulled out like a bullet. All three NOA’s have this issue
 - Deborah: “You may bring a family member, friend, and/or advocate” as some may take this too literally and not realize they can bring a family member or more than one person
 - Isn’t there only one page to attach? Page(s) is not necessary

- Nate: “You are right.”
 - Joseph: Would we like to put “document” instead of pages?
 - Deborah: “Increase” or “Reduction” instead of a comma in the State only Funded Services
 - Deborah: Page 2, you may bring a family member, friend, and/or advocate...sentence was left out.
 - Paul Smith: we will look through these again and may need to run them by the Attorneys General and the Department of Health. Then we could formally submit these forms
 - Motion by Dustin Erekson to submit these forms as amended, with final approval to come from the Department of Health, seconded by Peggy Augustine, Tonya Hales abstaining, and otherwise passed unanimously.
 - Safety Care training was presented to this group. The Council was waiting for the input of UACS before approving the Safety Care training. Deborah asked if UACS had reviewed and if they had any problems with the Training. Dustin reported that it had been reviewed and that UACS is fine with the Training.
 - Deborah: Motion to approve the implementation of Safety care, passed unanimously.
- **Andrew Riggle: Governor’s Office has asked the Departments to look at possible reduction options. If true, where are you at this process?**
 - Paul: There are three ways you can improve by 25%: cut budget by 25%, improve your quality indicators, or increase your throughput. Our building blocks will of course increase our budget so our other variables will have to increase. We are going to talk a lot about this to the Governor’s Budget Office to evaluate expectations.
 - Lana: There is going to be another training on the success model. This is a four year process. We rely on public input. One of the questions asked, what happens to agencies that have already gone through efficiency processes? At this point there are a lot of questions and not a lot of answers. We are going to have an ongoing discussion with the Governor’s Office about the differences when delivering services directly to people.
 - Shane: Have to remember it is a four-year process.
- **Accounts of Business: Deborah**
 - Discussion to change by-laws last week. Is there any discussion on the changes?
 - Tonya Hales: Motion to approve, seconded by Joseph Taggart.
 - Motion passed unanimously.
 - We need to follow up on BC2 and BC3 on next month’s agenda.
 - We would like to see an update on the website next month
 - Would like to hear more on the Carry Griffin item
 - Shane: long term disaster planning was asked about and can come down the road

- Next meeting is scheduled for September 24 at 2:00 PM.

- Adjournment

Minutes Approved Robert Brown
Chairperson Signature

With Amendment or, Without Amendment