



COUNCIL MEETING NOTICE/AGENDA

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DATE: Wednesday, July 16, 2014
TIME: 10 a.m. – 5 p.m.
LOCATION: Hilton Sacramento Arden West
2200 Harvard Street
Sacramento, CA 95815
Phone: (916) 922-4700

Pursuant to Government code Sections 11123.1 and 11125(f), individuals with disabilities who require accessible alternative formats of the agenda and related meeting materials and/or auxiliary aids/services to participate in this meeting should contact Robin Maitino at (916) 322-8481 or email robin.maitino@scdd.ca.gov. Requests must be received by 5:00 pm, July 10, 2014.

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1.	CALL TO ORDER	M. Kennedy
2.	ESTABLISHMENT OF QUORUM	M. Kennedy
3.	WELCOME/INTRODUCTIONS	M. Kennedy
4.	PUBLIC COMMENTS <i>This item is for members of the public only to provide comments and/or present information to the Council on matters not on the agenda. Each person will be afforded up to three minutes to speak. Written requests, if any, will be considered first. The Council will provide a public comment period, not to exceed a total of three minutes, for public comment prior to action on each agenda item.</i>	
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iii. Proposed Council Sponsored Legislation on Employment Data		

8. STATEWIDE SELF-ADVOCACY NETWORK D. Forderer 75

9. STAFF REPORTS 79

A. Interim Executive Director	M. Clark
B. Chief Deputy Director	A. Carruthers
C. Deputy Director Policy and Planning	M. Polit
D. Area Board Executive Directors	All

10. **CLOSED SESSION – PERSONNEL**

Pursuant to Government Code 11126 (a)(1) the Council will have a closed session to consider the appointment and/or employment of a public employee.

11. **RECONVENE OPEN SESSION**

Pursuant to Government Code Section 11126.3 (f) there will be an announcement of any action(s) taken during closed session.

12. **W&I CODE SECTION 4551; CIVIL SERVICE RULES**

N. Bocanegra
M. Clark

13. **NEXT MEETING DATE & ADJOURNMENT**

M. Kennedy

MAY 2014
MEETING
MINUTES



DRAFT

**Council Meeting Minutes
May 29, 2014**

Members Present

April Lopez
Bill Moore
Steven Kapp
Carmela Garnica
Catherine Blakemore
Chisorom Okwuosa
Dan Boomer
David Forderer
Feda Almaliti
Janelle Lewis
Jonathan Clarkson
Jorge Aguilar
Kerstin Williams
Kris Kent
Max Duley
Molly Kennedy
Nancy Clyde
Ning Yang
Olivia Raynor
Patty O'Brien-Peterson
Ray Ceragioli
Rebecca Donabed
Robin Hansen
Sandra Smith
Santi Rogers

Members Absent

Robert Jacobs
Kecia Weller

Others Attending (cont.)

Aaron Carruthers
Anastasia Bacigalupo
Angela Lewis
Bob Phillips
Dawn Morley
Dena Hernandez
Eddie Fagin
Eric Gelber
Gabriel Rogin
Jennifer Allen
Mark Polit
Mary Agnes Nolan
Mary Ellen Stives
Mike Clark
Nancy Fellmeth
Natalie Bocanegra
Robin Maitino
Sarah Greenseid
Sarah May
Sherry Beamer
Sonya Bingaman
Tammy Eudy
Wayne Glusker
Vicki Smith
Fran Goldfarb

1. CALL TO ORDER/ESTABLISHMENT OF QUORUM

Jorge Aguilar, Chairperson called the meeting to order at 10:05 a.m. and a quorum was established.

2. WELCOME AND INTRODUCTIONS

Members and others attending both in person and on the phone introduced themselves.

3. PUBLIC COMMENT

Nancy Fellmeth from Families for Early Autism Treatment and Dawn Morley on behalf of Dr. Eddie Fagin (parent) read and presented letters to the Council regarding changes to respite services involving the use of private vehicles to transport clients.

4. APROVAL OF MARCH 2014 MEETING MINUTES

It was moved/seconded (Smith/Ceragioli) and carried to approve the March 20, 2014, Council meeting minutes as presented. (9 abstentions)

5. MTARS UPDATE

Jorge Aguilar and Mark Polit provided members with a progress update on implementing the corrective action plan as well as the status on the reimbursement process. Jorge went on to state that the Committee met on May 28, 2014 where the focus was mainly on obtaining feedback from AIDD staff regarding the draft legislative language.

Mark reported that the Council's first progress report was submitted to AIDD on May 1, 2014 with the second being submitted on June 2, 2014.

AIDD called into the meeting at 11 a.m. and addressed the Council stating that they were dedicated to helping us succeed.

In response to AIDD comments on AB 1595, the MTARS Committee brought the following resolution to the Council for amendments to AB 1595 to bring state law into full compliance with federal law:

- (1) Start the legislation with the DD Act and federal language authorities in the revisions to statute.
- (2) Review AIDD comments and make sure that language in statute reflects Council independence, free from state interference.

(3) Add language that some state provisions in statute can be done by Council with federal funds, if it is consistent with the Council's State Plan. Otherwise the Council may engage in other activities using other funds.

It was moved/seconded (Clyde/Smith) and carried unanimously to adopt the MTARS Committee resolution.

David Forderer and Ray Ceragioli requested that Council members each be mailed a copy of the federal DD Act.

6. CLOSED SESSION – PERSONNEL

The Council went into closed session.

7. RECONVENE OPEN SESSION

The following actions were reported in open session:

Action 1

It was moved/seconded and carried to accept the Executive Committee's recommendation to appoint Mike Clark as Interim Executive director on a part-time basis.

Action 2

Delegate the Executive Committee to come back to the Council with recommendations with procedures and timelines to continue the Executive Director recruitment process.

8. COMMITTEE REPORTS

a. Executive Committee – Molly Kennedy provided a summary of the April 3 and May 9, 2014 meetings. Additionally, the Committee brought three (3) items to the Council for action. Those items were:

By-Law Review

It was moved/seconded (Lewis/Smith) and carried to adopt the May 2014 SCDD By-Laws as amended.

Contracting and Purchasing Policies and Procedures Manual

It was moved/seconded (Aguilar/Forderer) and carried to approve the SCDD Contracting and Purchasing Policies and Procedures manual with the understanding that staff will make technical changes and bring those to Council for approval.

California Youth Leadership Forum Sponsorship Request

It was moved/seconded (Hansen/Yang) and carried to award \$10,000 to the California Youth Leadership Forum.

- b. Administrative Committee – Molly Kennedy provided a summary of the April and May Committee meetings. The proposed budget and assumptions for fiscal year (FY) 2014-15 and the Review of the Designated State Agency Evaluation were also presented to the Council.

2014-15 Proposed Budget and Assumptions

It was moved/seconded (Clyde/Forderer) and carried (21-3-1) to approve the Federal (BSG) Funds Budget for FY 2014-15 understanding that it is subject to change by future actions of the Council.

Designated State Agency Evaluation

It was moved/seconded (Yang/Lewis) and carried to accept the Administrative Committee's recommendation to approve the Review of the Designated State Agency Evaluation.

- c. Legislative and Public Policy Committee – Janelle Lewis provided a summary of recommendations from the April and May meetings. The following recommendations were acted upon:

Legislative and Public Policy Platform

It was moved/seconded (Smith/Clyde) and carried to approve the text of the Legislative and Public Policy Platform with the intended language changes. (3 abstentions)

Developmental Center Task Force Recommendations

It was moved/seconded (Garnica/Kennedy) and carried to support the recommendations of the Developmental Center Taskforce.
(1 abstention)

Legislative Recommendations

It was moved/seconded (Kennedy/Smith) and carried to adopt LPPC's recommendation to support Assembly Bill (AB) 1089, Calderon, Foster Care, as amended. (3abstentions)

It was moved/seconded (Smith/Donabed) and carried to adopt LPPC's recommendation to support AB 1687, Conway, Developmental Disabilities Bill of Rights, as amended. (3 abstentions)

It was moved/seconded (Clyde/Donabed) and carried to adopt LPPC's recommendations to support: AB 1806 (Bloom); AB 2041 (Jones); Senate Bill (SB) 1046 (Beal); SB 1093 (Liu); SB 1176 (Steinberg); and SB 1396 (Hancock). (3 abstentions)

It was moved/seconded (Clyde/Donabed) and carried to adopt LPPC's recommendations to support SB 1160 (Beall) and SB 1428 (Evans) if amended. (3 abstentions)

- d. Program Development Committee (PDC) – Nancy Clyde provided a brief summary of the April meeting noting that the name of this Committee has been changed to the State Plan Committee. The next meeting is scheduled to take place in June.
- e. Self-Advocates Advisory Committee (SAAC) – Ning Yang provided a brief summary of the May 28, 2014 meeting. The Council took action on the following SAAC recommendation.

It was moved/seconded (Yang/Lewis) and carried to adopt SAAC's recommendation to appointed David Forderer as the Council's representative to the Statewide Self-Advocacy Network (SSAN)

- f. Employment First Committee (EFC) – no report given was given.

9. **FAR NORTHERN REGIONAL CENTER CONFLICT OF INTEREST WAIVER REQUESTS**

It was moved/seconded (Lewis/Clark) and carried to delegate the review of the Conflict of Interest Waivers to the Executive committee.

10. **STAFF REPORTS**

Area Board Executive Directors provided written reports.

11. **COUNCIL MEMBER REPORTS AND COMMENTS**

Jorge Aguilar thanked the Council for allowing him to be of service. Molly Kennedy presented Jorge with a plaque on behalf of the Council in gratitude for helping guide the Council through challenging times.

12. **NEXT MEETING AND ADJOURNMENT**

The next meeting is scheduled for July 16th. Meeting was adjourned at 5:10 p.m.

MTARS UPDATE

II. ORGANIZATIONAL ADMINISTRATION	
<i>II.1 Staff</i>	<i>2013 MTARS Finding (1)</i>
<p>The Director shall hire, supervise, and annually evaluate the staff of the Council. Sec. 125(c)(9)</p>	<p>The Council Director (not the Governor) should hire Council staff and supervise and annually evaluate them. Instead the:</p> <ul style="list-style-type: none"> • Council Director submits hiring recommendations to the Governor and the Governor has the final authority to hire two deputy level staff. • The Council has the final approval for the hiring of other staff.
<p>California State Council on Developmental Disabilities Response</p>	
<p>COUNCIL RESPONSE (1): The Council agrees with this finding.</p> <p>CORRECTIVE ACTION (1): The Council proposes amending state law, the Lanterman Act, to provide that the Executive Director of the Council is the hiring authority for all Council staff. It is the Council’s intent to propose substantive revisions to the Lanterman Act to address this and other MTARS findings of noncompliance. The Governor’s office has indicated its support for relinquishing hiring authority in order to come into compliance with the DD Act.</p> <p>STAFF ASSIGNED: Mark Polit, Deputy Director for Policy and Planning and Natalie Bocanegra, Staff Counsel; Council’s MTARS Committee to oversee process.</p> <p>TIMELINES: Effective January 17, 2014, Assembly Member Wesley Chesbro agreed to sponsor a bill with intent language. Assembly Bill 1595 (AB 1595) was introduced on February 3, 2014. The Council anticipates that the bill will pass out of the Legislature by August 30th, be signed by the Governor in September 2014 and take effect January 1, 2015.</p> <p>July 1st Status Update (1): On June 18th, AB 1595 was amended to incorporate changes authorized by the Council on May 29 in response to comments from AIDD. On June 24th, AB 1595 passed from the Senate Human Services Committee on a vote of 4-0. The bill has been referred to Senate Appropriations Committee for a hearing in early August. The final amendments will be made by the author prior to the Appropriations hearing to incorporate language on transition of exempt staff to civil service positions, clarifying language on the authority of the Council to establish regional offices, and any other final technical changes. A copy of the bill showing “current statute as amended” is attached.</p>	
III. MEMBERSHIP	
<i>III.1 Membership policies</i>	<i>2013 MTARS Finding (2)</i>
<p>Membership recommendations solicited by Governor from a broad range of organizational sources including non-state agency members of the Council. Sec125(b)(1)(B)</p>	<p>The Council’s membership nomination and appointment process has been historically inhibited by state bureaucracy. It is unclear if and how membership recommendations are solicited from a broad range of DD/ID organizational sources and non-state agency members of the Council.</p>
<p>California State Council on Developmental Disabilities Response</p>	

COUNCIL RESPONSE (2): The Council agrees that it is in limited compliance with this finding. In this instance, California state law is consistent with the DD Act. The Lanterman Act, Welfare and Institutions Code (WIC) Section 4521 includes the following provision:

4521(c) Prior to appointing the 31 members pursuant to this section, the Governor shall request and consider recommendations from organizations representing, or providing services to, or both, persons with developmental disabilities, and shall take into account socioeconomic, ethnic, and geographic considerations of the state.

However, the Council has historically been somewhat passive in its involvement in the recruitment of new Council members. Currently, individual Council members may informally recommend that a colleague or acquaintance apply for appointment, but there is no organized process for soliciting their recommendations and submitting them to the Governor's Appointment office as required in Section 125(b)(1)(B). The Governor does proactively seek input from a variety of ID/DD organizations, but that effort is conducted independent of the Council's involvement.

CORRECTIVE ACTION (2): The Council will amend its bylaws to establish a Membership Committee to recruit, solicit and advise the Governor on appointments to the Council. Its membership will consist exclusively of self-advocates and family advocates who are community leaders and who may or may not be Council members. Part of the rationale for selecting non-Council members in addition to Council members to sit on this Committee is to permit the Council to strategically reach out to influential individuals in the I/DD field who have extensive contacts. In many cases, these individuals are not eligible to themselves sit on the Council because they wear multiple hats as both self/family advocate and disability professional. The Committee will consist of at least three members, a majority of whom are Council members. Consistent with Council Bylaws, the Chair shall be a Council member. The Committee will meet quarterly at minimum and more frequently as needed. The bylaws will define its membership and responsibilities and will include language in Section 125(b)(1)(B) that the Membership Committee will "coordinate Council and public input to the Governor regarding all recommendations." Among its duties will be to develop recruitment materials and publicity strategy. The Membership Committee will, at least quarterly, solicit recommendations for candidates via social media, and email/web alerts from among the regional advisory committees, self-advocacy groups, family support groups, the Federal Partners and service providers. The Chair of the Membership Committee will be charged with submitting the Committee's recommendations to the Governor's Appointment Office.

STAFF ASSIGNED: Dr. Mike Clark, Interim Executive Director; MTARS Committee to oversee implementation.

TIMELINES: Council to amend Bylaws to create Membership Committee at its March 20, 2014 meeting. Chair to complete appointments to the Committee by May 9, 2014. Membership Committee to hold first meeting in June 2014.

July 1st Status Update (2): The Membership Committee held its first meeting on June 19th (agenda attached). The committee is staffed by the incoming Interim Executive Director, Dr. Mike Clark and chaired by Council Vice Chair, April Lopez. The first meeting identified the roles and responsibilities of the committee and the documents that they must function by (bylaws and relevant portions of the MTARS CAP). They decided to focus on Council vacancies, as opposed to reviewing vacancies on area boards). Their next meeting will take place the last week of July or

the first week of August. Prior to that meeting, the Interim Executive Director will distribute the member recruitment flyer once again and compile from the regional offices any recommendations for membership received from the communities across the state for presentation to the Membership Committee.

The bylaws have been revised establishing the Membership Committee, and they will be revised again in November to reflect changes in statute from AB 1595.

<i>III.1 Membership policies (continued)</i>	<i>2013 MTARS Finding (3)</i>
Members reflect the state’s diverse geographic locations, race, and ethnicity. Sec.125(b)(1)(C)	The appointment process for obtaining new Council members has hindered compliance with the DD Act. Currently, SCDD’s membership composition does not meet the requirements for geographic, racial, and ethnic diversity.

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (3): The Council has historically had several vacancies and currently has four vacancies for positions recommended by the Area Boards. However for the current 15 non-agency members of the Council, the ethnic and racial representation is as follows: 21% Latino, 7% black, 7% Asian. The membership is currently geographically diverse as well.

By design, the Council has historically enjoyed geographic diversity, since 13 seats are filled by members from the 13 regions covering the entire state.

CORRECTIVE ACTION (3): The newly constituted Membership Committee will formally take the lead in conducting outreach to unrepresented regions of the state and underserved communities. The Chair of the Membership Committee will solicit from among non-agency Council members, the regional advisory committees, self-advocacy leaders and family support groups, especially those whose membership is composed of individuals from traditionally underserved ethnic or racial minority communities.

Based on the many findings relating to membership policies, the Council has begun to develop legislative language to amend the Lanterman Act. This will result in an appointment process that continues to promote geographic, racial and ethnic diversity. Currently, geographic diversity is established by having a seat assigned to each of the 13 regional advisory committees. It is anticipated that revisions to the Lanterman Act will preserve the geographic diversity by assuring that there will be at least one Council member from the geographic area encompassing each of the Council’s regional offices. The local regional advisory committees will be encouraged to recommend potential candidates, but the Governor retains authority to select the Council membership.

STAFF ASSIGNED: Dr. Mike Clark, Interim Executive Director; MTARS Committee to oversee

TIMELINES: As cited above with Membership Committee holding first meeting by June 30, 2014. Based on conversations with the Governor’s Appointment staff, we are optimistic that all vacancies will be filled by July 2014. Please see **Attachment F** for Council roster effective February 6, 2014.

July 1st Status Update (3): As discussed under corrective action #2, the membership committee met for the first time on June 19th. As discussed under corrective action #1, AB 1595 has been passed by

the Senate Human Services Committee on June 24th and now heads to Senate Appropriations for its final amendments. There are no planned amendments relevant to this corrective action.

III.1 Membership policies (continued)

2013 MTARS Finding(4)

The Council has provisions to rotate membership. Sec.125(b)(2)

Each regional office (i.e. Area Board) representative has to be nominated by the governor. Membership rotation has been historically inhibited by the state’s bureaucratic appointment process. For example, one regional office has not had representation on the Council for two years.

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (4): There have historically been challenges in filling Council vacancies. The requirement that these seats be filled by Governor-appointed representatives of each regional office’s board has complicated the appointment process.

CORRECTIVE ACTION (4): The anticipated revisions to the Lanterman Act which are being proposed, will streamline the appointment process significantly. The Council intends to also request that statutory language be revised so that a member’s term begins on the date of their appointment. Additional statutory language will be crafted so that members can continue to serve while awaiting replacement.

STAFF ASSIGNED: Dr. Mike Clark, Interim Executive Director, for activities of the Membership Committee; Mark Polit to oversee the legislative process; both overseen by MTARS Committee.

TIMELINES: As cited above, by June 30 2014 for first meeting of Membership Committee. Anticipated revisions to state law will go into effect January 1, 2015. Beginning no later than June 30 2014, via the Membership Committee as its vehicle, it is anticipated that the Council will enjoy a collaborative and shared mission with the Governor’s office in constituting the Council.

July 1st Status Update (4): The revisions in law through AB 1595, discussed above in Status Update (1), have moved from the Senate Human Services Committee to Senate Appropriations. There are no planned amendments to AB 1595 relevant to this corrective action.

III.1 Membership policies

2013 MTARS Finding(5)

The Council has provisions that allow continuation of membership until a new member is appointed. Sec.125(b)(2)

The Council did not provide evidence of a policy for allowing the continuation of Council membership until a replacement member could be appointed.

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (5): The Council agrees with this finding, as there are conflicting provisions of state law.

In compliance with the DD Act, the Lanterman Act currently states:

4521(g) A member may continue to serve following the expiration of his or her term until the Governor

appoints that member's successor.

However, the Lanterman Act also contains a provision which contradicts both the DD Act and Section 4521(g), quoted above:

4521(d) ... In no event shall any member described in paragraph (1) of subparagraphs (E) and (H) of paragraph (2) of, and paragraph (3) of, subdivision (b) serve for more than a total of six years of service.

CORRECTIVE ACTION (5): The Council is proposing an amendment to the Lanterman Act to clarify that Council member may continue serving until a new member is appointed. The bylaws will be updated in November 2014 to reflect changes in the Lanterman Act from AB 1595.

STAFF ASSIGNED: Mark Polit, Deputy Director for Policy and Planning with oversight by MTARS Committee

TIMELINES: As previously cited, legislation has been introduced with the assumption that it will be signed by the Governor in September and go into effect January 1, 2015.

July 1st Status Update (5): The revisions in law through AB 1595, discussed above in Status Update (1), have moved from the Senate Human Services Committee to Senate Appropriations. There are no planned amendments to AB 1595 relevant to this corrective action. The bylaws have already been revised.

<i>III.1 Membership policies (continued)</i>	<i>2013 MTARS Finding(6)</i>
The Council has a process to notify Governor re: membership and vacancies. Sec. 125(b)(2)	The Council did not provide evidence of a transparent and effective process to notify Governor regarding membership vacancies.

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (6): Although a process exists in state law to address vacancies, in practice there have indeed been long-standing vacancies. The Lanterman Act states:

4521(g) The state council shall notify the Governor regarding membership requirements of the council and shall notify the Governor at least 60 days before a member's term expires, and when a vacancy on the council remains unfilled for more than 60 days.

CORRECTIVE ACTION (6): The Membership Committee shall propose to the Council a formalized process for documenting these provisions and the Council will adopt revisions to its bylaws accordingly. This will include: 1) Notifying the Governor six months in advance when feasible; 2) Submitting multiple recommendations to the Governor for consideration; 3) Soliciting support from the DSA when vacancies remain for more than four months; 4) Reporting persistent vacancies to AIDD through the PPR process; 5) Soliciting technical assistance from AIDD when persistent vacancies exist.

STAFF ASSIGNED: Dr. Mike Clark, Interim Executive Director, with MTARS Committee overseeing process

TIMELINE: Membership Committee to propose revisions to bylaws by December 31, 2014.

July 1st Status Update (6): The revisions in law through AB 1595, discussed above in Status Update (1), have moved from the Senate Human Services Committee to Senate Appropriations. There are no planned amendments to AB 1595 relevant to this corrective action.

The Membership Committee held its first meeting on June 19th. The committee is staffed by the incoming Interim Executive Director, Dr. Mike Clark and chaired by Council Vice Chair, April Lopez. A copy of the meeting agenda is attached. The first meeting identified the roles and responsibilities of the committee and the documents that they must function by (bylaws and relevant portions of the MTARS CAP). They decided to focus on Council vacancies, as opposed to reviewing vacancies on area boards). Their next meeting will take place the last week of July or the first week of August. Prior to that meeting, the Interim Executive Director will distribute the member recruitment flyer once again and compile from the regional offices any recommendations for membership received from the communities across the state for presentation to the Membership Committee.

The bylaws have been revised establishing the Membership Committee, and they will be revised again in November to reflect changes in statute from AB 1595 and these corrective actions.

<i>III.2 Membership requirements</i>	<i>2013 MTARS Finding(7)</i>
<p>60% of membership represent individuals with DD in the following categories: Sec.125(b)(3); Sec.125(b)(5)</p> <ul style="list-style-type: none"> • 1/3 individuals with DD • 1/3 parents and guardians of children with developmental disabilities or immediate relatives of guardians of adults with developmental disabilities • 1/3 combination • At least one is immediate relative or guardian of an individual with developmental disabilities who resides or previously resided in an institution or an individual with developmental disabilities who currently/previously resided in an institution in the State. Sec.125(b)(6) 	<p>Historically the Council has had long term vacancies. Several membership rosters have been submitted since last year and four membership vacancies were filled just prior to the on-site monitoring visit. An updated membership roster is requested as part of the FY14 State Plan Amendment to AIDD to ensure compliance.</p>

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (7): The Council has historically had several vacancies.

CORRECTIVE ACTION (7): With the creation of the Membership Committee, we foresee a more engaged Council, wherein the Council will actively involve itself in seeking out and promoting candidates for the Governor’s consideration. The Chair of the Membership Committee and the staff assigned to support that Committee will be working with the Governor’s Office to rapidly fill existing vacancies. An updated membership roster was submitted as part of the FY14 State Plan Amendment. **(Attachment F contains the**

current Council roster as of February 3, 2014.) It should also be noted that the Governor’s Assistant Appointment Secretary, Sarah Greenseid, sits on the MTARS Committee with the commitment of the Governor’s office to ensure the state’s compliance with the DD Act.

STAFF ASSIGNED: Dr. Mike Clark, Interim Executive Director, with oversight by MTARS Committee

TIMELINES: Immediate and ongoing, calls to Governor’s office bi-monthly, at minimum. A follow-up email will be sent to document the contact. Council members, staff and regional advisory members will be informed of an aggressive campaign to recruit new members via an email to be disseminated by February 28, 2014.

July 1st Status Update (7): The Membership Committee held its first meeting on June 19th. The committee is staffed by the incoming Interim Executive Director, Dr. Mike Clark and chaired by Council Vice Chair, April Lopez. More details are contained in Corrective Actions 2 and 6.

IV. PROGRAM ADMINISTRATION

IV.1. Five Year State Plan

2013 MTARS Finding(8)

The plan shall focus on Council efforts to bring about the purpose of this subtitle, by specifying 5-year goals, as developed through data driven strategic planning, for advocacy, capacity building, and systemic change related to the areas of emphasis, to be undertaken by the Council. Sec.124(c)(4)(A)

There was inadequate evidence that the:

- Council engages in data-driven strategic planning to develop the State Plan and takes the primary role in the planning process.
- State Plan is the Council’s Plan and that activities are undertaken by the Council versus the State Plan being one that is configured by and for the Area Boards.
- Council is free from state interference in the development of the State Plan. The state’s DD agency awarded the Council two contracts: (1) Client Rights Advocacy and (2) Volunteer Advocacy Services. This state supported work is documented in the Goal 2 in the Council’s State Plan which states: “local offices provide assistance that include systems navigation, technical assistance, attendance to Individualized Education Plan meetings and assistance with due process”. The review team heard more about these two projects during interviews and public forum testimony than any other Council supported activity. While AIDD does not question the merit of the projects and the quality of the work being done by Council staff, it raises serious questions about whether the state is directing the Council’s State Plan or whether the Council is developing the State Plan.

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (8): In developing the California State Council State Plan, the Council is very unique and fortunate in having 13 local offices placed throughout the State. Compared to other states, California is an exceptionally large and diverse State with the 8th largest economy in the world. Further, because of the vast size and complexity of the State, the California State Council developed a unique, comprehensive, data-driven strategy to gather information in developing the State Plan. In past Plan development cycles, the Council relied on organizing public meetings which drew sparse audiences to a few central locations. Notwithstanding the richness of that material, it was limiting and did not utilize the networks and contacts of each of our regional offices.

The regional offices of the Council developed local needs assessments, utilizing the skills and insights of their advisory board members, local officials, school district personnel, and service providers.

The **Area Board Implementation Guide** assisted each of our local offices in focusing their energy and identifying the needs of their community. The process included a number of locally based public forums, which provided additional input to the work of the staff and volunteers who assisted the local offices in carrying out the identified local needs. At least one Council member attended each regional forum. It was this process repeated across each region that contributed to the development of the Council's State Plan. This was the first time that such a large number of local citizens had the opportunity to directly provide significant input into the development of the State Plan.

The work of the **Strategic Planning Sub-Committee** was to take this extensive data, quantify it, organize it into focus areas, and ultimately establish measurable goals and outcomes. The draft State Plan was presented to the Council which recommended revisions that were made by the Strategic Planning Sub-Committee. The State Plan that was ultimately submitted by the Council reflected data and stakeholder input that was collected throughout the state.

Please see **ATTACHMENT G** for documentation of the State Plan development process, including agendas/minutes of Strategic Planning Subcommittee

CORRECTIVE ACTION (8): As described in greater detail in the subsequent Section on Program Performance Report, the Council previously had a Strategic Planning Sub-Committee which oversaw the development of the 5 Year State Plan. That committee went dormant when the Planning Specialist position became vacant in 2011. As described in the later section, the Council intends to reconstitute as a Standing Committee, the State Plan Committee to both oversee implementation of the current State Plan, draft and submit to the Council the annual PPR, recommend State Plan Amendments as necessary, and begin planning for each subsequent 5 Year State Plan. It will be the job of the State Plan Committee to present to the Council at each Council meeting a document that demonstrates the Council's progress toward the specific goals and objectives.

STAFF ASSIGNED: Mark Polit, Deputy Director for Policy and Planning; Staff analyst with specialty in planning, starting in June; State Plan Committee reports to Council; MTARS Committee to ensure timely actions taken.

TIMELINES: Chair to appoint members of State Plan Committee by April 1, 2014. The Committee will meet quarterly with its first meeting to occur no later than June 30, 2014

July 1st Status Update (8, Bullets 1 and 2): The revised Council Bylaws provide that the State Plan Committee will advise the Council on the collection and reporting of information on unmet

needs, priorities and emerging issues; make recommendations to the Council regarding priorities, goals and objectives for the State Plan; advise the Council on the implementation and reporting of progress on the State Plan; and make recommendations to the Council on priorities for grants to meet State Plan goals and objectives.

The first meeting of the State Plan Committee was held on June 23rd (agenda attached). This meeting included training by Sheryl Matney of NACDD on the responsibilities of the Council with respect to state plan development, tracking implementation, and amending the state plan. The focus was on where we are currently in the cycle: Gathering data on and ensuring adequate plan implementation. Thomas Hamlett attended the committee meeting to inform the members of how the Council currently tracks plan implementation. Thomas collects the activity reports from the regional offices, and worked on writing the last three PPRs. Thomas explained how the Council receives reports from the regional offices on their activities in support of state plan implementation and is consolidated into the PPR. The committee asked that the implementation data be aggregated by regional office to better get a sense of how the plan is implemented throughout the state. This is the first step in developing more strategic control of implementation of the State Plan.

At their June 25th meeting, the MTARS Committee discussed the relative roles of the MTARS and State Plan Committee. It was agreed that the State Plan Committee does the bulk of the planning work, while MTARS oversees that work. MTARS may also provide broad direction to the State Plan Committee, consistent with the Council's ongoing response to the MTARS CAP.

The Council advertised on May 23rd for a civil service analyst position that can fill many of the functions of the Planning Specialist. The posting closed on June 9, and the management team is interviewing qualified candidates. Once a hire is made, the Deputy Director of Policy and Planning will continue to staff the State Plan Committee with the assistance of this analyst. The Planning Specialist position will no longer be critical path for implementation of this corrective action and will be filled at a later time.

COUNCIL RESPONSE (8) REGARDING THE COUNCIL'S TWO CONTRACTS (BULLET 3)

Council staff evidently gave confusing information when discussing the two state contracts (actually, Interagency Agreements) held by SCDD as the AIDD team's understanding of the nature of the two contracts is inaccurate. To clarify, the Council has two contracts with DDS: one contract is to provide both Client Rights Advocacy and Volunteer Advocacy Services (CRA/VAS), solely to the 1383 residents of California's state developmental centers. The second contract is to administer the National Core Indicators surveys statewide, known in California as the Quality Assurance Program.

The references made in the Finding regarding the outpouring of support for Goal 2 activities, are actually references to the advocacy, collaboration, training, and outreach that is conducted in the community by the staff that are housed in our local area offices. These activities are quantified in the State Plan as Objectives 2a), 2b), and 2c). The CRA/VAS contract is referenced in Objective 2d) of Goal 2: "The Council will collaborate with federal developmental disability partners and other key stakeholders to protect the rights of residents in Developmental Centers and other large facilities. The Council will be involved in the planning and implementation of any closure process of a Developmental Center."

The CRA/VAS contract is limited in scope to providing advocacy and training to the residents, families and staff of California's five state-operated facilities, including self-advocacy assistance. There are only twelve Council employees throughout the state who work on the CRA/VAS contract and they are solely assigned to that contract and solely paid via that contract. These funds are identified in the Budget Section of the PPR as non-federal funds.

It should be noted that the Council entered into this contract voluntarily as it was seen as a means for having a voice in the state's policies and long term service planning especially as it relates to the planned closure of California's remaining institutions. As with any contract, either party, DDS or SCDD, may terminate the contract.

In 1997 legislation was passed to address a persistent conflict of interest in the provision of client's rights advocacy services for individuals served in the community by the network of regional centers and the individuals who lived in state-run institutions. The contract requires the Council to:

(1) Provide clients' rights advocacy services to persons with developmental disabilities who are consumers of regional centers and to individuals who reside in the state developmental centers and hospitals, including ensuring the rights of persons with developmental disabilities, and assisting persons with developmental disabilities in pursuing administrative and legal remedies.

(2) Investigate and take action as appropriate and necessary to resolve complaints from, or concerning persons with, developmental disabilities residing in licensed health and community care facilities regarding abuse, and unreasonable denial, or punitive withholding, of rights guaranteed under this division.

(3) Provide consultation, technical assistance, supervision and training, and support services for clients' rights advocates that were previously the responsibility of the Office of Human Rights.

(4) Coordinate the provision of clients' rights advocacy services in consultation with the department, stakeholder organizations, and persons with developmental disabilities and their families representing California's multicultural diversity.

(5) Provide at least two self-advocacy trainings for consumers and family members. (our emphasis)

As a result of our role in the developmental centers, the State Council has been a key participant in the closure of three state institutions and the movement of former residents into an array of innovative new community living models.

~~For a clearer understanding of the scope of work and duties of staff assigned to this contract, please refer to ATTACHMENT H which consists of the CRA/VAS Interagency Agreement. Additionally, ATTACHMENT I contains the staff roster for the project. ATTACHMENT J contains the 2013 CRA and VAS Annual Reports.~~
CORRECTIVE ACTION (8): The Council welcomes AIDD's guidance on the appropriateness of our work on this contract. It should be noted that the existence of this state contract has in no way deterred the Council from taking a variety of policy positions, even when critical of the administration and including criticism of the state's continued reliance on institutional settings. Most recently, the Council was an invited participant on the 2013 Task Force on the Future of California's State Developmental Centers.

~~STAFF ASSIGNED:~~ Mark Polit, Deputy Director of Policy and Planning; MTARS committee to oversee

July 1st Status Update (8, bullet 3): Although the Council did not anticipate a corrective action on this item, the June 25th MTARS Committee meeting decided to seek technical assistance from AIDD and NACDD on the CRA/VAS issue. Specifically, since CRA/VAS is a state authorized activity funded 100% with state funds, it may be appropriate to remove these contracted activities from the State Plan. Under that option, the CRA/VAS contract would continue, but not as a state plan activity.

<p>Plan must include assurances related to:</p> <ul style="list-style-type: none"> ➤ (B) USE OF FUNDS - <i>At the request of any State, a portion of such funds provided to such State under this subtitle for any fiscal year shall be available to pay up to 1 /2 (or the entire amount if the Council is the designated State agency) of the expenditures found to be necessary by the Secretary for the proper and efficient exercise of the functions of the designated State agency, except that not more than 5 percent of such funds provided to such State for any fiscal year, or \$50,000, whichever is less, shall be made available for total expenditures for such purpose by the designated State agency</i> ➤ (C) STATE FINANCIAL PARTICIPATION.—<i>The plan shall provide assurances that there will be reasonable State financial participation in the cost of carrying out the plan.</i> ➤ (D) CONFLICT OF INTEREST.—<i>The plan shall provide an assurance that no member of such Council will cast a vote on any matter that would provide direct financial benefit to the member or otherwise give the appearance of a conflict of interest.</i> ➤ (K) STAFF ASSIGNMENTS.—<i>The plan shall provide assurances that the staff and other personnel of the Council, while working for the Council, will be responsible solely for assisting the Council in carrying out the duties of the Council under this subtitle and will not be assigned duties by the designated State agency, or any other agency, office, or entity of the State.</i> ➤ (L) NONINTERFERENCE.—<i>The plan shall provide assurances that the designated State agency, and any other agency, office, or entity of the State, will not interfere with the advocacy, capacity building, and systemic change activities, budget, personnel, State Plan development, or plan implementation of the Council, except that the designated State agency shall have the authority necessary to carry out the responsibilities described in section 125(d)(3).</i> 	<p>The Council did not provide adequate evidence that the plan is supported by the assurances in Section 125(c)(5)(B - D) and (K - L).</p> <p>Regarding (B) <i>Use of Funds</i>, the review team could not draw any conclusions about the Council based on the information provided about the expenditures for the DSA. It was stated during interviews that:</p> <ul style="list-style-type: none"> • The DSA charges the Council an indirect rate for the services it provides. • The rate stated by Council staff was in excess of the 5% or \$50,000 limit. • Staff did not know the DSA’s indirect policy and no written policy was provided. • The Council is required to pay the indirect rate. The Council staff stated it does so from two contracts the state awards to the Council. <p>In regards to (C) <i>State Financial Participation</i>, when the review team inquired about how the state provides match, there were comments about state contract funds being factored in but there was a tremendous lack of clarity on this matter.</p> <p>In regards to (D) <i>Conflict of Interest</i>, the majority of the Council is comprised of non-agency representatives who are Area Board representatives. There are 13 Areas Board representatives on the Council and 7 “at large” members. The Area Board representatives sit on the State Council and on the Advisory Committee to the Area Boards. This dual role presents a conflict of interest and gives the appearance of a conflict of interest. The Council does not have a policy or procedure to address this.</p> <p>In regards to (K) <i>Staff Assignments</i>, it appears that Council staff is carrying out work directed by the state and not necessarily the Council through the state funded Client Rights Advocacy and Volunteer Advocacy Services projects. Through these contracts, Council staff conducts assessments and monitoring in the State’s developmental centers. Providing direct services is outside the purview of the Council’s responsibilities. Furthermore, this work is in support of the two state contracts and therefore directs the work carried out by Council staff located in the</p>
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<p>Sec.124(c)(5)</p>	<p>regional office. Since it is work created by and for the state, it raises questions as to whether the Council staff is assisting the Council or the state.</p> <p>In regards to (L) <i>Noninterference</i>, it is very difficult to conclude whether the Council is free of interference:</p> <ul style="list-style-type: none"> • To avoid duplication, issues related to interference with the budget process are described under <i>VI.1 Fiscal Requirements</i> • To avoid duplication, issues related to interference with personnel are described under <i>II.1 Staff</i> • To avoid duplication, issues related to interference with State Plan development are described in the Section above <i>IV.1. Five Year State Plan</i>.
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California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (9 B and C): The Council agrees that there has been a lack of clarity on the two issues of (B) Use of Funds; and (C) State Financial Participation. With the staff turnover experienced in recent years, there is a lack of institutional knowledge. This is an area in which the Council would appreciate technical assistance.

To clarify our current practice, the Council has an Interagency Agreement (IA) in the amount of \$390,000 with the California Department of Social Services (CDSS) to provide administrative support services in the areas of accounting; some IT support; some human resources services; procurement; and contracting. We have assigned \$50,000 of these costs to the DSA functions. However, the scope of administrative work performed by the Department of Social Services far exceeds the required duties of the DSA. For example, the Council does not have state-approved delegated purchasing authority. Its purchasing authority is held by DSS and therefore, all contracts are encumbered by DSS on behalf of SCDD. We believe it is appropriate for the Council to assign some of the cost of our CDSS Interagency Agreement as General Management costs. If not for this Interagency Agreement, the Council would have to bring these functions in-house, at substantially greater cost. The \$390,000 CDSS IA is broken down as follows:

- \$50,000.....DSA Functions
- \$136,960..... Council General Management costs
- \$92,040.....Funds from State CRA/VAS contract
- \$111,000.....Funds from State QA (NCI) contract

The CDSS states that the cost of providing the support services as outlined in the IA, far exceeds the \$390,000 paid by SCDD. According to the CDSS, the services more accurately cost \$620,000. Therefore, the difference between the \$620,000 worth of support services provided to the Council versus the \$390,000 paid for these services, represents California’s State Financial Participation.

Please see **ATTACHMENT K** for a copy of the CDSS Interagency Agreement as well as supplemental information from CDSS on this matter.

Additionally, it should be noted that, to a very large degree, the California Council implements its State Plan through staff activities which requires no match. In Fiscal Year 2013, the Council awarded \$580,414 in grants, which represents 9% of our allotment. The grantees did provide matching/in-kind funds for a total match of \$284,276 or nearly 50% of the funds awarded. Please see **ATTACHMENT L** for (FY 2013) Cycle 35 Grants and the current (FY 2014) Cycle 36 Grants.

CORRECTIVE ACTION (9 B and C): We provide this added documentation in order to assure sufficient clarity. The Council welcomes input from AIDD if further evidence is required to ensure that we are properly addressing assurances.

STAFF ASSIGNED: Dr. Mike Clark, Interim Executive Director; Administrative Committee to oversee and report to MTARS Committee

July 1st Status Update (9B, 9C): No action planned regarding this finding

Response(9) Regarding (D), Conflict of Interest

The California State Council on Developmental Disabilities (Council) is comprised of 31 members; 11 members are agency representatives, 7 members are statewide, or “at-large” and 13 members are from the local area advisory boards.

The regional advisory board members are appointed first by the Governor to the area advisory board and secondly by the Governor to the Council.

For California, the Legislature expressly determined that the planning activities of the Council depend on the direct involvement of Council members familiar with the structure and operation of services and programs for persons with developmental disabilities in areas throughout the state. The Legislature found this necessary due to the expansive geographical size of the state of California and its complexity and diversity. To this end, WIC 4525 expressly exempts Council members from the local area advisory boards from the conflict of interest criteria.

CORRECTIVE ACTION (9 D): Based on the many findings relating to membership policies, as previously reported, the Council has begun to develop legislative language to amend the Lanterman Act. This is intended to result in an appointment process that eliminates the perceived conflict of interest. Currently, geographic diversity is established by having a seat assigned to each of the 13 regional advisory committees. It is anticipated that revisions to the Lanterman Act will preserve the geographic diversity by assuring that there is at least one Council member from each of the geographic areas that encompasses each regional office. The local regional advisory committees will be encouraged to recommend potential candidates to the Council’s Membership Committee and directly to the Governor’s Appointment Office, but the Governor retains authority to select the Council membership.

STAFF ASSIGNED: Mark Polit, Deputy Director for Policy and Planning for legislative action; Staff Counsel to confer on Conflict of Interest provisions; MTARS Committee to oversee.

TIMELINES: As previously noted, legislation is expected to be effective January 1, 2015.

July 1st Status Update (9D): The revisions in law through AB 1595, discussed above in Status Update (1), have moved from the Senate Human Services Committee to Senate Appropriations. There are no planned amendments to AB 1595 relevant to this corrective action.

RESPONSE TO K (Staff Assignments): Our response is addressed under **Response 8**, previously cited. It should again be noted that the Council’s activities with respect to serving the residents of state developmental centers is documented in the State Plan under Objective 2d; thus staff who implement the CRA/VAS contract are carrying out work that is consistent with the Council’s role and mission, with leveraged state funds.

<i>IV.2 State Plan Implementation</i>	<i>2013 MTARS Finding(10)</i>
<p>The Council shall implement the State Plan by conducting and supporting advocacy, capacity building, and systemic change activities Sec.125(c)(5)</p>	<p>The Council’s 5-year plan implementation does not promote advocacy, capacity building, and systemic change at the <u>state level</u>. As discussed above, the review team heard more about the two state funded projects implemented by the Area Boards. Since so much attention was paid to the two state funded projects, the review team did not hear about a coherent set of activities implemented by the Council at the <u>state level</u>.</p> <p>The Council is providing direct services through the two state contracts. This type of activity is outside the purview of the Council’s responsibilities and appears to overlap with P&A functions.</p>

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (10): The Council believes it is in compliance with this provision of Sec.125(c)(5).

The review team focused a great deal on the relationship between the Council’s local offices and the Council. As such, we did not fully explore our state level work on advocacy, capacity building, and systemic change. Apparently, the Council and its staff did not adequately communicate the state level work the Council performs. We will discuss some of this information below and add information on activities since the review team has visited.

In 2013, the Council sponsored AB 1041, Employment First Policy, and played a major role in SB 468, Self-Determination, a bill sponsored by Disability Rights California and Autism Society of Los Angeles. On October 10, 2013, Governor Brown signed both bills into law, creating a turning point in how California delivers services and supports to people with IDD. Combined, these bills may be the most significant change in California law affecting people with IDD since the passage of the Lanterman Act in 1969. These bills are fundamental to the purpose of the DD Act in promoting self-determination, independence, productivity, and integration and inclusion in all facets of community life. Also, as the DD Act envisioned, the Council worked very closely on both bills with some of our federal partners (DRC on SB 468 and the

Tarjan Center, UCLA, on AB 1041).

With respect to state-level capacity building, for example, the Council worked with self-advocacy leaders to establish the Statewide Self-Advocacy Network (SSAN). The SSAN is supported by the Council, but will eventually be an independent 501(c)(3) organization. It is comprised of representatives from each of the 13 regions, the Council's Self-Advocacy Advisory Committee, each of the four federal DD partners, the California Foundation for Independent Living Centers, and People First of California. This is a dynamic group of self-advocacy leaders from around the state that is focused on influencing state level policy and building self-advocacy capacity and leadership at the local level.

Other examples of state level capacity building would include our sponsorships of major statewide conferences, an annual major contribution to the Youth Leadership Forum, which trains self-advocacy leaders of the future, and the Council's Program Development Grants.

With respect to state level advocacy, the PPRs submitted annually contain significant information on the extent of state level advocacy. Since the review team visited in January, the Council wrote 308 letters (including 240 to state legislators, 10 to the Governor, and 57 to the California Congressional Delegation and US Senators). In addition, the Council had over 145 legislative, Congressional and administration meetings.

Besides AB 1041, Employment First Policy, the Council sponsored two other bills: (1) The Council worked closely with Autism Speaks to co-sponsor SB 163, which sought to protect the rights of families to be reimbursed for insurance co-pays and deductibles for autism therapies approved by the state. That bill was defeated. The Council will continue to work with autism advocates to seek protection for those rights. (2) The Council also co-sponsored SB 577 which would create a new service category for job exploration and discovery. This bill is an important part of the strategy to remove barriers to the employment of people with developmental disabilities in integrated competitive employment. This was a two-year bill, passed out of the Senate in January 2014, and is now being considered by the Assembly.

At the federal level, the Council opposed the proposed sequestration cuts to health and human services and wrote the entire California Congressional delegation, informing them of the potential impact on individuals with developmental disabilities and their families. The Council also opposed proposed federal cuts to federal health programs, such as Medicaid. Council staff visited and spoke with staff and members in 15 congressional offices.

With respect to systems change, the Council has been a leading advocate for the last six years for making integrated competitive employment an option for people with developmental disabilities in the state. For example, during this time, the Council sponsored six pieces of employment related legislation. Three of these were signed into law: (1) SB 1270 (2006) authorized the Council to conduct extensive public meetings with stakeholders, consumers, and family members to recommend to the Legislature and Governor steps to increase integrated employment options and more individualized day services. (2) In 2009, at the Council's request, AB 287 established the Employment First Committee within the Council that serves as a forum for all relevant departments and stakeholders to meet and develop strategies to improve employment outcomes. (3) In October of 2013, the Governor signed AB 1041, the Employment First Policy. In part because of the Council's work over the years, this Employment First Policy was not just an executive

order or a statement by the department, but represents a consensus view of the DD stakeholder community.

Also with respect to systems change, the Council has played a key role, since 1998, in development of the Self-Determination option in California. The area boards have been partners with the regional centers in implementation of the five Self-Determination pilots. They staffed the pilot advisory committees at the local and state level. The Council contributed significantly to the first Self-Determination bill in 2011 and to the legislation that was signed into law this year.

Beside these highlights, the Council is active in most of the key state level policy forums affecting people with IDD. The Council is a lead agency in California Employment Consortium for Youth (CECY), a project of national significance funded by AIDD. The Council convenes the Employment First Committee which complements the work of CECY in providing a forum for key stakeholders and departments to address barriers to employment of people with IDD. The Council was recently represented on the Secretary's "Future of the DCs Task Force", which made recommendations supported by the Administration for the downsizing and closure of the DCs and the development of a new generation of community services for people with high behavioral needs. We are represented on the ODEP Vision Quest state team comprised of key department, academic and advocacy representatives. We participate in a cross-disability collaboration between leaders of the Tarjan Center and Councils and Committees with statutory responsibilities for the employment of people with disabilities. We participate in stakeholder workgroups convened by the department on state budget and, currently, Self-Determination. We have participated for the last 12 years in broad stakeholder collaborations within the I/DD advocacy and stakeholder communities (The Community Imperative Strategy Group and the Lanterman Coalition). And finally, the Council has a strong internal policy structure with a Deputy Director of Policy and planning, policy support staff, and a Legislative and Public Policy Committee that usually meets 8 or 9 times per year and makes recommendations to the Council on legislation, policy, regulation and state budget issues.

While there is already a great deal of activity, we strive to have a much larger influence and more effectively drive state level policy on a broader scale. We are also increasing the exchange of information between headquarters and regional offices. We appreciated the MTARS' team suggestions for improved work with the regional offices.

Our state level policy work is inextricably linked to and benefits enormously from the Council's regional presence. The Legislative and Public Policy Committee (LPPC) and the Council benefit from the regional offices and regional advisory committees' close connection to their communities. What is happening locally informs our decision making at the state level.

The Council also benefits from our reach into local communities when advancing policy change. For example, the information alerts distributed by the Council are typically forwarded on through our local office databases to what is ultimately a broad statewide network of local/regional/minority organizations and their contact lists. This multiplier effect would indicate that a Council information alert on a topic of high interest would reach at least 30,000 individuals. In 2013, the Council's work on both Employment First Policy and Self-Determination legislation helped contribute to a huge outpouring of support for these bills, and ultimately, their being signed into law.

Finally, once new policy is adopted, it is necessary to ensure implementation of that policy through information dissemination; training people with developmental disabilities, families, professionals and local regional centers; monitoring the implementation in local communities, where the polices are being implemented; and advocating for corrective actions when implementation lags.

Please refer to **Attachments M and N** for further information on the Council’s self-advocacy activities and its most recent Employment First Report, which is disseminated to the Legislature and the Governor.

CORRECTIVE ACTION (10): The newly reconstituted State Plan Committee, which will hold its first meeting by June 30, 2014, will develop a template that captures data on state plan implementation at both the local and statewide level. It will be distributed on at least a quarterly basis to the full Council and utilized to complete the PPR.

STAFF ASSIGNED: Mark Polit, Deputy Director for Policy and Planning; Staff planning analyst; State Plan Committee

TIMELINES: Starting no later than June 30, 2014 and quarterly thereafter.

July 1st Status Update (10): The June 25th MTARS Committee meeting decided to seek technical assistance from AIDD and NACDD on the CRA/VAS issue. Specifically, since CRA/VAS is a state authorized activity funded 100% with state funds, it may be appropriate to remove these contracted activities from the State Plan. Under that option, the CRA/VAS contract would continue, but not as a state plan activity.

V. EVALUATION AND REPORTS

Program Performance Report

2013 MTARS Finding(11)

The Council annually prepares and transmits to the Secretary a report containing information about the progress made in achieving the goals. The report includes:

- Extent to which each goal of Council was achieved. Sec.125(c)(7)(A)
- Description of strategies that contributed to achieving goals. Sec.125(c)(7)(B)
- Extent to which each goal was not achieved, describes factors that impeded goal achievement. Sec.125(c)(7)(C)
- Separate information on self-advocacy goal. Sec.125(c)(7)(D)

Overall the Council’s Program Performance Report does not specifically describe how each Area Board is contributing to State Plan implementation. Because there are 13 regional offices implementing different parts of the Council State Plan, it is difficult to determine how State Plan achievement is being measured and evaluated.

Some Area Boards referenced using "mini-plans" to document which parts of the Council State Plan they were implementing. Other Area Boards did not provide evidence of having "mini-plans". Without consistent use of Area Board "mini-plans" or some other tool it is unclear how the Council can assess progress made in achieving goals.

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (11): The State Council funds 13 regional offices throughout the state. Each office has program staff that offer ongoing outreach, education, training and technical assistance to their local community. These activities are aligned with the Developmental Disabilities Act and are vital in furthering

the objectives of the State Plan. The Council provides ongoing monitoring of the regional offices to ensure their activities correlate to the implementation of the State Plan.

The Council is cognizant that it is the Council's State Plan, not the Area Boards'. With a broad ambitious State Plan and many staff throughout the state implementing it, the compiling of data for the Program Performance Report is challenging. We have been further hampered in that the position of Planning Specialist that would assist in coordination of this effort has been vacant for two years.

For the 2012 PPR, California used DD Suite for the first time. All program staff were given access to DD Suite and each staff entered activity narratives directly; however, staff were not held to a specific schedule for reporting activities and outcomes. As a result, the PPR data lacked continuity and cohesion. This year the Council developed an Activity Form, which is a tool to achieve consistency in reporting progress on State Plan-related activities. All program staff now use the Activity form for reporting on each distinct activity. The Activity Reports are turned in to the Deputy Director for Policy and Planning on a bimonthly basis (per the timeline structure of DD Suite) and data is entered into DD Suite by one individual. This approach has resulted in a far more cohesive PPR. It has also resulted in a far more accurate document, demonstrating even better outcomes.

While the PPR is a comprehensive report of the Council's overall performance in implementing the State Plan, the individual Activity Forms provide the more specific data and document the details on how each objective is being implemented. The Activity Forms tell the Council what each regional office is doing to implement the State Plan. The State Plan Committee will be able to use the Activity Forms to better assess the performance of each regional office and the Council overall in implementing the State Plan. This in turn will also permit the Council to do more accurate budget planning and grant planning to fill the gaps in achieving outcomes. Please see **ATTACHMENT O** for a sample of several Activity Forms and **ATTACHMENT P** for the 2013 PPR.

CORRECTIVE ACTION (11): The Council had a Strategic Planning Committee to oversee the development of the State Plan and the ongoing progress in implementing the State Plan. When the Planning Specialist position became vacant two years ago, however, the Strategic Planning Committee became inactive. In 2013, the Council took steps to reinstate a re-named State Plan Subcommittee; however, at this point it has not yet convened. The Council Executive Director is in the process of filling the Planning Specialist position, having identified a qualified candidate to fill the position of Planning Specialist on January 23, 2014. It is anticipated that the individual will begin her position on or around April 1, 2014. The Planning Specialist will be responsible for training program staff in reporting obligations and ensuring that the Council is kept abreast of progress made in implementing the State Plan. The State Plan Committee will be charged with reviewing the individual Activity forms and based on that data, developing a matrix that illustrates the Council's progress in implementing the State Plan. The chart will be provided to the Council at least quarterly. The information will be used by the Program Development Committee (PDC) to assist in determining priorities for grants. It will be used by the Administrative Committee to help guide fiscal priorities.

STAFF ASSIGNED: Mark Polit, Deputy Director for Policy and Planning who will supervise the Planning Specialist; MTARS Committee to oversee.

TIMELINES: The State Plan Committee will meet beginning no later than June 30 2014 and will convene at a minimum, quarterly. The Chair will appoint the members of this Committee no later than April 1, 2014.

July 1st Status Update (11): The revised Council Bylaws provide that the State Plan Committee will advise the Council on the collection and reporting of information on unmet needs, priorities and emerging issues; make recommendations to the Council regarding priorities, goals and objectives for the State Plan; advise the Council on the implementation and reporting of progress on the State Plan; and make recommendations to the Council on priorities for grants to meet State Plan goals and objectives.

The first meeting of the State Plan Committee was held on June 23rd. This meeting included training by Sheryl Matney of NACDD on the responsibilities of the Council with respect to state plan development, tracking implementation, and amending the state plan. The focus was on where we are currently in the cycle: Gathering data on and ensuring adequate plan implementation. Thomas Hamlett attended the committee meeting to inform the members of how the Council currently tracks plan implementation. Thomas collects the activity reports from the regional offices, and worked on writing the last three PPRs. Thomas explained how the Council receives reports from the regional offices on their activities in support of state plan implementation and is consolidated into the PPR. The committee asked that the implementation data be aggregated by regional office to better get a sense of how the plan is implemented throughout the state. This is the first step in developing more strategic control of implementation of the State Plan.

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The Council advertised on May 23rd for a civil service analyst position (duty statement attached) that can fill many of the functions of the Planning Specialist. The posting closed on June 9, and the management team is interviewing qualified candidates. Once a hire is made, the Deputy Director of Policy and Planning will continue to staff the State Plan Committee with the assistance of this analyst. The Planning Specialist position will no longer be critical path for implementation of this corrective action and will be filled at a later time.

<p>An accounting of the manner in which funds paid to the State for a fiscal year were expended. Sec.125(c)(7)(G)</p>	<p>The Council presented several documents that detailed different aspects of how the federal allotment is being spent, but overall the review team could not determine how the budget is developed and executed and how expenditure data is calculated.</p>
<p>VI. FISCAL</p>	
<p><i>VI.1 Fiscal Requirements</i></p>	<p><i>2013 MTARS Finding(12)</i></p>
<p>Council has authority to prepare, approve, and implement a budget to fund programs, projects, and activities. Sec125(c)(8)</p>	<p>The Council did not provide adequate evidence on how it developed or implemented its budget to fund programs,</p>

projects, and activities. Council members expressed a strong need for more fiscal transparency and training on state versus federal fiscal policy and the Council's budget development/implementation process.

In addition, the Lanterman continues to include language that is inconsistent with the DD Act, posing challenges for the Council to be in compliance with the federal law:

- The Lanterman Act requires the Council to provide funding to Area Boards.
- The Lanterman Act provisions require the Council to hire staff at the deputy director level thereby interjecting a line item in the Council's budget and limiting its authority to develop a budget.

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (12): In this section we address both Sec 125(c)(7)(G): The PPR includes an accounting of the manner in which funds paid to the State for a fiscal year were expended; and Sec 125(c)(8) Fiscal Requirements since both specifically address the Council's role in developing, implementing and tracking its budget.

As the MTARS report later states, at the time of the site visit the Council lacked a Budget Officer (Administrative Service Manager) and unfortunately, the previous Executive Director had provided little budgetary information to the Council. The Administrative Committee was re-established in January 2013 and has met ten (10) times in 2013, nearly monthly. The Administrative Committee's first undertaking was to develop a 2013 Administrative Work Plan, based on the recommendations of the November 2012 Audit Report from the Department of Health Care Services. Additionally, the Committee ensured that the Council received quarterly expenditure reports in 2013 and approved the Council's budget for FY 2014.

In May 2013, Council members received governance training, which included their obligations to approve and monitor the budget, from NACDD technical assistance staff.

At its July 2013 Council meeting, members received training from our Department of Finance (DOF) Analyst on the state budgeting process. Because the California Council implements its State Plan largely through staff activities and because it also retains a network of 13 regional offices, a large proportion of the federal grant is assigned to personnel and facility costs. Since these are largely predictable costs, much though not all, of the budget is necessarily based on historical expenditures. The budget approved by the Council breaks out costs in two categories: Personal Services and Operating Expenses and Equipment. However, the Administrative Committee reviewed a more detailed line item budget. It was the Administrative Committee that examined the Council's allocation of funds to determine how we would absorb the sequestration cut in FY 13 and into the future. The Administrative Committee recommended and the Council agreed that staff vacancies at the local area offices would not be filled.

Additionally, the re-established Administrative Committee receives programmatic and grant information from the Program Development Committee (PDC) that is used to guide fiscal decisions. The Chair of the

Administrative Committee also sits on the PDC.

In 2000, California Department of Finance staff devised a cost allocation methodology that would enable the Council to assign costs by state plan goal. That methodology has been reviewed and revised periodically, most recently with the development of the current state plan. The formula is utilized by the state’s primary accounting system, known as **Calstars**. As a result, Calstars provides monthly expenditure data, broken out several different ways, including by state plan goal.

For further insight into the Council’s efforts to correct identified fiscal weaknesses and inadequacies, please also refer to the attached Fiscal Integrity and State Manager’s Accountability Act report (FISMA Report). The FISMA report is a required biannual report of California state departments to examine the adequacy of the agency’s system of internal controls.

As previously stated, the Council is pursuing legislation that will bring state law into compliance with the federal DD Act. This will include revised language that removes any provision that interferes with the Council’s autonomy in establishing its budget.

ATTACHMENT Q: Administrative Committee Roster; **ATTACHMENT R:** Administrative Committee packets of January 2013, February 2013, March 2013, April 2013, June 2013, July 2013, August 2013, October 2013, November 2013, January 8, 2014, January 22, 2014. Quarterly budget reports and Council’s approved 2014 budget (two versions, with and without sequestration cut) are included. **ATTACHMENT S:** November Calstars report; **ATTACHMENT T:** FISMA Report

CORRECTIVE ACTION (12): The Council has made steady progress in establishing the necessary oversight and ensuring that the Council members are well informed about fiscal and budget processes. The Council now receives quarterly expenditure reports, develops and approves the annual budget. Further, the Council recognizes and welcomes that AIDD staff will be providing close supervision of our progress in this area. The Administrative Committee will continue to meet monthly. The Administrative Committee has set the following priorities for its work in 2014:

1. Ensure that all MTARS noncompliance findings of a fiscal/administrative nature are resolved.
2. Take a more active role in developing the Council’s 2015 budget. (Presented at May 2014 Council meeting)
3. Ensure that the Council has a comprehensive Policies and Procedures Manual. (Completion by December 31, 2014)
4. Oversee the process of establishing an MOU with the DSA and evaluating the functions of the DSA. (Evaluation completed by May 2014. MOU completed by November 30, 2014.)

(Refer to Attachment U: 2014 Administrative Work Plan

STAFF ASSIGNED: Dr. Mike Clark, Interim Executive Director; Aaron Carruthers, Chief Deputy Director; Mark Polit, Deputy Director of Policy and Planning; Natalie Bocanegra, Staff Counsel; Catherine Blakemore, Disability Rights California; Eric Gelber, Legislative Director, DDS; Kris Kent, Assistant Secretary, DSA; Administrative Committee to oversee administrative activities. MTARS Committee to oversee legislation.

TIMELINES: Ongoing, monthly

July 1st Status Update (12): On May 29th, the Council approved the 2014/15 State Council budget and the contracts manual. The budget and the Contracts Manual have been previously submitted. The Council adopted the manual with the understanding that staff would make technical changes to the manual. The Administration Committee will review additional changes to the manual by their August 27 meeting.

Staff Counsel is reviewing the status of current procedures and the need for updating or creation of new policies and procedures. The November Council meeting is scheduled to approve a full policies and procedures manual.

On June 18th, AB 1595 was amended to incorporate changes authorized by the Council on May 29 in response to comments from AIDD. On June 24th, AB 1595 passed from the Senate Human Services Committee on a vote of 4-0. The bill has been referred to Senate Appropriations Committee for a hearing in early August. The final amendments will be made by the author prior to the Appropriations hearing to incorporate language on transition of exempt staff to civil service positions, clarifying language on the authority of the Council to establish regional offices, and any other final technical changes.

VI.2 Fiscal Policies	2013 MTARS Finding(13)
<p>Council has policies to carry out appropriate subcontracting activities. Sec.125(c)(8)(A)</p> <p>Council directs expenditures of funds for grants, contracts, interagency agreements that are binding contracts and other activities authorized by State Plan approval. Sec.125(c)(8)(C)</p> <p>Grantee shall keep records that disclose:</p> <ul style="list-style-type: none"> • Amount and disposition of assistance by recipient • Total cost of project or undertaking in connection with assistance given • Amount of project costs supplied by other sources • Such other records that will facilitate an effective audit <p>Sec.103</p>	<p>The Council did not provide adequate evidence of that is has accurate financial accounting and record keeping:</p> <ul style="list-style-type: none"> • At the time of the on-site visit, the Administrative Services Manager position was vacant and the Council did not have a staff person dedicated to managing the Council’s finances. • The Council could only provide limited information on the Council’s fiscal policies during the on-site visit pertinent to the requirements in the DD Act. • The Council experienced fiscal impropriety under the previous Executive Director (Board Resource contract) • The state auditor’s findings substantiate the immediate need for financial management systems. (Reference: <i>California Department of Finance Management Letter dated August 17, 2012</i>)

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (13): The Council agrees that these findings accurately describe the Council in January 2013, but has since taken a number of strong steps to rectify that situation. We believe that the Council is now on a far stronger fiscal footing and that our policies and practices are transparent to the members, the public, and our business associates.

In July 2013 the Council was able to hire a new Budget Officer (the delay was due to legal procedures associated with the previous budget officer) She has been working closely with Department of Finance staff

and our accounting colleagues at the CDSS.

Immediately following her appointment as Acting (now Interim) Executive Director, Ms. Newton sought and received approval from the Council to enter into an Interagency Agreement for the California Department of Health Care Services Financial Audits Branch (FAB) to expand upon the Department of Finance Management Letter's findings, issued August 17, 2012. (Note: Department of Finance (DOF) staff were unavailable to conduct the follow-up.) The DSA was instrumental in securing the services of the FAB audit staff. Specifically, the request was for the audit team to examine all of the Council's practices around contracting and procurement and to provide recommendations. Those recommendations became the basis for an **Administrative Work Plan** which staff has been implementing throughout 2013 and Council has been overseeing, through the Administrative Committee. The Administrative Committee regularly reports to the Council on our progress.

In December 2013, staff completed a draft **Contract and Purchasing Manual** that to a large degree is based upon the manual utilized by the Department of Social Services. The Manual focuses on the Council's procedures for contracting and procurement. The draft Manual was reviewed by the Administrative Committee in January 2014. A second draft will be presented at the February 27, 2014 Administrative Committee meeting. It is anticipated that the Contract and Purchasing Manual will be one element of a more comprehensive Policies and Procedures Manual to be developed throughout 2014. Target completion date: December 31, 2014. The Council does continue to be hampered by staff management vacancies, especially that of the Chief Deputy for Administration. We have been assured that the Governor's Appointment Office will cooperate with the Council's Interim Executive Director in filling these positions expeditiously during this transitional period while legislation is pending to remove the Governor's hiring authority.

Please see **ATTACHMENT V**: Department of Health Care Services Audit Report and **ATTACHMENT W**: 2013 and 2014 SCDD Work Plans and **ATTACHMENT X**: SCDD Draft Contract Manual

CORRECTIVE ACTION (13): The Council is advertising for a Chief Deputy for Administration (advertisements have been placed in Monster, Idealist, Opportunity Knocks, Exec Searches, and Capitol Weekly) and a Deputy for Area Board Operations. The Administrative Committee will review a second draft of the Contract and Purchasing Manual in February 2014 and it will go to the Council for review and approval thereafter. As opportunities arise, administrative staff are attending contract development and oversight classes. For example, the contract analyst is registered for a two day class titled "Monitoring Grants and Cooperative Agreements for Federal Personnel" in April 2014.

STAFF ASSIGNED: Aaron Carruthers, Chief Deputy Director, and Administrative Committee

TIMELINES: Refer to Corrective Action above

July 1st Status Update (13): The contracts manual was approved by the Council on May 29. The Contracts Manual has been previously submitted. The Council adopted the manual with the understanding that staff would make technical changes to the manual.

The former Acting Executive Director and the current Interim Executive Director interviewed and

requested that the Governor’s Office move forward with the appointment of a qualified candidate for the position of Chief Deputy. On June 16th, the Governor appointed Mr. Aaron Carruthers as Chief Deputy Director. Mr. Carruthers has strong management experience within the California state system including being Chief Deputy of the state’s Mental Health Services Oversight and Accountability Commission, an independent state agency, much like the Council. He will staff the Administrative Committee and be a key staff person responsible for corrective actions focused on the work of the Administration Committee.

VII. DESIGNATED STATE AGENCY

VII.2 Responsibilities of DSA

2013 MTARS Finding(14)

- Receives, accounts for, and disburses funds under subtitle based on State Plan. Sec125(d)(3)(C)(i)
- Provides the appropriate fiscal control and fund accounting procedures as may be necessary to assure proper disbursement of, and accounting for, funds paid to the state. Sec125(d)(3)(C)(ii)
- Keeps and provides access to records as Secretary and Council may determine necessary and timely financial reports regarding status of expenditures, obligations, and liquidation by agency or Council, and use of Federal and non-Federal shares. Sec125(d)(3)(D)
- Provides required non-Federal share. Sec125(d)(3)(E)
- Assists in obtaining appropriate State Plan assurances and consistency with state law. Sec125(d)(3)(F)
- Enters into MOU at request of Council. Sec125(d)(3)(G)

As mentioned above the Council’s recent experience with fiscal impropriety under the previous Executive Director (Board Resource contract) and the state auditor’s findings substantiates the DSA’s need to establish processes, policies, and procedures that promote:

- Accurate receipt, accounting, and disbursement of funds
- Provision of appropriate fiscal control and fund accounting procedures necessary to assure proper disbursement of, and accounting for, funds paid
- Access to records as the Secretary and Council may determine necessary
- Timely development and dissemination of financial reports regarding status of expenditures, obligations, and liquidation by agency or Council, and use of Federal and non-Federal shares

The Council does not have a Memorandum of Understanding with the DSA.

There was no evidence that the Council has conducted a formal evaluation of the DSA at any point and time.

Several Council staff position and DSA functions appear duplicative. Several DSA functions are performed by Council staff at the central office, specifically in the areas of: contracting, budget, fiscal, and personnel.

California State Council on Developmental Disabilities Response

COUNCIL RESPONSE (14): The Council Interim Executive Director has met on multiple occasions with the DSA throughout 2013, specifically to discuss DSA functions.

Currently, the DSA is in the process of obtaining final approval from the California Department of General Services on their revised fiscal control and purchasing authority policies and procedures. Based on these policies and procedures, the Council’s legal Counsel has adapted it and developed a Contract and Purchasing Manual policy handbook that establishes procedures to ensure accurate and appropriate fiscal

controls. As previously noted, that manual is currently under review by the Administrative Committee. Once approved by the Committee, the Full Council will review and approve, anticipated at the May 2014 Council meeting. (Please refer to **ATTACHMENT X**)

Council staff members have already attended several trainings regarding their fiduciary obligations as well as proper and standard accounting procedures that will ensure accuracy and dependability in accounting and disbursement of funds.

All policies and procedures ensure that while staff is responsible for the daily work, the full Council retains control over authorizing expenditure of funds in accordance with federal laws, rules, and State Plan goals and objectives.

Neither the Council nor the DSA perceive duplication of Council staff duties with DSA functions. The Department of Social Services' Interagency Agreement (Attachment K) identifies DSA functions in considerable detail. We have attached the Duty Statements for our Contract Analyst, Contract/Procurement Analyst, Personnel Specialist, Budget Officer, and Information Systems Specialist. While it is certainly true that those positions correspond to DSA functions, Council staff coordinate duties with DSA (DSS) staff. They are complementary, not duplicative. For example, the Council's Personnel Specialist is the first line contact with our 65 (federally funded) employees. She handles duties associated with changes in benefits, salary, work hours, promotion or adverse actions. DSA staff have access to the state government mainframe and State Controller's Office and therefore are charged with inputting the transactional changes. Additionally, there are no Council staff who carry out accounting functions. Without direct access to Calstars, the state's multimillion dollar accounting system, we depend on DSS to handle these functions in a more cost effective manner than we could.

ATTACHMENT K: DSS Interagency Agreement; **ATTACHMENT Y:** FIVE (5) DUTY STATEMENTS

CORRECTIVE ACTION (14): The Council agrees that it will develop and enter into a Memorandum of Understanding (MOU) with the DSA during calendar year 2014. This effort will be coordinated by the Administrative Committee. The DSA is represented on the Administrative Committee by Kristopher Kent, Assistant Secretary, Health and Human Services Agency. The Council itself will approve the MOU and it will be signed by the Chairperson.

The Council agrees that it will conduct a formal evaluation of the DSA during calendar year 2014 again through the Administrative Committee. It should be noted, however, that Council management has met periodically with DSA staff to address deliverables, timelines, best practices in IT support and communication, among other issues.

STAFF ASSIGNED: Aaron Carruthers, Chief Deputy Director, and the Administrative Committee

TIMELINES: Review current DSA functions; review sample MOUs from other states by April 2014 Administrative Committee. Draft MOU and meet with DSA to discuss review by July 2014 Administrative Committee. Meet with DSA and discuss/revise as needed draft MOU by September 2014. Execute and sign MOU at November 2014 Council meeting

July 1st Status Update (14): On May 29, the Council accepted the review of the DSA, completing that portion of the corrective action. The Administrative Committee (agenda attached) is continuing its review of the MOUs with DSAs from other states.

1. Legislation Revision

FREQUENCY

1.1 Governor's Authority to Hire Council Staff, Area Board representatives and continuation of service

1.1.	Select legislator (Chesbro) to carry legislative changes	1/17/14	Polit	Yes		
1.2.	Review of Lanterman Act for applicable sections for revisions	Feb 1 – Mar 31	Polit MTARS Comm	Yes		
1.3.	Write new language for sections identified to be revised or deleted to comply with DD Act	Feb 1 – Mar 31	Polit MTARS Comm	Yes		
1.4.	Council to approve new legislative concepts	3/20/2014	Council	Yes		
1.5.	Chesbro to introduce language to legislature	3/26/2014	Polit	Yes		
1.6.	AIDD accepts bill language	6/2014	Polit MTARS Comm	Yes		
1.7.	Governor signs bill	9/2014	Polit MTARS Comm			
1.8.	Legislation to take effect	1/1/2015				

7/1/2014

11.1 Membership Committee		TARGET DATE	RESPONSIBLE	COMPLETED	
11.1.	Write language to change by-laws to create membership committee	2/7/14	Corral/Newton	Yes	
11.2.	Start E-mail campaign by local area offices to recruit new members to State Council.	2/28/2014	Newton/local area offices	Yes	
11.3.	Council to approve changes to by-laws to create membership committee	3/20/2014	Council	Yes	Completed May 29, 2014
11.4.	Chair to make appointments to membership committee	5/9/2014	Chair	Yes	
11.5.	First committee meeting to be held	6/2014	Lopez/Clark	Yes	Completed June 19, 2014
11.6.	Membership committee to meet quarterly	Quarterly	Lopez/Clark		Next meeting late July, 2014
11.7.	Provide status update to Governor's Office quarterly.	Jul 1 and then quarterly	Lopez/Clark		
11.2 State Plan Committee					
11.8.	Write language to change by-laws to re-constitute a combined State Plan and Grant Committee	March Council/April Exec Committee	Newton	Yes	
11.9.	Council to approve changes to by-laws to re-constitute State Plan Committee	3/20/2014	Council	Yes	Approved May 29, 2014
11.10.	Chair to make appointments to State Plan Committee	4/1/2014	Chair	Yes	

7/1/2014

	11.12.	Meetings held quarterly	Ongoing	Clyde/Polit				Next planning meeting on August 25, 2014
	11.13.	Quarterly Progress Reports	10/1/2014 and then quarterly	Clyde/Polit				
III. Administrative Committee and Designated State Agency Review								
	III.1.	Evaluate current Memorandum of Understanding (MOU) & review other states MOUs	4/2014	Admin Comm				
	III.2.	Draft MOU and meet with DSA to discuss review by July 2014 Administrative Committee	7/2014	Admin Comm				
	III.3.	Meet with DSA and discuss/revise as needed draft MOU	9/2014	Admin Comm				
	III.4.	Execute and sign MOU	11/2014	Admin Comm				
	III.5.	Evaluate the DSA	6/2014	Admin Comm	Yes			
	III.6.	Revise Contract Manual Submit to Exec Committee for review	2/27/2014 4/2014	Admin Comm	Yes			
	III.7.	Approve Contract Manual	5/29/2014	Council	Yes		Approved by Council, May 29, 2014. Staff working on revision	
	III.8.	Complete comprehensive Policy and Procedure Manual	12/31/2014	Admin Comm				

7/1/2014

EXECUTIVE COMMITTEE

DRAFT

Executive Committee Meeting Minutes June 10, 2014

Attending Members

April Lopez
Janelle Lewis
Molly Kennedy
Nancy Clyde
Ning Yang
Ray Ceragioli

Members Absent

Kecia Weller

Others Attending

Dee Anne Holloway
Mark Polit
Nancy Dow
Natalie Bocanegra
Robin Maitino

1. Call to Order

Molly Kennedy called the meeting to order at 1:05 p.m. and established a quorum present.

2. Welcome and Introductions

Members and others introduced themselves.

3. Approval of April 3, 2014 Minutes

It was moved/seconded (Yang/Lewis) and carried to approve the April 3, 2014 Executive Committee minutes as amended.

Amendment

- Add Nancy Clyde as present

4. Public Comments

There were no public comments.

5. MTARS Update

The Council submitted the June Progress Report to AIDD on June 2nd. Molly Kennedy and Mark Polit distributed the progress report to Councilmembers and staff via email highlighting the May accomplishments.

At the last MTARS Committee meeting, the Committee agreed that there needs to be improvement in the methods used to communicate the progress of the Corrective Action Plan to the Councilmembers, staff, and the community.

The MTARS Committee will be meeting June 25th. One of the areas the Committee will be focusing on over the next few months is the review of the overall structure of the Council and implementing the State Plan.

6. **Meeting with AIDD**

Mike Clark, Mark Polit, and Molly Kennedy will continue to have a monthly leadership calls with Rita Stevens and Jennifer Johnson of AIDD. Additionally, the three will be traveling to Washington D.C. in July for the NACDD Leadership Conference and a face-to-face with AIDD Commissioner Aaron Bishop.

7. **Executive Director Transition**

Molly reported that Mike Clark had been appointed Interim Executive Director at the May Council meeting. Staff has been working on dividing responsibilities to assure that Mike is not working in any area that could raise any conflict of interest issues. Molly further reported that we are still awaiting the appointment of a Chief Deputy Director by the Governor. She is hopeful that the appointment will be final soon.

It was moved/seconded (Lewis/Kennedy) and carried to approve the document titled Authority of Interim Executive Director, that reads as follows:

The following shall apply to the appointment of Mike Clark as the Interim Executive Director of the State Council on Developmental Disabilities:

Section 1

The Interim Executive Director has authority over and is responsible for the development and implementation of all Council policies and activities.

Section 2

Notwithstanding Section 1 above, the Interim Executive Director will have no authority or involvement over contracting and other fiscal matters or Employment First issues.

Section 3

The Interim Executive Director may delegate areas of responsibility and duties to senior and management level staff.

8. **Executive Director Search**

After extensive discussion, the following two actions were reported.

It was moved/seconded (Kennedy/Clyde) and carried to direct staff to contact CPS to discuss the continuation of the Executive Director Search contract.

It was moved/seconded (Kennedy/Clyde) and carried to have staff develop a timeline per the Council's recommendation for the continued search for a permanent Executive Director that shall be disseminated at the July Council meeting.

9. **Organizational Structure**

Mark presented an update to the Committee on would the organizational structure would look like if the Council moved forward with just the Chief Deputy and Deputy of Policy and Planning positions. He suggested that further discussion be given on filling the two remaining positions for Deputy of Area Board Operations and Deputy of Communications.

10. **Report on Council Self-Advocacy Work**

Mary Agnes Nolan and Mark Polit presented materials that went into detail on Self-Advocacy efforts. The functions of the SSAN (the Statewide Self-Advocacy Network) was discussed at length. Mary Agnes was asked to explain her role as the Self-Advocacy Coordinator. Molly requested that the materials that Mary Agnes and Mark presented today be presented to the Council in July.

It was moved/seconded (Kennedy/Lewis) and carried that staff present a plan to the Executive Committee in August on developing plain language materials.

11. **Sponsorship of the APSE Conference**

It was moved/seconded (Kennedy/Clyde) and carried to award \$980 to support the participation of California residents at the 2014 APSE National Conference in California.

12. **Far Northern Regional Center COI Waiver Requests**

It was moved/seconded (Kennedy/Yang) and carried to approve the Far Northern Conflict of Interest Waiver Requests for Susan Hess, Michelle Phillips, and Colleen Ryberg.

Natalie mentioned that the Council may want to revisit this issue to discuss the Council's role in the conflict of interest waiver process.

13. **Council Financial Issue**

This issue was deferred to the Administrative Committee.

14. **Contract and Purchasing Manual**

It was moved/seconded (Kennedy/Lewis) and carried to continue refining the Contracting and Purchasing Policies and Procedures Manual to incorporate feedback provided by staff and Committee members.

15. **Establish July Council Agenda**

The following items, if applicable, will be included on the July Council agenda:

- Closed Session
- MTARS Update including any updates on AB 1595
- Self-Advocacy Overview
- Committee Reports
- Member Reports

16. **Adjournment**

Molly Kennedy adjourned the meeting at 3:55 p.m.

ADMINISTRATIVE COMMITTEE

DRAFT

**Administrative Committee Meeting Minutes
June 18, 2014**

Attending Members

Eric Gelber
Kris Kent
Max Duley
Molly Kennedy
Ning Yang
Ray Ceragioli

Members Absent

Others Attending

Aaron Carruthers
Dee Anne Holloway
Lynn Cach
Mark Polit
Nancy Dow
Natalie Bocanegra
Robin Maitino

1. **Call to Order**

Molly Kennedy called the meeting to order at 1:10 p.m.

2. **Establishment of Quorum**

A quorum was established.

3. **Welcome and Introductions**

Members and others introduced themselves.

Aaron Carruthers, Chief Deputy Director and Dee Anne Holloway, Personnel Officer, introduced themselves and provided brief backgrounds on their qualifications and work history. Although Natalie Bocanegra joined the Council for a short time ago, she also provided a brief background on her qualifications and work history.

4. **Approval of the May 27, 2014 Minutes**

It was moved/seconded (Ceragioli/Yang) and carried to approve the May 27, 2014 minutes as presented. (2 abstentions)

5. **Public Comments**

There were no public comments.

6. **MTARS Update**

Molly Kennedy and Mark Polit provided a summary of the June 2nd progress report. Mark and Molly remain positive on the progress the Council has made with implementing the Corrective Action Plan. Mark anticipates the release of April funds sometime in the next week.

The revised legislative language that incorporated AIDD's comments has been submitted and is going in front of the Senate next week.

AIDD will be in Sacramento on June 25 and 26, 2014. They will be attending the June 25th MTARS meeting. AIDD made sure to mention that this is a technical assistance visit and not a monitoring visit.

Molly concluded the report by stating that Mark Polit, Mike Clark, and she will be traveling to D.C. in July to attend a NACDD Conference and will meet with AIDD.

7. **Fiscal and Budget Issues**

Molly led a discussion on the 2014-15 budget and assumptions. Although the Council approved the proposed 2014-15 budget and assumptions at the May Council meeting, members seemed confused with how the budget assumptions were determined and wanted more detail. It was suggested that perhaps the Committee could bring the proposed budget to the Council earlier next year and perhaps simplify the assumptions for the Council members.

Molly also led a discussion on the nearly \$1,000,000 deficit the Council faces. After some brainstorming some idea's that came out of the discussion were:

- Establishing a workgroup made up of both staff and Councilmembers to identify possible cost savings; or
- Holding an interested person's meeting that staff would put together which would also identify possible cost savings

Whatever kind of working group is established, they would bring the ideas they identify back to the Administrative Committee to review before bringing them to the Executive Committee.

8. **Contract Manual**

Natalie presented the revised manual to the Committee based on input received at the May Council meeting. Natalie pointed out that this Committee still needs to establish dollar amount thresholds for items that can be approved by the Executive Director of the Council and for items that must go to the Administrative Committee and the Council. This item will be placed on the July Administrative Committee agenda for further discussion.

9. **DSA MOU Update**

Natalie provided both a presentation and a flowchart which explained the difference between a MOU (Memorandum of Understanding) and IA (Interagency Agreement). Staff will work towards establishing the MOU first, followed by the development of an IA. The draft MOU will be presented to the Committee at the July meeting. Molly requested that today's presentation be handed out at the July Council meeting.

10. **Facilitation Policy Update**

Natalie is working with Mary Agnes to put the policy into plain language. She will bring the policy back to the Committee once it goes in front of SAAC for input.

Natalie is also working on a separate driver policy.

11. **Future Agenda Items**

The next meeting is scheduled for July 23rd from 1-3 p.m. Molly asked for the following items to be included in the July Admin agenda:

- MTARS Update
- Fiscal/budget Issues
- Fiscal/budget Subcommittee
- DSA MOU's Development Update
- Facilitation Policy Update

12. **Adjournment**

The meeting was adjourned at 2:35 p.m.

**LEGISLATIVE &
PUBLIC POLICY
COMMITTEE**



Legislative Update June 19, 2014

COUNCIL SPONSORED LEGISLATION

Senate Human Services. AB 1595 (Chesbro) – SPONSOR. To bring state law governing funding and operations of the State Council into compliance with the federal DD Act.

Assembly Human Services. SB 577 (Pavley) – CO-SPONSOR. The bill would create a service category for employment preparation. Sponsor is CDSA.

Senate Human Services. AB 2299 (Nazarian) – CO-SPONSOR. To allow regional centers to pay for co-pays, co-insurance and deductibles for services covered by a consumer/family insurance policy and authorized by the IPP/IFSP.

COUNCIL SUPPORT POSITIONS

Dead. AB 420 (Dickinson) - Limits the ability of school districts to suspend or expel any student who has “disrupted school activities or otherwise willfully defied the valid authority” of school personnel.

Senate Appropriations. AB 1089 (Calderon) – Timelines for foster children transferring between regional centers.

Senate Appropriations. AB 1626 (Maienschein) – Increase supported employment rate by 10%.

Senate Human Services. AB 1687 (Conway) – Creates a right to prompt review and investigation of any crimes committed against people with developmental disabilities.

Senate Appropriations. AB 1806 (Bloom) – Additional review for homeless children and youth when facing expulsion or suspension.

Senate Human Services. AB 2041 (Jones) – By changing qualification requirements for regional center behavioral health treatment, expands covered treatment beyond Applied Behavioral Analysis (ABA).

Dead. SB 579 (Berryhill) - SB 579 seeks to establish a commission to take public testimony and make recommendations for changes to regulation governing the oversight of community care facilities and center based day services. Council position is **Support if Amended** to provide for more consumer and family representation on the commission.

Dead. SB 663 (Lara), Victims of Crime – Establishes training requirements for law enforcement on investigation of crimes against people with developmental disabilities. Encourages special investigation units for crimes against people with developmental disabilities. Amends scheduling requirements for cases involving crimes against people with developmental disabilities.

Assembly Committee on Insurance. SB 1046 (Beall) – Gives authority for Insurance Commissioner to penalize insurance companies who violate the requirement to cover behavioral health treatment for people with autism.

Assembly Human Services. SB 1093 (Liu) – Adds requirements for regional centers to collect, report, and analyze data on the amount of services received by people of different races and ethnicities. Makes Independent Living Services (ILS) available to regional center clients living with family.

Assembly Appropriations. SB 1160 (Beall) – Reduces the minimum job coaching ratio from 3:1 to 2:1 and allows for exceptions to fading of job coaching.

Assembly Appropriations. SB 1176 (Steinburg) – Requires insurance companies to monitor and report on out-of-pocket costs. Requires notifying enrollees when their costs have reached a maximum.

Assembly Appropriations. SB 1396 (Hancock) – Funds a statewide training program for positive behavioral support in the schools.

MEMBERSHIP COMMITTEE

July 16, 2014 Report to Council Summary of June 19, 2014 Membership Committee Meeting

The Membership Committee held its first meeting on June 19th. The Committee is staffed by Dr. Mike Clark and chaired by Council Vice-Chair, April Lopez. The first meeting identified the roles and responsibilities of the Committee and the documents that they must function by (bylaws and relevant portions of the MTARS CAP). The Committee decided to focus on Council vacancies, as opposed to reviewing vacancies on area boards. The next meeting will take place the last week of July or the first week of August. Prior to that meeting, Mike Clark will distribute the member recruitment flyer once again and compile from the regional offices any recommendations for membership received from the communities across the State for presentation to the Committee.

STATE PLAN COMMITTEE

Report on The State Plan Committee Meeting June 23, 2014

The revised Council Bylaws provide that the State Plan Committee will advise the Council on the collection and reporting of information on unmet needs, priorities and emerging issues; make recommendations to the Council regarding priorities, goals and objectives for the State Plan; advise the Council on the implementation and reporting of progress on the State Plan; and make recommendations to the Council on priorities for grants to meet State Plan goals and objectives.

The first meeting of the State Plan Committee was held on June 23, 2014. This meeting included training by Sheryl Matney of NACDD on the responsibilities of the Council with respect to state plan development, tracking implementation, and amending the state plan. The focus was on where we are currently in the cycle: Gathering data on and ensuring adequate plan implementation. Thomas Hamlett attended the committee meeting to inform the members of how the Council currently tracks plan implementation. Thomas collects the activity reports from the regional offices, and was the primary compiler of the last three Program Performance Reports (PPRs). Thomas explained how the Council receives reports from the regional offices on their activities in support of state plan implementation and is consolidated into the PPR. The committee asked that the implementation data be aggregated by regional office to better get a sense of how the plan is implemented throughout the state. This is the first step in developing more strategic control of implementation of the State Plan.

The next meeting of the State Plan Committee will be July 8 to review recommendations from the area boards for funding of the area board mini-grants. The Committee will make recommendations to the Council on July 16.

The State Plan Committee will meet on August 25th to continue their review of State Plan implementation.

**EMPLOYMENT
FIRST
COMMITTEE**

Employment First Committee Meeting Summary June 17, 2014

Lisa Cooley chaired the meeting on Kecia Weller's behalf.

Employment First Flyer: The committee reviewed a draft version of a flyer explaining California's Employment First Policy. The committee members offered suggestions for edits that will be made by Mark Polit, before it is released. It will be translated into 20 languages.

Data Dashboard: The dashboard is located on the Council Website. The EFC discussed draft copies of the "back pages" that will appear on the website in the near future. (The back pages are now live on the website!).

SCDD Legislation on Employment Data: There was discussion on the need for legislation for sharing employment data between departments. Mark Polit and Denyse Curtright provided background information. The Council requested one year ago that EDD work with DDS to share income data, so that DDS can do analysis of income by subgroups, such as ethnicity, disability type, severity of disability, and other factors. However, the legal opinion of EDD is that they cannot share the necessary data without statutory authority. A motion was made for the State Council on Developmental Disabilities to sponsor legislation to require the sharing of individual income data for Regional Center consumers. The bill would also require DDS to collect important data from providers on all working age regional center clients, including hours worked and other information needed to better assess the implementation of the Employment First policy. The motion is included in a detail sheet in the Council packet.

DOJ Complaint: Andrew Mudryk from Disability Rights California (DRC) also told the group that DRC is in the process of filing a complaint with United State Department of Justice. On behalf of Capitol People First, the complaint will claim that California unnecessarily segregates people in sheltered workshops, which would be discrimination under the American's with Disabilities Act.

Resolution to SCDD on Sheltered Workshops and Subminimum Wage: Members reviewed a resolution that was prepared by Molly Kennedy and Mark Polit. Members offered suggestions for edits that will be made prior to presenting to the Council. Members were pleased that the Council's Self Advocates Advisory Committee (SAAC) brought the issue of Sheltered Work to the attention of the EFC. The EFC adopted the resolution (included in the Council packet for Council action) with no dissenting votes and four abstaining.

In plain language, the resolution asks that the Council shall do the following:

- (1) Advocate for phasing out sheltered workshops and subminimum wage.
- (2) Advocate for services that support people in regular jobs making regular pay.
- (3) Advocate for limiting referrals to sheltered workshops and a time to close them.
- (4) Find out what other states have done to do that. Find what is happening in California that may work.
- (5) Ask the Department of Developmental Services to develop a plan to do that.

(6) Make sure people in sheltered workshops and making subminimum wage have other options.

AJR 36: Assembly Joint Resolution 36, if passed, would request that the United States Congress phase out the use of subminimum wages. The Legislative and Public Policy Committee (LPPC) voted to refer this bill to the EFC for action. The EFC voted to recommend to the Council to support AJR 36 (the bill is attached).

2014 Employment First Report: Members discussed how to structure the 2014 Employment First Report. It will include an update on employment outcomes, including data by ethnicity. The main part of the report would be devoted to spreading best practices from the Council's Jay Nolan grant and the CECY LECTS (programs of excellence in the state). It will be submitted for approval at the September Council meeting.

Education Recommendations: The EFC discussed the information that was presented by the Education Panel at the last meeting. They are holding off on making recommendations until the September meeting so they can coordinate with the CECY Policy Workgroup, which is also working on education policy recommendations.

Self-Advocate Project: Lisa Cooley provided an update on the interview project that was proposed in 2012. The committee felt that the project needed to be redesigned and this has not yet been able to happen. Lisa also talked about her idea to have a Media Campaign to move forward about what Employment First means. It would be an opportunity to share stories. There was discussion about the available resources that have already been developed. Lisa will do more research and the Employment First Committee Self Advocates will discuss what they

want to do at their next meeting. Mark advised the group that there are 30-40 hours of support written into the Self Advocacy Support contract to work on a project.

Day Services Holidays: The issue of the Day Services Holidays was discussed again. Dale provided information about how the 2009 trailer bill put the holidays in place. A motion adopted to ask that SCDD write a letter to DDS to review the Uniform Holiday schedule as it impacts people with developmental services.

Next Meeting: The next EFC meeting will be on September 3 at the Hilton Arden location.



California
LEGISLATIVE INFORMATION

AJR-36 Special Minimum Wage Certificate Program. (2013-2014)

AMENDED IN SENATE JUNE 18, 2014

AMENDED IN ASSEMBLY MARCH 25, 2014

CALIFORNIA LEGISLATURE— 2013–2014 REGULAR SESSION

ASSEMBLY JOINT RESOLUTION

No. 36

**Introduced by Assembly Member Gonzalez
(Coauthor: Senator Hueso)**

February 19, 2014

Relative to wages.

LEGISLATIVE COUNSEL'S DIGEST

AJR 36, as amended, Gonzalez. Special Minimum Wage Certificate Program.

This measure would urge the United States Congress to phase out the use of the Special Minimum Wage Certificate provision and eventually repeal Section 14(c) of the 1938 Fair Labor Standards Act.

Fiscal Committee: no

WHEREAS, Meaningful employment, and the wages associated with it, can be an integral part of enabling human dignity and creating more meaningful lives for disabled ~~persons~~; *persons who choose to work*; and

WHEREAS, The State of California has supported opportunities for employment for all disabled workers, specifically in the adoption of the Employment First Policy for the most vulnerable population of disabled workers, which states that "it is the policy of the state that opportunities for integrated, competitive employment shall be given the highest priority for working age individuals with developmental disabilities, regardless of the severity of their disabilities"; and

WHEREAS, The 1938 federal Fair Labor Standards Act sets out in Section 14(c) the ability for entities that employ disabled persons to obtain special minimum wage certificates from the United States Department of Labor's Wage and Hour Division which entitle them to pay a disabled worker less than the legislated minimum wage rate; and

WHEREAS, The 1938 Fair Labor Standards Act's subminimum wage provisions were created in the era of the Great Depression with the intent of subsidizing sheltered workshops which could not afford to pay their workers full wages and, some may argue, incentivizing private companies to employ disabled persons; and

WHEREAS, These special wage rates are calculated according to productivity with no specified wage floor; and

WHEREAS, The productivity-based calculation of a special minimum wage is generally done by a complicated "time study" which entails an administrator comparing how fast a disabled worker is able to complete a certain task compared to nondisabled workers; and

WHEREAS, There are differing work and equipment conditions beyond the worker's control, a lack of oversight and enforcement by the Wage and Hour Division for the special minimum wage certificates, a lack of consistency in the time study tests done by employers, and a singling out of disabled workers given that the general workforce is not subjected to standards of timed productivity; and

WHEREAS, Time study practices used to determine special wage rates are both inconsistent and unfair and the subminimum wages they produce have been described by disabled workers throughout the media as humiliating, degrading, and making them feel like "second-class citizens"; and

WHEREAS, Some entities have claimed that the special minimum wage certificates are an essential stepping stone to permanent and fully paid employment in the general workforce. The Psychiatric Rehabilitation Journal published empirical evidence in 2004 which suggested that sheltered workshops are generally ineffective at progressing the disabled workers, while for other employers the special minimum wage certificates serve as an incentive to exploit disabled workers rather than integrate them into the mainstream economy; and

~~WHEREAS, It has been widely documented that many of the organizations which employ disabled persons are in financial situations that would enable them to pay minimum wage to all of their disabled employees, evident in the high compensation packages paid to their executives; and~~

WHEREAS, Some employers, such as the National Industries for the Blind, have already recognized the exploitive nature of paying disabled workers subminimum wage and have been able to transition to the payment of Federal minimum wage, or higher, to their disabled employees without a significant change in profitability or a reduction in their workforce; ~~now therefore, be it and~~

WHEREAS, These employers have proven that there are workable alternative employment models to Section 14 (c) of the 1938 Fair Labor Standards Act for disabled workers, such as Employment First, which allow for the successful development of individuals by providing quality training and supports for individuals with disabilities to obtain competitive integrated employment, as well as the successful operation of businesses and programs; now, therefore, be it

Resolved by the Assembly and the Senate of the State of California, jointly, That the Legislature of California ~~request~~ *requests* that the United States Congress should phase out the use of the Special Minimum Wage Certificate provision and eventually repeal Section 14(c) of the 1938 Fair Labor Standards Act to support the goal of competitive integrated employment of people with disabilities through the use of modern practices of vocational training, improved technology, and innovative rehabilitation and employment strategies; and be it further

Resolved, That the Legislature of California requests that prior to and during the phasing out of Section 14(c) of the 1938 Fair Labor Standards Act the United States Congress (1) promote the continuation of existing employment and support models for disabled individuals other than Section 14(c) of the 1938 Fair Labor Standards Act, as well as further identify and develop alternatives of access to a diverse range of employment opportunities, to be in place and widely available prior to the phasing out of Section 14(c) of the 1938 Fair Labor Standards Act; (2) continue to collect comprehensive data that accurately reflects the number of disabled individuals working, the number of disabled individuals seeking employment, and the number of disabled individuals who have expressed an interest in working but who have not yet been successful in locating and securing gainful employment; and (3) continue to utilize strategies which identify the industries and types of work in demand in both the public and private sector, and the skills and abilities of potential workers with disabilities that either exist or need to be developed to move people into these positions; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Speaker of the House of Representatives, to the Majority Leader of the Senate, and to each Senator and Representative from California in the Congress of the United States.

DETAIL SHEET

Employment First Committee Recommendation

Council Policy on Sheltered Workshops and Subminimum Wage

ISSUE: Sheltered workshops and subminimum wage

SUMMARY: The Employment First Committee (EFC) requests that the Council adopt the attached policy on phasing out sheltered workshops and the use of subminimum wage.

COUNCIL STRATEGIC PLAN GOALS: Goal #8: The State of California will adopt an Employment First policy which reflects inclusive and gainful employment as the preferred outcome for working age individuals with developmental disabilities.

BACKGROUND: Based on EDD and DDS data, only 12.5% of working age adults with developmental disabilities receives wages, compared with 24% nationally. Their average earnings are less than \$500 per month. Based on the National Core Indicators Adult Consumer Survey in California, only 8% work in integrated or competitive employment.

PRIOR COUNCIL ACTIVITY: The Council sponsored AB 287 (Beall) to establish the Employment First Committee (EFC). The EFC has been meeting for four years. The Council sponsored AB 1041 (Chesbro) that established an employment first policy in statute.

The Council is a partner agency in the California Employment Consortium for Youth (CECY), a project of national significance funded by the AIDD. CECY issued a policy brief recommending limitations on the use of subminimum wage.

At their September 2013 meeting, the Council's Self-Advocates Advisory Committee decided to ask the EFC to discuss the SAAC the issue of phasing out of sheltered workshops. Molly Kennedy and Jennifer Allen represented SAAC to the EFC. The EFC suggested that the two committees include the use of subminimum wage in that discussion. After feedback from the SAAC, and after discussing these issues and reviewing the literature and activities in other states, the EFC voted to make this resolution to the Council.

ANALYSIS/DISCUSSION: The Council's policy is to support integrated competitive employment. However, the Council has not taken a position on the phasing out of segregated employment services and non-competitive wages (subminimum wage). A major impediment to developing integrated competitive employment is the inertia of the existing system. The EFC recognizes that it is not enough to end out-dated practices; there must be integrated and competitive employment opportunities made available to take the place of those options.

EFC RECOMMENDATION: Adopt the attached policy.

ATTACHMENT: Recommended Policy on Phasing Out of Sheltered Work and Subminimum Wage and the Transition to Integrated Competitive Employment

PREPARED: Mark Polit, June 27, 2014

**Resolution to the SCDD
From the Employment First Committee**

June 17, 2014

**Phasing Out of Sheltered Work and Subminimum Wage
And the Transition to Integrated Competitive Employment**

Introduction

The Employment First Policy seeks to further the values of the Lanterman Act to enable persons with developmental disabilities to approximate the pattern of everyday living available to people without disabilities of the same age, to support the integration of persons with developmental disabilities into the mainstream life of the community, and to bring about more independent, productive, and normal lives. Therefore, the Council must advocate for the transition to integrated competitive employment while also promoting supports and services that support individuals in all aspects of community living.

Resolution

Whereas, the State Council on Developmental Disabilities is committed to promoting systems change and quality supports so that all working age people with developmental disabilities will have the option to work in integrated employment at regular wages.

Whereas, the State of California has adopted *the Employment First Policy* stating that opportunities for integrated, competitive employment shall be given the highest priority for working age

individuals with developmental disabilities, regardless of the severity of their disabilities.

Whereas, state and federal minimum wage laws seek to protect working people from exploitation and improve their quality of life through ensuring a minimum level of pay.

Whereas, the 1938 Fair Labor Standards Act's subminimum wage provisions were created in the era of the Great Depression when employment opportunities were scarce and little was known about supporting people with disabilities in integrated competitive employment.

Whereas, knowledge and services have evolved, state systems and employment supports have improved so that segregated work environments and payment of subminimum wages are not necessary to provide work opportunities for people with disabilities.

Whereas, there is a lack of oversight and enforcement by the Department of Labor Wage and Hour Division for the special minimum wage certificates, a lack of consistency in the time study tests done by employers to assess the wage level, and a singling out of workers with disabilities given that the general workforce is not subjected to standards of timed productivity.

Whereas, subminimum wages have been described by workers with disabilities as humiliating, degrading, and making them feel like "second-class citizens."

Whereas, sheltered workshops are generally ineffective at progressing workers with disabilities to integrated competitive

employment, and the subminimum wage certificates serve as a counter-incentive to integrate workers into the mainstream economy.

Whereas, the growth of integrated competitive employment opportunities are necessary to replace employment in sheltered work and paying subminimum wage.

Whereas, *the United Nations Convention on the Rights of People with Disabilities* recognizes the right of persons with disabilities to work on an equal basis with others; and the opportunity to gain a living in a work environment that is open, inclusive and accessible.

Whereas, *the Universal Declaration on Human Rights* recognizes that everyone has the right to work, and, without any discrimination, receive equal pay for equal work to ensure an existence worthy of human dignity.

Whereas, individuals with disabilities share the same human aspirations and rights as persons without disabilities.

Therefore, be it resolved that the State Council on Developmental Disabilities shall:

- (1) Advocate for systematically phasing out sheltered workshops and subminimum wage.
- (2) Promote services that best support individuals in integrated competitive employment through advocating for rate incentives, disseminating best practices, and educating

individuals and their families on the Employment First Policy.

- (3) Advocate for a systematic transition away from sheltered work through phased in measures such as limiting referrals for transition age youth, limiting referrals for all individuals, and targets for downsizing, closure, and restructuring into integrated services.
- (4) Research other states that have shown leadership in reducing reliance on sheltered work and subminimum wage to determine best practices and systems change efforts that could be applied to California. Identify successful practices and system change efforts within California for replication in other areas of the state.
- (5) Request that the Department of Developmental Services develop, with stakeholder input, a plan for the systematic phasing out of sheltered workshops and the use of subminimum wage.
- (6) As segregated and subminimum wage employment is phased out, individuals exiting those services must have access to replacement services and supports, as determined through their IPP, including options for integrated competitive employment.

PLAIN LANGUAGE VERSION

RESOLUTION FROM EMPLOYMENT FIRST COMMITTEE TO STATE COUNCIL ON DD

SHELTERED WORKSHOPS AND SUBMINIUM WAGE

The State Council shall:

- (1) Advocate for phasing out sheltered workshops and subminimum wage.
- (2) Advocate for services that support people in regular jobs making regular pay.
- (3) Advocate for limiting referrals to sheltered workshops and a time to close them.
- (4) Find out what other states have done to do that. Find what is happening in California that may work.
- (5) Ask the Department of Developmental Services to develop a plan to do that.
- (6) Make sure people in sheltered workshops and making subminimum wage have other options.

DETAIL SHEET

Employment First Committee Recommendation Council Sponsor Legislation on Employment Data

ISSUE: Employment data

SUMMARY: The Employment First Committee (EFC) requests that the Council sponsor legislation to develop critical data on the employment of people with developmental disabilities.

COUNCIL STRATEGIC PLAN GOALS: Goal #8: The State of California will adopt an Employment First policy which reflects inclusive and gainful employment as the preferred outcome for working age individuals with developmental disabilities. Goal #9: Working age adults with developmental disabilities have the necessary information, tools, and supports to succeed in inclusive, gainful work.

BACKGROUND: Based on EDD and DDS data, only 12.5% of working age adults with developmental disabilities receives wages, compared with 24% nationally. Their average earnings are less than \$500 per month. Based on the National Core Indicators Adult Consumer Survey in California, only 8% work in integrated or competitive employment.

PRIOR COUNCIL ACTIVITY: The Council sponsored AB 287 (Beall) to establish the Employment First Committee (EFC). The EFC has been meeting for four years. The Council sponsored AB 1041 (Chesbro) that established an employment first policy in statute. The Council is a partner agency in the California Employment Consortium for Youth (CECY), a project of national significance funded by the AIDD. Statute requires the EFC, and therefore the Council, to make recommendations on the use and development of data to track the state's progress in promoting integrated competitive employment. The Council website hosts the Employment Data Dashboard, which is the central site for learning how well California is doing in implementing the employment first policy. On June 10, 2013, the Council sent a letter to the Department of Developmental Services (DDS) and the Employment Development Department (EDD) asking them to expand their inter agency agreement on data sharing to allow for the analysis of wage and employment data by subgroups, such as ethnicity, disability type, severity of disability and other parameters.

ANALYSIS/DISCUSSION: It is critical for the state to track its progress on employment outcomes, and be able to do analysis of data to understand which strategies work and do not work; and who is being adequately served and who is not. The EFC and other groups have been trying to address this issue for some time. The Council, through its participation in CECY, has focused its work on data through the CECY data workgroup (affectionately called the "Data Nerds"). The workgroup has identified existing sources of data that are adequate to create the "data dashboard" for the state to track its progress. However, some additional coordination between agencies is required to collect and analyze data critical for implementation of the employment first policy.

Under a current IA between DDS and EDD, DDS pulls SSN's of all working age regional center clients. These are provided to EDD who then pulls income information associated with the SSN's and returns the data to DDS in aggregated form. This has resulted in very valuable, high quality data describing the numbers of people making wages and their average earning.

To effectively track implementation of the employment first policy and analyze subgroups, DDS needs individual income data from EDD or the Franchise Tax Board to establish: (1) The distribution of annual average earnings, such as in 20 percentile ranges; (2) Average hourly wages and their distribution, such as in 20 percentile ranges; (3) Outcomes for subgroups to help us better understand the employment outcomes associated with various service types, severity of disability, disability types, age groups, ethnic backgrounds, and other parameters.

Following the SCDD letter to the departments, they worked to establish procedures for improved data sharing. However, those efforts were not successful. We have been informed that the departments need statutory authority to share income data of regional center clients.

Additionally, the CECY data workgroup and the EFC have identified the need to develop better data on individual consumers' work lives, including hours worked, type of work, length of employment, and employment.

EFC RECOMMENDATION: The EFC recommends that the Council sponsor legislation that will require the Employment Development Department and/or the Franchise tax Board to release to DDS the income data on individuals who are regional center clients. The legislation would also require that DDS collect data from regional center service providers on all working age regional center clients on hours worked, income earned,

type of job and other relevant employment data to better assess the implementation of the employment first policy.

ATTACHMENT: June 10, 2013 letter to DDS and EDD.

PREPARED: Mark Polit, June 27, 2014



State Council on Developmental Disabilities



STATE OF CALIFORNIA

Edmund G. Brown Jr.
Governor

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June 10, 2013

Terri Delgadillo, Director
Department of Developmental Services
1600 9th Street
Sacramento, CA 95814

Pam Harris, Director
Employment Development Department
722 Capitol Mall
Sacramento, CA 95814

**Subject: Data Request
Employment of People with Developmental Disabilities**

Dear Directors Delgadillo and Harris,

The State Council on Developmental Disabilities is required by statute to advise the Legislature and Administration on supporting people with intellectual and developmental disabilities (I/DD) to achieve integrated, competitive employment. Pursuant to WIC Section 4868(c)(3), the responsibilities of the Council, through its Employment First Committee, includes, *"Identifying existing sources of employment data and recommending goals for, and approaches to, measuring progress in increasing integrated employment and gainful employment of people with developmental disabilities."*

In the past year, the Council (including the Employment First Committee) has approached this responsibility through our partnership with your departments in the California Employment Consortium for Youth (CECY), a Project of National Significance funded through the Administration on Intellectual and Developmental Disabilities. The Council has participated in CECY's data work group, which has identified existing sources of data that can be used to track California's progress in supporting people with I/DD to be employed - and to better explore what works and what doesn't work to achieve quality employment outcomes.

The Council is grateful for the teamwork between your departments in developing employment statistics for people with I/DD who are regional center clients. Through the agreement between DDS and EDD, you have produced accurate and compelling data on the percentage of working age regional center clients who are employed (14%) and their average earnings (\$500 per month). Because of your inter-departmental collaboration, California has, for the first time, an accurate statistic that highlights the tremendous challenge ahead in supporting people with I/DD to work, contribute, and reduce their dependence on state support.

"The Council advocates, promotes & implements policies and practices that achieve self-determination, independence, productivity & inclusion in all aspects of community life for Californians with developmental disabilities and their families."

Through the Council's work with CECY, we have identified additional analyses that your departments could perform that would not infringe on the confidentiality of the personal earnings information, and involve only modest expenditure of staff resources. The result would be a significant improvement in measuring how well we are doing to support people to achieve quality employment outcomes and the effectiveness of different approaches.

Distribution of Earnings and Hourly Earnings

Under your current agreement, DDS supplies EDD with the SSN's of all working age regional center clients. EDD then pulls income information associated with the SSN's and returns the data in aggregated form: (1) Numbers and percentage employed and (2) average earnings.

The Council requests that EDD and DDS expand this analysis to include the distribution of annual earnings, such as in 20 percentile ranges.

Analysis of Subgroups

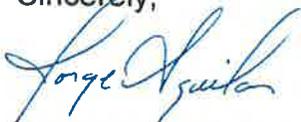
The Council also requests that your departments expand your agreement to include analyses of subgroups to help us understand employment outcomes associated with, for example, various service types, levels of disability, types of disability, and ethnic backgrounds.

We request that DDS provide SSNs for identified subgroups to EDD. Then EDD staff could do the same analysis they do for all working regional center clients. In that way, DDS could receive the same aggregated information back from EDD (percent employed, average earnings and earnings distributions) for each subgroup. These subgroups would include thousands of individuals each, and therefore ensure confidentiality of individual earnings information.

The Council is purposely not being prescriptive in this request. We understand that it would be most efficient for your staffs to work together with, and with us, to identify solutions and approaches that are not labor intensive and would maximize its contribution to the state's efforts on this subject.

If you have any questions, please call Mark Polit, Deputy Director of Policy and Planning, at 916-208-3823. Thank you for considering this request. We look forward to working with you.

Sincerely,



Jorge Aguilar
Chairperson

Copy: Dennis Petrie, EDD
Denyse Curtright, DDS

**STATEWIDE
SELF-ADVOCACY
NETWORK**

State Council On Developmental Disabilities

SSAN Report

Presented By
David Forderer
SCDD Representative To The SSAN
Area Board 7

Meeting Held
June 24, 2014
DoubleTree Hotel Sacramento, CA

On Tuesday June 24, 2014 I reported the following details about the events that have taken place at the State Council to the SSAN committee

1. The SCDD has established a new committee titled "Membership Committee". It's purpose is to assist the council in filling vacated seats. I was appointed a member of this committee by George Aguilar the former Chairman of the council.
They had their first meeting this month which I was not able to attend due to a conflict.
2. The SCDD also established another committee called the State Plan Committee. It's purpose is to assist the council in overseeing and implementing the "State Plan"
3. The Administration Committee developed and produced a "Contract Purchasing" manual which was approved and adopted by the Council.
4. Dr. Michael Clark was appointed as interim director of the SCDD taking over the position from the previous director Roberta Newton who returned to her Area Board as executive director.

The SSAN committee was well represented at this meeting by the members of the 13 Area Boards and was able to establish a quorum.

The committee had several long presentations and discussions regarding:

1. Creating a brochure and information sheet that could be used to publicize the SSAN committee and what it is and does
2. Becoming a independent nonprofit entity and what was necessary to accomplish that
The main concern was the estimated length of time necessary to become a nonprofit; the consensus was between 4-5 years
3. Ted Jackson from the California Independent Living Centers gave a talk about qualifying for FREE high speed internet completing the digital access form. Those forms are in the packet
4. And last but certainly not least, all of the members present gave reports about the various events they have been involved with at their Area Boards



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STAFF REPORTS



INTERIM EXECUTIVE DIRECTOR'S REPORT July 2, 2014

Even though the Council approved my appointment on May 29, 2014, it was not until June 16, 2014, that my paperwork was processed so that I could begin working for you. Since then I have been focused on learning all that I can about the processes, protocols and staff of the California State Council on Developmental Disabilities. Along with working to get up to speed on a myriad of tasks, I have been involved in the following activities:

- Administration on Intellectual and Developmental Disabilities (AIDD) made a technical assistance visit to the State Council on Developmental Disabilities (SCDD) Headquarters on June 25, 2014. We hosted meetings with headquarters staff, the Area Board Executive Directors', and the MTARS Committee to provide an opportunity for people to hear from Andrew Morris, Policy Analyst and Allison Cruz, Program Specialist of AIDD and interact with them. In addition to the day of meetings, we have had two additional conference calls with AIDD.
- Molly Kennedy, Mark Polit, and I are going to Washington D.C. to attend the National Association of Councils on Developmental Disabilities (NACDD) Annual Conference and a training for State Council Chairs and Executive Directors. During our time there we will be meeting with Aaron Bishop, Commissioner of AIDD, key staff of AIDD and the technical assistance director with NACDD.
- We have received word from AIDD that AB 1595 adequately addresses the issues that they have expressed concerning the Lanterman Act. The bill is pretty close to being in its final form. There may still be a few technical amendments necessary, but all looks promising at this point.
- We have developed a chart showing the responsibilities and duties assigned to the Interim Executive Director, the Chief Deputy Director, and the Deputy Director of Policy and Planning. We are learning together to work as a cohesive management team.

- My focus has been on making certain that we are moving forward with respect to AIDD and our corrective action plan. We have also had a strong internal focus in doing our best to address as many of those little things that crop up in an organization as time and energy allows. We certainly want to help the California State Council emerge as the effective, well-functioning entity that it has the potential of becoming.



CHIEF DEPUTY DIRECTOR'S REPORT July 2, 2014

I am thrilled to be appointed by the Governor to the State Council on Developmental Disabilities (SCDD) on June 16, 2014. The SCDD has a strong Executive Team and committed staff who are passionate about advocacy, capacity building, and systems change for individuals with intellectual and developmental disabilities and their families. This commitment can be found at every level of the organization and in every function. Here are highlights of recent activities:

Budget

- SCDD closed the 2013-14 Fiscal Year (FY) with a positive cash balance. While the cash flow has been challenging during FY 13-14, the coordination and focus of SCDD staff along with leadership and staff from the California Health and Human Services Agency and staff from the California Department of Social Services (DSS) ended the FY with sufficient cash to cover June's personnel payments and expected expenditures.
- The Administration on Intellectual and Developmental Disabilities (AIDD) received expenses for April 2014 and released the reimbursements for those expenditures.
- AIDD received expenses for May 2014 and is currently reviewing that submission.
- SCDD and DSS are preparing the June 2014 expenditures.
- We project a positive cash balance for the foreseeable future.

Financial Integrity and State Managers Accountability Act (FISMA)

Every two years, each state agency must complete a review of its internal accounting and administrative systems, report on the effectiveness of these systems, and prepare a corrective action plan (CAP) for any deficits. Agencies with a CAP must report on the items in its CAP every six months until all items are corrected. In December 2013, SCDD submitted its FISMA to the California department of Finance.

- SCDD submitted its six-month CAP update to DOF in June 2014.
- SCDD mitigated all risks in the CAP. DOF requires no further updates.

SCDD's next FISMA report is due December 2015.

Personnel

- I am currently working with SCDD Human Resources to ensure SCDD employees and HR practices comply with California state law and standards.

REPORT TO COUNCIL

Mark Polit, Deputy Director Policy and Planning

July 1, 2014

In the month since the May 29 Council meeting, I have served as Acting Executive Director and then returned to my job of Deputy Director. Some of the highlights:

Staffing: The hiring of both an Interim Executive Director and a Chief Deputy Director was critical for Council staff to respond to both the day to day needs of Council operations and the extraordinary tasks related to the MTARS Corrective Action Plan. On June 16th, Mike Clark started as Interim ED, having been appointed to that position on May 29 by the Council. Also on June 16th, Aaron Carruthers started as Chief Deputy, having been appointed by the Governor at the recommendation of the Council's incoming Interim ED.

A key staff position for responding to MTARS has been advertised, a Community Program Specialist II, Planning. This position is necessary to staff the State Plan Committee. The executive management team has been interviewing candidates.

AB 1595 (Chesbro), State Council on Developmental Disabilities. AB 1595 passed out of the Senate Human Services Committee on a vote of 4-0. It now heads to the Senate Appropriations Committee. AIDD has indicated that AB 1595, with one clarifying amendment, will bring California law into compliance with the federal DD Act.

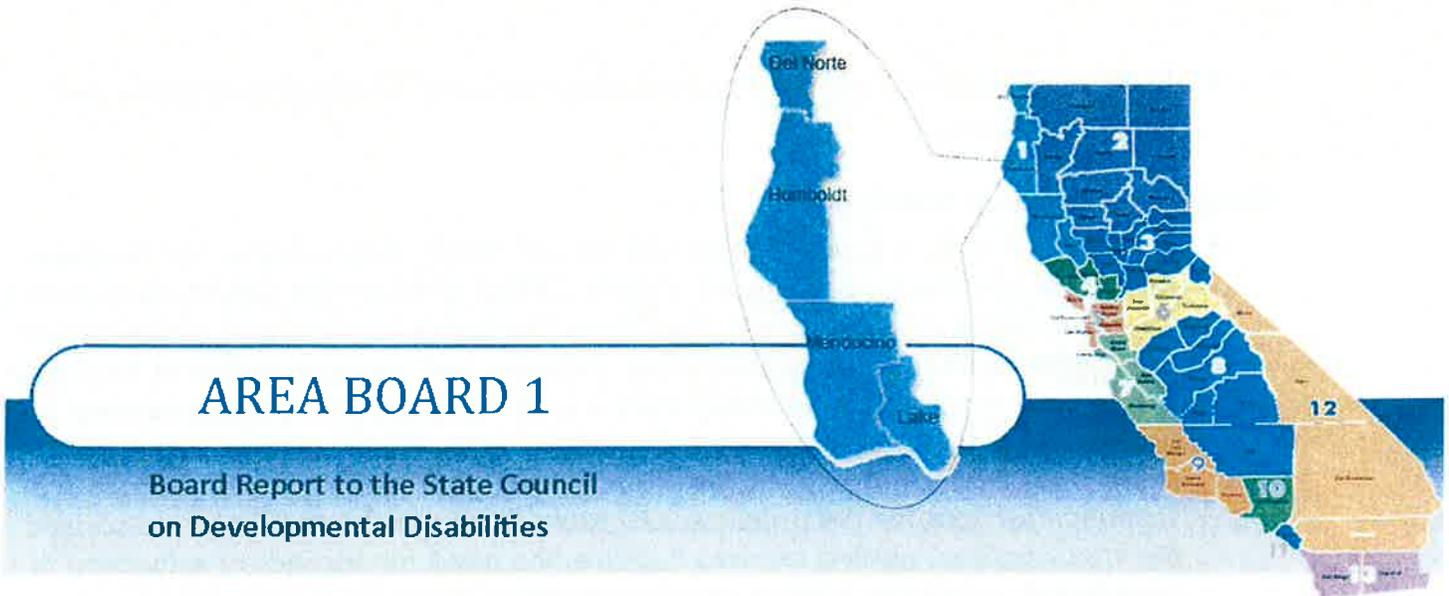
SB 577 (Pavley), Employment Preparation Service. This bill, co-sponsored by the Council passed out of the Assembly Human Services Committee in June and has been referred to Assembly Appropriations, where the bill will be amended to address administration cost concerns. I have been recommending an amendment to the bill that would tie the new regional center service to the Employment First Policy. Thus far, the co-sponsor of the bill (CDSA) has not been responsive to this request. Without that amendment, I may have to withdraw the Council's co-sponsorship and support, as we should not be advocating for a new employment service that is not intended to support integrated competitive employment.

Employment Data Dashboard. The front page and "back pages" of the Data Dashboard is up on the Council's website and can be accessed from both the home page and the Employment First Committee page. For the first time, California has a single source of public information, with the most current and relevant data, showing how well the state

is doing supporting people to work in integrated competitive employment. Thanks to CECY and DDS for their work on this.

Council Website: I have been working with Council staff, the EFC, and CECY on planning for the Council's Employment First web pages. This would be an ambitious effort to highlight information on the policy (including the Employment First Policy flyer), the data dashboard, success stories, best practices, and other employment first information intended for people with developmental disabilities, their families, educators, providers and other professionals. Our collaboration with CECY and the Jay Nolan grantees will be critical for this project and creating an inspiring and creative web resource on Employment First.

AREA BOARD REPORTS



Reporting Period: May-June 2014

Date: 6-26-2014

Staff contact: Dawn Morley 707-463-4700

Highlights: Staff, in collaboration with Tri County Independent Living, participated in the Annual Disability & Senior Expo. The event – attended by over 200 people – brought together exhibits on health, housing, transportation, advocacy, employment and assistive technology. The Area Board offered information on legislation, emergency preparedness and resources for parents of children and adults with disabilities. At the event, staff distributed a variety of resource materials e.g. medication/medical cards and in case of emergency (ICE) application forms and piloted a one-page School and Doctor Information Sheet (samples attached to this report). These items were well received by individuals who stopped at our booth to talk about various issues and ideas. The medication/medical cards will be included in a future newsletter distributed to 3000 + newsletter recipients with instructions on how to complete and cut out. This will serve as an important reminder to individuals to update information regarding their medications, allergies and emergency numbers.

As a result of Area Board advocacy the County purchased a tripod and camera that was presented to the Public Authority Care provider registry which will be used to include a photo on the 'match letters' that go out to potential recipients. This feature will help to increase client comfort and safety when someone that they don't know comes to their home for an interview.

State Plan Activities Implemented During this Reporting Period

Goal #1 - Self-Advocacy

- Area Board 1 continues working with Statewide Self Advocacy Network staff and members regarding recruitment of a representative from the Area 1 catchment area.

- Staff supported two self-advocates during the Cycle 37 Grant evaluation and meeting process.

Goal #2 - Advocacy Training

- Area Board staff, in collaboration with Rowell Family Empowerment of Northern California and the local Humboldt County Office of Education/SELPA, Redwood Coast Regional Center, Mental Health, California Children's Services and active parent advocates facilitated the organization, planning and implementation of the Coast Conference was held on Saturday May 31, 2014 in Eureka. It was attended by approximately 26 parents and professionals. Area Board provided resources to parents for the Individual Program Plan process and medical issues. Secondary Transition services for the population of teens from age 14 to 23 were discussed and the importance of getting services in place, the need for secondary education to be considered, workforce interest and opportunities, living arrangements, etc. were explored.
- In collaboration with the Partnership for Healthy Babies and the Foster and Kinship Care Program, Area Board 1 participated on a Community Resource Panel (primarily focusing on Fetal Alcohol Syndrome-FAS/Fetal Alcohol Spectrum Disorders-FASD) to educate community members about resources available for children and how foster families and other individuals in the community access services relating to: Health Care, Screening/Assessment/Diagnosis, Early intervention and Developmental Services, Behavioral Health, Education and Supportive Services for Children and Families. Fellow panelists included agency representatives from: First 5, Early Start, Clinical/Medical Staff, Redwood Coast Regional Center, Child Welfare Services and Redwood Children's Services – behavioral health providers.

Goal #3 - Quality Assurance

- We are getting close to fulfilling our current National Core Indicator contract goals (summary below). We received information from Sacramento regarding the next phase of the project. We will be doing face-to-face interviews and will need to begin recruiting interviewers in the individual counties. This will be for both Redwood Coast as well as North Bay Regional Center areas.

Redwood Coast Regional Center

- # 204 total *Adult Family* surveys returned completed and entered into ODESA
 - One mover needed to meet contract goal
- # 151 total of *Family & Guardian* surveys returned completed and entered into ODESA
 - Two movers needed to meet contract goals
- # 4 total face to face interviews completed-contract goal met

North Bay Regional Center

- # 210 total Adult *Family* surveys returned completed and is entered into ODESA
 - One mover needed to meet contract goal
- # 166 total of *Family Guardian* surveys returned completed and entered into ODESA
- # 7 mover surveys completed – contract goal met
- # 7 total face to face interviews completed-contract goal met

Goal #5 - Emergency Preparedness

- Enriching Lives – Cycle 36 Grantee – completed the second in the series of trainings and are in the process of scheduling the remaining trainings for Lake and Mendocino Counties.

Goal #6 - Transition to Adult Life

- Area Board 1 staff, in collaboration with the Mendocino Interagency Transition Team Annual Panel, provided an opportunity for transition age youth and their families to ask questions and meet with local agencies and service providers to receive resource information regarding post-secondary education and activities, job exploration and community work opportunities. Partners in the event included representatives from: People First of Ukiah, Department of Rehabilitation, Redwood Coast Regional Center, Mendocino County Office of Education, Mendocino College, and local service providers. The event was attended by 45 individuals including clients and family members.

Goal #9 – Employment and Post-Secondary Education

- Area Board staff participated in the Disabled Student Services Committee-College of the Redwoods-through this collaboration the Area Board has helped to disseminate information which has contributed to the increased enrollment in life skills/non-credit classes. Area Board will assist with outreach to the high school special education/life skills classes and service providers to promote the classes as an opportunity to engage in post-secondary education.
- Staff organized and facilitated the Northwest Committee for Employment of People with Disabilities (NCEPD) 21st Annual Luncheon held on Thursday May 29, 2014 in Eureka. Each year the NCEPD committee holds the event to recognize people who have contributed to and share the mission of increasing employment and career opportunities for people with disabilities. This year's theme was Empowerment through Employment. Approximately 68 people within the community attended the luncheon and were part of the process of honoring employers, people with disabilities and service providers. In addition two lifetime achievement awards were presented to two



individuals that were paramount in beginning support services for those with developmental disabilities and the need for strong advocacy for those in the workforce.

Goal #10 - Health and Goal # 13 – Access to Generic Resources

- Staff met with a representative of the Redwood Quality Management Group (county contractors for children/young adult Mental Health) to understand services provided to the developmentally disabled in foster care and mental health programs. As a member of the Children's Services and Housing committees for the Mental Health Board, staff is outreaching to different service providers and reporting back to the Mental Health Board. Staff toured the new facility, met staff, and discussed a variety of issues they face. One major issue of concern is a \$750,000 funding cut in their 2014-15 funding year from Mental Health. Staff will be attending a monthly meeting of the "MACC", Multi Agency Children's Coalition to provide information about the Area Board and to get information and about service needs and services provided.

Goal #12 - Housing

- Area Board staff is monitoring the completion progress of the 5 low income housing units project on the coast developed by Hospitality House and the Ortner Group (County Mental Health Contractors.) The project was completed by using local monies through the City of Fort Bragg; there will be an open house on July 15th.
- The Area Board continues to follow the progress of the Transitional Living Center House for youth 18-21 the closure was scheduled for May 31st however, through community effort, the families that were becoming homeless were all able to relocate to new lodging. These are fragile families with few resources and have various problems and the children need intervention services.

Goal #14 - Public policy

- Area Board staff provided a presentation to the County Board of Supervisors on the economic importance of child care and the importance of early childhood education and early intervention. Staff facilitated the Mendocino County Child Care Planning Council and discussed the progress of new bills & legislative issues, voted on State Preschool Priorities for funding for 2014-2015.
- The In-Home Supportive Services Advisory Committee letter was presented to the Board of Supervisors, opposing the Governor's proposed 2014-15 state budget and the Fair Labor Standard Act (FLSA). The board read the concerns and voted to support our letter and sent their own letter of opposition to the state.

Logan's Profile for The First Day of School



Cool facts about me:

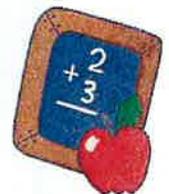
- I have a great imagination
- I'm creative
- I am helpful
- I know the words to most Disney movies.
- I am good at video games
- I am very affectionate/caring
- I go to Karate

Some of my favorite things are:

- Superheroes!!!
- Godzilla
- Video games
- To quote movies and act them out. I'll also be the director and give others their lines!
- I love playing video games with my Dad
- I love to play in the water.
- My family is important to me.

What you need to know to help me learn:

- When I don't understand at first you may have to show me or re-word the instruction.
- Explain things in simple words.
- Only give me one or two things to do at once otherwise I get confused.
- I might not make eye contact with you. Get down to my level so I can focus.
- Make sure I am listening to you when you ask me something.
- I like to read if the topic is interesting to me. I also like to memorize things and help others (i.e. pass out papers).
- Meltdowns happen sometimes. You must talk quietly to me.
- Early morning and late afternoon I am high strung. Mid-day I am overly calm and focused, sometimes even zoned out.
- Give me advance warning that times up or that we are doing something else.
- I am VERY afraid of loose animals. I have to get to know them to accept them.
- If you have questions ask my mom, she knows me best!



SAMPLE
SCDD

Request a digital version by email:
ab1@dss.ca.gov or call (707) 463-4700

SAMPLE

Jamie's One Page Profile for Doctor Visits



Great things about me:

- I am a great friend
- I am a happy guy
- I am funny
- I am smart. MUCH smarter than you think I am.
- I like to talk about the San Francisco Giants. Baseball is a good way to make friends.
- I am resilient. I have been through a lot and I am still smiling.
- I am brave. I will do things I don't understand if you help me.

What's Important to me?

- Being understood when I talk. It's OK to make multiple guesses. I will work with you.
- Having control. I know I can't control everything, but let me control those things I can.
- Having my dad help me. He knows me better than you do. Listen to my dad.
- Knowing what is coming next. Visual schedules work great but i know they aren't always possible.
- Show me what you are doing by comparing to things I already know.
- My preferred staff. I will do things for them I might not do for you.

Past medical issues/surgeries:

- Diabetic/insulin dependent
- Pacemaker installed in 2006
- Grand mal seizures
- High blood pressure
- Gluten free diet
- Mild arthritis
- Broken arm in 2004

What you need to know to support me:

- I don't understand your rules and they aren't important to me.
- Know my rules. If you don't know them ask my dad.
- Most of the time I don't understand why I have to do what you are asking. Give me time to process.
- If you are seeing me I am probably sick and my patience might be shorter than usual
- Give me control where I can have it.
- Rewards are great but they have to be believable and happen soon.



 Request a digital version by email: abl@scdd.ca.gov or call (707) 463-4700



AREA BOARD 2

Board Report to the State Council on Developmental Disabilities

Sarah May – SCDD-AB2 Executive Director

Reporting Period: May-June 2014

Date: June 30, 2014

Highlights

*Lisa Aaron, SCDD-AB2 Office Technician for the past 17 years, has accepted a job with California Correctional Health Care Services. Lisa's last day with SCDD-AB2 is 6/30/14. We wish her well in her future endeavors and continued success!

*Region 2 People First Conference was held May 16-18, 2014 at the Gaia Hotel in Anderson. The title of the conference was "Let's Grow Strong Again" and the introduction in the conference program stated "Region 2 People First would like to welcome you to their 2014 conference! Our theme, "Let's Grow Strong Again" is about growing People First strong again by remembering our roots and strengths to bringing in young adults and new members."... "People First helped us find our voice and become leaders! Let's work together to grow strong again, so we never forget where we came from and never lose our voices again!" The conference was attended by over 100+ self-advocates and professionals and was an amazing experience!

*AB2's Cycle 36 Grant recipient - AMJAMB's The Call Connection Program has collaborated with Paradise Cinema to advertise the free services of the program. The advertisement will run at the Paradise Cinema beginning July 11. This will be included in the advertisement that occurs before a movie begins.

<https://www.youtube.com/watch?v=zTHFu9S7ra8&feature=youtu.be>

This form of advertising has the potential to reach hundreds to thousands of people which will lead to increased referrals and access of The Call Connection.

State Plan Activities Implemented During this Reporting Period

GOAL 1, Objective 3

AB2 staff provided support and facilitation to the Region 2 Statewide Self Advocacy (SSAN) representative in conducting Training Module Idea Surveys as per instruction from the grant contractor CAPC. The goal of the surveys is to identify the areas of interest / need for consumers to receive training in core areas of life. The objective of this statewide project is to identify the top 4 areas that are important to Californian's with developmental disabilities. Once the 4 areas have been identified, training modules will be developed with a "train the trainer model". The Region 2 SSAN representative collected survey information from 41 individuals with developmental disabilities.

GOAL 1, Objective 5:

AB2 staff participated in Region 2 People First Conference "Let's Grow Strong Again" on May 16-18, 2014 in Anderson, California. This year's keynote speakers included Shelly Anderson and Jenny Parker, Alexa McBride from YoDisabled!, David Park from People First of Canada, and David Moshier. The conference opened with a Health Fair that was open to everyone. Saturday morning began with the Sales and information Fair, breakout sessions in the afternoon with topics ranging from improving ourselves to remembering our past to looking towards the future. Saturday night included an exciting Country theme dance! On Sunday, the conference ended with each chapter Self-Advocate of the Year awards. The conference included over 100+ attendees, both individuals with developmental disabilities, staff and professionals.

GOAL 2, Objective 2:

AB2 was requested to participate in an interagency meeting on behalf of a seven year old boy in Tehama County who is dually diagnosed and requires highly coordinated educational and behavioral health services. AB2 provided training on special education rights to the youth's guardian. Interagency collaboration is essential to the youth's treatment. High magnitude behaviors have required that the youth's educational benefit be provided in a non-public day school in a neighboring county. Transportation to and from the school is required as the youth's guardian works full time and cannot transport the youth privately. Behavioral health services provided in the county of residence will require a high level of coordination due to the extensive length of the youth's day. Complex coordination of two counties both mandated to serve this youth, along with multiple agencies providing services exemplifies the need for sophisticated service coordination. Agency responsibility for services centralized on identifying the payer of last resort for necessary services. Due to the age of the youth and the shear distance from his home to the non-public day school located in another county, coupled with identification of the payer of last resort for necessary services required a high level of service coordination. 15 professionals; 1 family member; 1 student participated in this meeting.

GOAL 2, Objective 3.1:

AB2 staff participates in the biannual California State University, Chico Special Education Advisory Committee of the Northeastern California Partnership for Special Education. The Special Education Advisory Committee examines strengths and weaknesses of the professional studies programs that educates and prepares candidates seeking special education credentials. The advisory committee examines the status of the CSU, Chico Education Specialist Internship Programs, Rural Teacher Residency Credential Programs, and the Special Education Faculty at the CSU, Chico. The advisory committee examines the needs of the special education in Region 2 based on the mild/moderate, moderate/severe population. One of the needs identified by the advisory committee was the need for developing a masters' level credentialing program for early childhood services. It was identified by Butte County Office of Education (BCOE) that there is a need for highly qualified early childhood education specialists due to a significant increase in the moderate/severe early childhood population. AB2 staff provided the advisory committee with current information on SCDD and legislative changes related to AB 1595. 19 people trained about AB 1595.

GOAL 2, Objective 3.1:

AB2, in collaboration with Shasta College Disabled Students Programs and Services (DSPS), Department of Rehabilitation (D.O.R.), Far Northern Regional Center and Transition Alliance met to discuss the opportunity for Shasta College to consider applying for a College to Career (C2C) grant from D.O.R. The College to Career (C2C) program is designed to serve individuals who have an intellectual disability (ID) as defined by the Higher Education Opportunity Act (HEOA). If awarded this grant, Shasta College will have the opportunity to expand educational benefit to students who are consumers of (D.O.R.) and clients of Far Northern Regional Center with a diagnosis of one of the following: intellectual delay, cerebral palsy, autism or epilepsy. These training programs have been developed in collaboration with the Chancellor's Office of the California Community Colleges to provide vocational instruction, job development and placement services that will result in the workforce preparation and competitive employment for students with ID in a career area commensurate with their D.O.R. IPE. D.O.R. will fund five C2C programs through this grant opportunity. The Community College applications for this funding stream are expected to be robust and highly competitive. Preference will be given to colleges with a proven track record for providing students with ID vocational training; support services in basic skills; general academic course with non-disabled students, or integrated internship or work opportunities. Shasta College has a proven record of providing quality services to students with ID in our rural communities.

GOAL 7, Objective 2:

The Shasta County 0-5 Collaborative is a multi-agency, multidisciplinary, county wide effort to provide access to developmental and social emotional health services to at-risk children ages prenatal to age 5 and their families, caregivers, and providers through a variety of strategies,

providers and agencies working in collaboration to best meet the needs of each child and their family. Shasta County Office of Education is developing 2 intensive therapeutic preschool classrooms that will open in August 2014. These intensive therapeutic classrooms will serve preschool age children with severe behavioral issues that prevent them from participating in inclusive education with their peers. The agency partners in the 0-5 collaborative have had an active role in the development of these classrooms.

Due to the loss of funding for early intervention programs in 2009, vital services for early intervention has resulted in significant impact on programs, services and supports for at-risk children and their families. Restoration of funding to early intervention programs is crucially necessary in order to provide services and programs to this vulnerable population. 13 professionals; 5 family members participate in collaborative.

GOAL 10, Objective 2:

AB2 participated in an interagency meeting with Administrators from Tehama County Department of Social Services, the Department of Health and Human Services, and staff from Independent Living Services of Northern California to analyze the current data and information available on the expansion of Medi-Cal Managed Care in Tehama County. Issues reviewed included provider adequacy / access, mental and behavioral health services and enrollment data from the 3 expansion populations (Medi-Cal, Low Income Health Program and Covered California). Data is unclear at this time as enrollment into these 3 programs has several avenues for access. It was acknowledged by Tehama County Administrators that Behavioral and Mental Health services are very limited in their rural county. It was also acknowledged by County Administrators that issues related to county borders have impacted services for individuals who were previously served in a neighboring county. Other issues that were analyzed during this meeting were related to referral patterns for specialty care and out of area providers.

Due to the vast size and demographic of the rural counties in Region 2, individuals have historically received care in the geographic community closest to their residence. Upon the implementation of Medi-Cal Managed Care, out of county access to care was heavily impacted. Individuals in Tehama County are no longer able to access providers in the neighboring counties of Shasta and Lassen due to contracting issues with Department of Health Care Services. 6 professionals were involved in this meeting.

GOAL, Objective 2:

AB2 participated in the annual Northern California Mental Health Consortium. The consortium focuses on mental health services that reduce negative and costly outcomes that include hospitalization, jail time, removal of children from their homes, unemployment, school failure or dropout, prolonged suffering, homelessness and suicide. The consortium also analyzes co-occurring disability issues, as well as un-served and underserved populations. As recognized by the consortium, the prevalence of mental health disorders within the population of persons with developmental disabilities ranges from 30 to 40 percent. When

individuals are hospitalized in state psychiatric hospitals, their average stay is three times as long as that of non-developmentally disabled persons.

There is a serious deficit in mental health services in the rural communities in Region 2. Community based mental health services and supports in the rural communities have limited resources resulting in in a large percentage of individuals who are un-served or underserved. AB2 has significant concerns about insufficient mental health services and supports for individuals with developmental disabilities and their families. 19 family members; 8 individuals with developmental disabilities; 65 professionals participate in the consortium.

GOAL 10, Objective 2:

Throughout 2013-2014, AB2 has continued to monitor the impact of the implementation of Medi-Cal Managed Care in Region 2. As part of AB2's monitoring efforts, AB2 actively works with the health plans contracted with the California Department of Health Care Services (DHCS) to serve Region 2. Partnership HealthPlan (PHP) serves 5 of the counties in Region 2; Shasta, Trinity, Siskiyou, Lassen and Modoc. Partnership HealthPlan reported to AB2 that there is an ongoing struggle with provider adequacy in these counties. The impact of new member enrollment has strongly contributed to the limited provider adequacy as tens of thousands of new Medi-Cal beneficiaries are now being served by state based health care coverage. PHP provided current data to AB2 that reflects the massive influx of new members that is directly impacting provider adequacy. As of May 2014, Medi-Cal enrollment members within Region 2 are identified as the following:

Shasta County - 49, 707

Siskiyou County - 12,817

Trinity County - 3,467

Lassen County - 5,981

Modoc County 2,369

The largest Medi-Cal provider in Shasta County can no longer accept new patients as of May 2014. Other rural providers report facing the same issue based on the shear numbers of new Medi-Cal beneficiaries. AB2 is extremely concerned on the impact this will have on individuals with developmental disabilities and their families in Region 2.

GOAL 10, Objective 2:

The impact of the Rural Expansion of Medi-Cal Managed Care has uniquely challenged Region 2. With 5 of our counties (Shasta, Trinity, Siskiyou, Modoc, and Lassen) served under a County Operated Children Health System (COHS) and the other 4 counties in Region 2 (Butte, Plumas, Glenn and Tehama) served under a 2-plan model, children and adults who are Medi-Cal recipients are experiencing issues related to accessing health care and crucial benefits including formulary. Under managed Medi-Cal, not all doctors, hospitals, or other providers are members of the health plans. If the consumer is joining a managed care plan for the first time, or switching plans, the consumer may have to change doctors or other providers. Another concern in our region is that there may not be enough providers in the network to

provide consumers with all of the needed services. For our consumers served in the COHS counties, all Medi-Cal recipients, including seniors and persons with disabilities, were mandatory enrolled into managed care. For consumers living in the counties served under the 2-plan contract, seniors and persons with disabilities remain in a voluntary enrollment status for managed care until September 2014. The major concern for our consumers who remain in the voluntary population relates to inadequate networks for providers upon the expiration of their voluntary status.

AB2 actively participates and provides training and information to multiple agencies including the Diversability Advocacy Network (DAN), and the Rural Children's Special Health Coalition reaching a total of 25 people.

GOAL 10, Objective 2:

AB2 staff is working closely with FNRC and several other regional centers and other AB's that are impacted by recent information related to termination of dental services at Sutter Medical Center due to Medi-Cal reimbursements effective July 31, 2014. After July 31, 2014, there will no longer be a hospital facility that will accept Medi-Cal patients, other than Kaiser and Molina, in our Northern California area. AB2, AB3, AB4, AB5 and AB6 are working closely with their impacted regional centers, Disability Rights California (DRC), California Dental Association (CDA) and Senator Steinberg's office to address this issue. Also, CDA is working on negotiating with Sutter to continue services for the time being, as well as trying to assess the statewide needs and come up with a statewide solution. AB2 wrote a letter of concern regarding this issue and provided to North Bay Regional Center Dental Coordinator who requested letter from Area Boards whose regional center consumers are impacted by the loss of this crucial services. Research with Far Northern Regional Center shows 50 consumers impacted by the loss of the services.

GOAL 14, Objective 3

AB2's Cycle 36 Grant recipient - AMJAMB's The Call Connection Program has collaborated with Paradise Cinema to advertise the free services of the program. The advertisement will run at the Paradise Cinema beginning July 11. This will be included in the advertisement that occurs before a movie begins.

<https://www.youtube.com/watch?v=zTHFu9S7ra8&feature=youtu.be>

This form of advertising has the potential to reach hundreds to thousands of people which will lead to increased referrals and access of The Call Connection.

GOAL 14, Objective 3

AB2 staff was invited to be a guest speaker on Disability Rap - KVMR.org 89.5 FM Nevada City on June 6, 2014 from 12-1pm. The topic focus was Medi-Cal Managed Care, what is it and what so seniors and people with disabilities need to know. Interview included

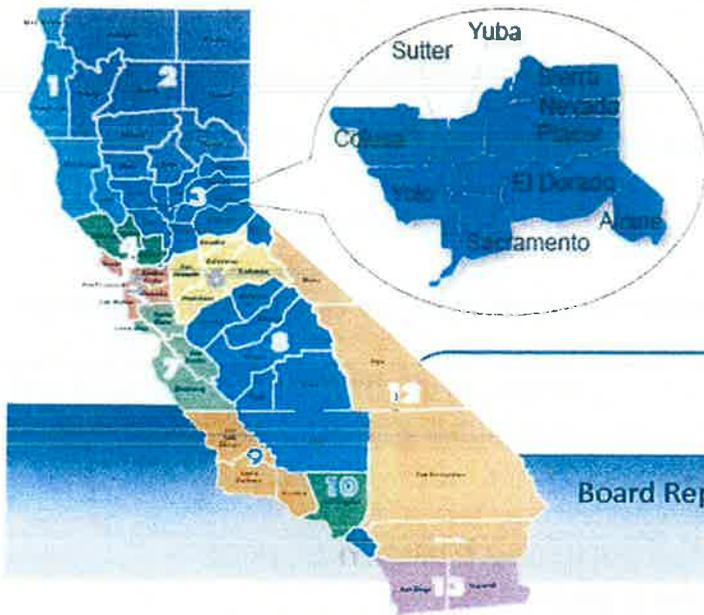
- What is SCDD?
- Background on Medi-Cal fee for service, how it works

- What is managed care? How is it different from fee for service? What are the goals for managed care?
 - Are the access issues that people experience around access to health care (finding a PCP that takes Medi-Cal
 - What is the Rural Expansion of Managed Care? Which plans are providing managed care services (Anthem & CA Wellness)
 - Timeline for Rural Expansion of managed care: October 1st, 2013, January 1st, 2014 and September 1st mandatory enrollment of seniors and people with disabilities.
 - What happens for SPD on September 1st?
 - People will be getting notices for enrollment.
 - What do people need to do when they get the notices (contact PCP, HCO).
 - What happens if individuals do not choose a plan?
- The radio program reached 1.000+ people in the north state and beyond.

Issues or Concerns for State Council Consideration

As part of the 18 County Rural Expansion of Medi-Cal managed care, consumers living in the counties served under the 2-plan contract, seniors and persons with disabilities remain in a voluntary enrollment status for managed care until September 2014.

The issues related to the expansion of Medi-Cal Managed Care centralize on the lack of provider adequacy in the rural communities in Region 2. The impact on provider adequacy is further deepened by the state and federal health care reform programs that implemented in January 2014; the Low Income Health Program (LIHP) and the Affordable Care Act (ACA).



AREA BOARD 3

Board Report to the State Council on Developmental Disabilities

Reporting Period: May - June 2014

Date: 6/30/14

Submitted by Sonya Bingaman, Acting Executive Director 916-263-3085

State Plan Activities Implemented During this Reporting Period

State Goal #1: Individuals with developmental disabilities have the information, skills, opportunities, and support to advocate for their rights and services, and to achieve self-determination, independence, productivity, integration and inclusion in all facets of community life.

Activity: Area Board 3 Co-sponsored the 19th Annual Statewide Self-Advocacy Conference "Self-Advocates Taking Flight", May 9 & 10th in Sacramento. 350 self-advocates from all around California attended. Area Board 3 had a table in the vendor area and distributed the following handouts. Area Board 3 Info Sheet (23), A Consumer's Guide to the Lanterman Act (20), When You Turn 18, A Survival Guide for Teenagers (7), From Conversations to Actions Using the IPP (17), Dept. of Rehabilitation: Consumer Information Handbook (10), The Budget Process (10), The Legislative Process (10), SCDD Color Brochure (14), Legislative Update from SCDD (6).

Activity: Area Board 3 attended the 11th Annual Disability Capitol Action Day on May 21st, 2014. Staff volunteered to help with organizing and setting up event and assisted in the SCDD booth to distribute flyers and handouts and answer questions from 20 self-advocates and families.

Activity: 20 brochures for Area Board 3 listing our website, links, and facebook links were distributed at the 2014 Opportunity Fair at Sonoma Developmental Center on June 3.

Activity: Area Board 3 Co-sponsored (with Alta California Regional Center) the PAC-Regional People's First Self-Advocacy Meeting on June 7th at McClellan Park. 150 Self-Advocates attended and 150 Area Board 3 informational flyers were distributed.

State Goal #2: Individuals with Developmental Disabilities and their families become aware of their rights and receive the supports and services they are entitled to by law across the lifespan, including early intervention, transition into school, education, transition to adult life, adult services and supports, and senior services and supports.

Activity -- **Objective 2A: Direct Advocacy**

During this reporting period, AB3 staff participated in a total of 58 meetings (13-IEPs, 43-Intakes for Special Education advocacy, 2- 504 Plan Reviews) where they provided direct advocacy to families and/or consumers.

Activity – **Objectives 2B & 2C: Trainings, Conferences, Workshops, Cross-Training, Outreach, etc.**

A 3-hour Parent Training on Understanding Special Education Due Process by Bob Varma, ALJ on May 3rd, 2014 at Area Board 3. 40 people attended. Evaluations were completed by 24 people. 16 rated the training 5 out of 5, 7 rated the training 4 out of 5, 1 rated the training 3 out of 5 – with 5 being the highest. 40 copies each of the following handouts were distributed: “Consumers Guide to the Lanterman Act” booklet, 45 page Transition Guide, Lanterman Act Booklets, “So You’re Turning 18” Pamphlets, California Office of Administrative Hearings flyer, Area Board 3 flyer. Sample of comments:

“The information was great and the training was very much needed”

“Details on the process and most common mistakes parents have made”

“Professionalism and thoroughness of presenter”

A 2-hour training for families in the Natomas Unified School District, Sacramento was held on May 6th, 2014 at the Natomas Unified School District Office. The focus of this training was on Due Process in Special Education. 5 people attended. 2 evaluations were completed and both rated the training a 5 out of 5, with 5 being the highest score. 5 Lanterman Act Booklets, 10 “Consumers’ Guide to the Lanterman Act” booklets, and 20 “So You’re Turning 18” Pamphlets were distributed. A 421-page training manual was also provided to each attendee.

A 2-hour Parent Training on Special Education Advocacy was held on May 12th, 2014 at the Children’s Receiving Home of Sacramento. 30 people attended. A 77-page training manual was provided to each attendee. 24 attendees rated the training a 5 out of 5, and 4 attendees rated the training a 4 out of 5, with 5 being the highest score. Sample of comments:

“I left the training feeling better informed and more of an advocate to other alternatives, when the school district isn’t accommodating. All CPS, foster parents and social workers need to take this training”

“Honesty about the obstacles school districts place on coordinating IEPs, services and expectations of foster youth”

“Tips, key phrases, clarification of the law, identifying common things districts do to avoid handling needs of students, support for parents and advocates”

“The knowledge base of the instructor”

“Learning the difference between SST, IEP, and 504 Plan”

A 2-hour Parent Training on Special Education Advocacy was held on May 20th, 2014 at the MIND Institute, Parent Group of Sacramento. 20 people attended. A 77-page training manual was provided to each attendee. 3 attendees rated the training a 5 out of 5, and 6 attendees rated the training a 4 out of 5, 1 attendee rated the training a 3 out of 5, with 5 being the highest score. Sample of comments:

“Could be better organized”

“Lots of valuable info and resources”

“Able to ask specific questions about IEP rules, etc.”

“Need longer training”

State Goal #3: Individuals with developmental disabilities and their families express the degree to which they are satisfied with their services and the extent to which they feel their needs are being met.

Activity – **Objective 3a:** To date, a total of 1,544 English and Spanish NCI Quality Assessment Surveys (Adult Family and Family Guardian Survey) were mailed out to the ACRC catchment area. 1,362 English and Spanish surveys were mailed to the FNRC catchment area.

The following surveys have been completed and returned:

ACRC AFS 222 (goal of 165 is met)

ACRC FGS 168 (goal is 165)

FNRC AFS 177 (goal of 153 is met)

FNRC FGS 181 (goal of 159 is met)

Data entry for these surveys 90% complete.

State Goal #10 Individuals with developmental disabilities understand their options regarding health services and have access to a full range of coordinated health, dental and mental health services in their community.

Activity: Area Board 3 staff attended the following health care meetings:

1. “Pharmacology and Developmental Disabilities Webinar” hosted by Resources for Integrated Care on May 8th.
2. SCRIPT Your Future Healthcare Roundtable Forum for Stakeholders and Policymakers, on May 2nd.
3. “Medicaid Managed Care, Building Community Systems of Care” by the National Council on Disability on May 7th.
4. Submitted letter of concern on May 16th to Sutter Pavilion Surgery Center regarding closing of hospital dentistry for individuals with developmental disabilities.
5. Sent email to Board of Directors encouraging support of legislation to Renew Early Start funding.
6. Sent letter on behalf of Area Board 3 to Assemblymember Shirley Weber, Chair, Assembly Budget Subcommittee in support of renewing Early Start funding.
7. Sent email to 545 individuals (125 opened the email, 16 clicked on the link) to support Early Start and System Funding Review and Reform.
8. Sent letter on behalf of Area Board 3 in support of AB 2418 – healthcare coverage, prescriptions drug and refill improvements.
9. On June 3rd, attended Nevada County Healthcare Collaborative to plan for rollout of next Medicaid rural expansion.
10. On June 26th, attended MCDAC meeting with First 5 Sacramento Board to discuss Hospital Dentistry Crisis in Northern California.
11. On June 3rd, Sent email to 475 individuals (206 opened the email, 53 clicked on the link) to complete a survey for Vestidd, a website that helps organize important information for people with developmental disabilities to prepare for life transitions.

State Goal #11: Individuals with developmental disabilities have access to affordable and accessible housing that provides control, choice and flexibility regarding where and with whom they live.

Activity: The Cycle 36 Project/Accessible Housing Web Portal is in process. The online database of affordable/accessible housing in Area Board 3’s 10- county area will be demonstrated on July 3rd and community meetings will be scheduled thereafter.

State Goal #12: Affordable and accessible housing units are developed in local communities to expand housing options for individuals with developmental disabilities.

Activity: Area Board 3 staff attended Fair Housing Accessibility Training by Fair Housing Accessibility First, Sacramento on June 10th.

State Goal #14a: Public Policy in California promotes the independence, productivity, inclusion and self-determination of individuals with developmental disabilities and their families.

Activity: Area Board 3 staff testified in support of SB922 (Knight) –to increase the penalties for specified sex crimes committed against a person’s will by means of force or fear, against a person with a mental disorder or physical or developmental disability, and this is known or reasonably should be known to the person committing the act, as specified.

Activity: Area Board 3 staff testified on June 17th in support of SB838 (Beall) to establish a minimum mandatory term of commitment of two years and reduce confidentiality protections for juveniles who have committed or who are alleged to have committed specified sex crimes involving an unconscious or disabled victim, as specified.

State Goal #14c: The Council will use media, internet, arts and entertainment and social networking to educate the general public about individuals with developmental disabilities.

Activity: Area Board 3 uses social media, email blasts, and website postings to educate the public. The following topics were addressed during this period.

Topic/Number of posts:

Assistive Technology: 14

Conferences/Trainings: 16

Developmental Disabilities: 47

Employment: 9

Health: 11

Housing: 13

Legislation/Budget: 19

Self-Advocacy: 11

Special Education: 12

Transition/Post-Secondary Education: 12

Our website, www.areaboard3.org averages 1500 hits per month. We have 191 followers on www.facebook.com/areaboard3 and our posts were seen by 2,502 individuals during this 2-month period.

- Sent Area Board 3 Newsletter via email to 50 self-advocates (15 emails were opened) encouraging attendance at Capitol Action Day and encouraging participation on our facebook page and website.
- Sent email to 535 individuals (184 opened the email, 5 clicked on the link) for the Positive Behavior Support Plan Training at The Rowell Family Empowerment Center on June 24th.
- Sent email to 467 individuals (183 opened the email, 2 clicked on link) regarding Free Special Education Legal Clinic “Know Your Rights” sponsored by DREDF.
- Sent email on May 7th to 470 individuals (152 opened email) regarding Area Board 3 training: Understanding Special Education Due Process by Bob Varma, ALJ, scheduled for July 19th.

Issues or Concerns for State Council Consideration: None at this time.



AREA BOARD 4

Board Report to the State Council on Developmental Disabilities

Reporting Period: May & June 2014

Date: July 1, 2014

Highlights

Employment First:

Area Board 4 connected with a key leader of employment 1st efforts in the neighboring Golden Gate Regional Center catchment area and organized a meeting with that leader and interested persons from the North Bay area, which in turn led to formation of a steering committee to implement Employment First policies in the North Bay. The steering committee coordinated an Employment First conference with 85 people in attendance, held a follow-up planning meeting, and is working on other follow-up activities, including an August 7th meeting. See page 3 for more details.

Representative Payee Receipt Issue:

Earlier this year, North Bay Regional Center (NBRC) began requiring that individuals for whom NBRC is the payee must submit receipts for all of their purchases. Individuals and their support staff complained that this was onerous and a violation of their rights. AB4 advised and assisted individuals to file 4731 complaints, advised individuals of their right to file a complaint with the Office of Inspector General when their SSI money was withheld, and communicated concerns to NBRC management and board members about the policy. NBRC has made some minor concessions, but the policy continues to be a concern.

State Plan Activities Implemented During this Reporting Period

Goal #1: Individuals with developmental disabilities have the information, skills, opportunities and support to advocate for their rights and services and to achieve self determination, independence, productivity, integration and inclusion in all facets of community life.

Area Board 4 assisted 2 individuals to lead their own Individual Program Plan (IPP) meetings, which included meeting with the individuals to identify accomplishments, goals, services and supports, developing individualized power-point presentations, practicing and refining the presentations with the individuals, then supporting individuals at their meetings. One person was able to tell her IPP team that she wanted to explore supported living, a goal she had been nervous about revealing to her residential service provider.

AB4 provided a training to a self advocacy group on Leading Your Own Meeting and will assist 2 other individuals to lead their upcoming meetings.

AB4 provided support to our region's representative to the Statewide Self Advocacy Network (SSAN). The representative presented two local trainings, one on Employment First and one on the history of rights, and participated in the SSAN meeting in Sacramento.

Goal #2: Individuals with developmental disabilities and their families become aware of their rights and receive the supports and services they are entitled to by law across the lifespan, including early intervention, transition into school, education, transition to adult life, adult services and supports, and senior services and supports.

AB4 coordinated the activities of the Vallejo Community Advisory Committee on Special Education (CAC). A presentation on transition services was provided to parents, and meetings, trainings, and outreach events are being planned for the next school year.

AB4 coordinated and participated in a meeting between Spanish-speaking parents and a special education administrator regarding the parents' concerns about their children's placements.

AB4 assisted families at Individual Education Plan (IEP) meetings regarding speech services, graduation, placement, behavior services, and services for a visually

impaired student. A recurring issue in one district is speech and language pathologists telling parents that their children who are nonverbal do not qualify for speech services because they do not show prerequisite indicators of speech.

AB4 assisted a family in their advocacy with North Bay Regional Center (NBRC) for speech therapy for their 5 year old child with autism. The advocacy raised systemic issues on the goals the regional center sets and the service it provides for individuals with needs for therapy not only at school but across home and community environments, as well.

Another issue with systemic implications where the AB4 assisted the family with their advocacy concerned the NBRC's denial of eligibility for a 3 year old with ASD. The case has brought to light changes in how the NBRC, and potentially, other regional centers in California are making changes to how they assess for "substantial disability" in making eligibility determinations for persons with ASD with the publication of the new DSM-5 classifications regarding autism, Asperger's Syndrome, Social Communication, and Autism Spectrum Disorder.

Goal #4: Public safety agencies, other first responders and the justice system get information and assistance to be knowledgeable and aware of the needs of individuals with developmental disabilities so they can respond appropriately when individuals with developmental disabilities may have experienced abuse, neglect, sexual or financial exploitation or violation of legal or human rights.

AB4 has been an active participant on two committees, in Napa and Solano counties, formed under the leadership of the North Bay Regional Center's MHSA "Building Bridges" grant,. Cross-training of county mental health staff and regional center staff occurred, and in June, 2014 a First Responder training was held at Solano County Mental Health for 40 people by Robert Fletcher, President of the National Association for the Dually Diagnosed.

AB4 has followed the aftermath of a crime that occurred when a service coordinator of NBRC stole over \$400,000 of SSI funds from his clients. AB4 had discussions with NBRC management and with Disability Rights California and spoke to the NBRC Board advocating for a thorough review of policies and practices. In May, at the Area Board meeting, the NBRC Director answered questions and informed the Board on the subject. The DRC Investigator spoke as well. As discussed elsewhere in this report, one action of the NBRC to guard against fraud in future imposes a

requirement on clients for whom they are the rep payee; that is, that they submit all receipts to the NBRC for purchases with their Personal and Incidental SSI funds. The AB4 has made its position very clear to NBRC and some minor adjustments have been made but essentially the NBRC continues with the policy despite the filing of complaints.

Goal #6: Young adults with developmental disabilities and their families get the information and support to be prepared for and experience a successful transition to adult life.

AB4 assisted 2 families with transitioning from school to adult services by participating in IEP and IPP meetings. AB4 provided information to the families about services that their regional center service coordinators were not aware of.

AB4 is an active member of the "Multi-Agency Committee" in Solano County that is attended by representatives from Solano County Office of Education, Vallejo Unified School District, North Bay Regional Center, the Workforce Investment Board, Department of Rehabilitation, supported employment providers, community day program reps, and several parents. The May meeting featured presentations by the AB4 on Employment 1st, and by Vallejo USD on a statewide pilot program to reduce dependency on SSI.

Goal # 9: Working age adults with developmental disabilities have the necessary information, tools and supports to succeed in inclusive and gainful work opportunities.

AB4 is working to implement Employment First policies in the North Bay by bringing together stakeholders to identify challenges, strategies, and best practices. Participants include special education administrators, WorkAbility staff, researcher, parent, adult service providers, and regional center. AB4 worked collaboratively with a steering committee in organizing an Employment 1st Conference attended by 85 people. Follow-up meeting identified these priorities for EF implementation:

1. Employment First policy development
2. Training for providers, educators, Regional Center service coordinators
3. Training for students, parents/advocates, current adult service recipients
4. Exploration of service codes and best practices in "braiding" funding

5. Community outreach (business community, chambers, local government, local service clubs, Workforce Investment Boards, etc.)

AB4 assisted 7 individuals to obtain referrals to supported employment agencies. For several of these individuals, it was important that they have meaningful activities to engage in while looking for jobs, so AB4 worked with the individuals, regional center, and provider agencies to obtain Tailored Day Services (TDS) while looking for a job.

AB4 assisted one individual to get TDS, participated in his discovery meeting, and is assisting with implementation of his plan.

AB4 participated in a CARF accreditation survey with a supported employment agency.

One individual who had integrated competitive employment for several years lost his job and was unemployed for three years. He was becoming increasingly depressed and was told his only option was to go to a sheltered workshop. AB4 assisted him to get a referral to supported employment agency for individual supported employment, advocated for NBRC to make an emergency referral, and requested that the agency begin working with individual immediately, and supported the individual to get Tailored Day Services (TDS) with another agency while looking for a job. The TDS provider is willing to provide services to people who are looking for a job, even though TDS services would be time limited (until the individual obtains a job and Dept of Rehabilitation funding ends).

Goal #10: Individuals with developmental disabilities understand their options regarding health services and have access to a full range of coordinated health, dental and mental health services in their community.

A dental care crisis is occurring in Northern California that is eliminating options where a dentist can work with an anesthesiologist in a hospital setting to provide care. Sutter hospitals in Sacramento announced the closure of their facilities to all Medi-Cal patients, including those with I/DD, needing an anesthesiologist for dental work. Senator Steinberg has formed workgroups to address several dimensions of the problem and the Sacramento Medi-Cal Dental Advisory Committee (MCDAC) is actively engaged as well. The NBRC's Dental Coordinator has been particularly active and has played a key lynch-pin role in providing information to the AB4 and other agencies in

the region. AB4, in turn, has been engaged locally, in addition to writing a letter to Sutter Hospitals urging they extend their closure date, in communicating to service providers and others about the issue, and has called for a meeting with the NBRC Director and other key persons to engage collaboratively on the issue regionally.

AB3, in particular, and other northern California AB's are engaged in this issue, too.

Goal #13: Individuals with developmental disabilities and their families have access to community based services and supports available to the general population (such as recreation, transportation, childcare, etc.) that enable them to live productive and inclusive lives.

AB4 arranged for trainings for self advocacy groups by local transportation agencies, and on community safety/abuse prevention. AB4 advised individuals of their right to get bus passes funded by regional center to get to their jobs.

Goal #15: Individuals with developmental disabilities and their families have access to information and resources in ways that reflect their language and cultural preferences.

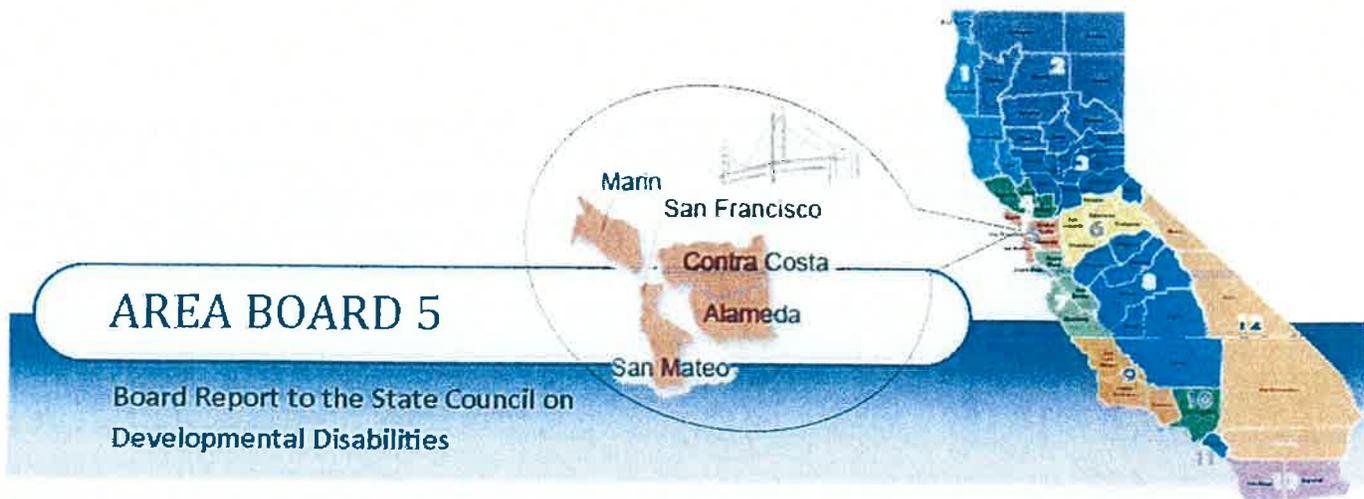
AB4 maintains a mailing list of Spanish-speaking families and provided rights and service information to Spanish speaking families on regional center services and training opportunities. AB4 translated materials for the Vallejo Community Advisory Committee into Spanish and disseminated the information to Spanish-speaking families.

Issues or Concerns for State Council Consideration

Individuals in Sonoma County who want integrated competitive employment cannot get referred to supported employment programs. They are told that all of the supported employment providers in the county have waiting lists.

Access to dental care is a crisis issue in Northern California, as described earlier in this report.

Speech and language pathologists tell families that nonverbal students don't qualify for speech services because they do not show prerequisite indicators of speech.



Reporting Period: May - June 2014

Date: 6/30/14

Executive Director: Gabriel Rogin

Highlights

Self-Determination Presentation to GGRC All Staff Meeting
Training from Office of Administrative Hearings on Special Education Due Process
Creating Employment Opportunities in Alameda, Contra Costa and SF Counties

State Plan Activities Implemented During this Reporting Period

Self-Determination

Area Board 5 continues to educate our local community on SB 468: Self-Determination. During this period, Area Board 5 gave a presentation at Golden Gate Regional Center's All Staff Meeting. The presentation included an overview of the recent legislation and a discussion on the potential impact to people we support, families, service providers and the regional center. Approximately 200 members of GGRC's staff participated.

Education & Transition

Area Board 5 hosted a training from the Office of Administrative Hearings (OAH) on special education due process. Approximately 60 family members participated. Feedback was very positive and two additional trainings will be scheduled shortly. Area Board 5 also facilitated presentations by some adult self-advocates to special education classes at Hayward Adult School and Castro Valley Adult School. The presentations were very successful and presentations at other local schools will be scheduled shortly.

Employment

Area Board 5 continued to prioritize increasing employment opportunities during this period. We continued to dialogue with the Human Resources Department within Alameda County to ensure effective implementation of their alternative hiring process for individuals with significant disabilities. We met with Contra Costa County Supervisor John Gioia, who agreed to explore an alternate hiring process in Contra Costa County. We testified at a hearing on the alternate hiring process in San Francisco County and volunteered to participate on San Francisco County's advisory committee in the future. Area Board 5 staff supported the implementation of Golden Gate Regional Center's third Employment Summit for day service providers and facilitated a provider panel. We continued our lead role in planning a "Community Conversation" on employment for youth through the California Employment Consortium for Youth (CECY) and a local steering committee. We continued participating on SCDD's Disability Advisory Committee (DAC), which focuses on reducing barriers to employment for people with disabilities within SCDD, and agreed to co-chair the committee on an interim basis. Area Board 5 engaged in discussions with the Alameda County DD Council, in order to begin educating families on Employment-First. Area Board 5 staff gave a presentation on the importance of employment at a rally organized by a local self-advocacy group. Approximately 85 people participated. Finally, Area Board 5 elected to award our Mini-Grant to an organization that will focus on improving relationships with local employers.

Housing & Residential Services

Area Board 5 continues to work with Housing Consortium of the East Bay (HCEB) to influence the Housing Elements of local municipalities. Area Board 5 and HCEB hosted trainings for family members in Alameda and Contra Costa Counties so that they can more effectively advocate for affordable/accessible housing at public meetings in their home communities. Area Board 5 gave a presentation on housing options to Autism Society of the Bay Area. Approximately 30 family members participated. Area Board 5 met with a local SLS provider committee and discussed residential services and strategies for effective advocacy. Area Board 5 attended the Opportunity Fair at Sonoma Developmental Center and participated on the Request for Proposals (RFP) committees for RCEB and GGRC. The committees are currently reviewing proposals for the development of new negotiated-rate homes.

Legislative Advocacy

Area Board 5 staff met with Senator Loni Hancock and staff from Senator Mark DeSaulnier's office to advocate for Council priorities. Area Board 5 staff also testified in support of AB 1595 at the recent Senate Human Services Committee hearing.

Mental Health

Area Board 5 continues to represent the State Council on the Association of Regional Center Agencies Mental Health/Developmental Services Collaborative. The Collaborative will now focus on outcomes for persons with developmental disabilities interacting with the criminal justice system. Area Board 5 staff also participated in a focus group led by the Program on Mental Health Services Research through the University of North Carolina. The focus group was part of a grant from the Patient-Centered Outcomes Research Institute (PCORI), which is designed to help patients and health care providers make more informed decisions.

System Reform and Capacity Building

Area Board 5 organized and implemented a series of Conversations with Local System Leaders. The first conversation with Lynda Steele, Executive Director of Abilities United, occurred on June 16th and was very successful. Approximately 20 people participated. Area Board 5 staff also continue to participate as a “Leader” in Golden Gate Regional Center’s Person-Centered Thinking Initiative.

Self-Advocacy, Advocacy & Consumer Satisfaction

Area Board 5 continued to support self-advocates through Bay Area People First, including 5 local chapters, and the Statewide Self-Advocacy Network (SSAN). We supported representatives of People First of California to conduct their June, 2014 Gathering. Finally, Area Board 5 provided individual advocacy to 20 individuals/families within this period and continued to input surveys for the NCI project.



AREA BOARD 6

Board Report to the State Council on Developmental Disabilities

Reporting Period: May/June

Date: June 27, 2014

HIGHLIGHTS-

The Self Advocacy Movement is ALIVE & WELL & SAFE in Area 6!

Red Cross Training!

A FULL HOUSE!

SA Family FEUD!

SCDD Rep Kerstin!!!



Provided technical assistance to the Self Advocacy Council 6 at their May Area meeting of Self Advocates. Over 150 self-advocates from all five counties attended. The American Red Cross volunteers provided valuable information on how to be prepared in the event of an emergency as well as how people can help the Red Cross during an emergency. SCDD/AB6's own George Lewis facilitated Self Advocacy Family Feud Game and SCDD/AB6 rep, Ms. Kerstin Williams participated at the event!



Dena Hernandez, SCDD/Area Board 6's Executive Director, received a Certificate of Appreciation from the San Joaquin SELPA Community Advisory Committee for providing important and relevant information to parents, agency staff and educators during 2013-2014.

SCDD/Area Board 6 was invited again to provide training information and materials to new service coordinators at Valley Mountain Regional Center. Presented via power-

point, to 40 newly hired and current Valley Mountain Regional Center (VMRC) employees that will be working in all five counties- Adult and Children's units. The presentation went over the State Plan and our functions as a State Council on Developmental Disabilities. Distributed information regarding Self Advocacy, Best Practices through Person Centered thinking and planning, Self-determination and Employment 1st.

State Plan Activities Implemented During this Reporting Period

Goal CR.14.2-

Mayors Task Force on Persons with Disabilities- Facilitated meeting with Mayor of Stockton and other city officials regarding ADA compliance and other issues affecting persons with disabilities in the Stockton area. People with developmental disabilities, professionals from various agencies such as UCP, Community Center for the Blind, Person Centered Services (PCS), Central Valley Training Center (CVTC) and other members of the public attended.

Goal CS.02.1-

Provided advocacy support to a woman residing in Modesto at a State Level Fair hearing. She was requesting increased respite and a different type of respite for her 2 adult siblings who receive regional center services.

Goal CS.02.2-

- Referred 4 individuals to Disability Resource Agency for Independent Living (Drail) for information regarding going to work and Social Security benefits planning. Mailed consumers information regarding Employment 1st and Self Determination.
- Responded to 10 phone calls from individuals seeking information of regional center policies and procedures provided guidance on the IPP process and the method of appeal of regional center decisions.

Goal CS.13.1-

Provided outreach, collaboration and support to a group that is organizing a multicultural health fair scheduled for October 2014 in Stockton.

Goal ED.02.1-

- Met with a parent and provided her information regarding IEP rights. Provided advocacy during triennial IEP.
- Provided educational advocacy support for a father, mother and their child who is diagnosed with autism at an IEP in Mountain House CA. This individual is 6 and the school needs to consider adequate classroom support to achieve academic and behavioral goals.

- Provided support at an educational meeting in Tuolumne County for a 7 year old boy diagnosed with Autism. Assisted the mother advocating for her child to receive additional self-advocacy goals on his IEP. Assisted the mother in advocating for a stop to the bullying that the mother says her child endures at school on a regular basis.

Goal ED.02.2-

- Responded to 15 phone calls from individuals seeking information about special education policies, laws and practices. Provided guidance on the IEP process and the method of appeal of educational decisions.
- Special Education IEP Training in San Joaquin County in collaboration with Family Resource Network. Fourteen parents and one sibling attended the training.

Goal ED.02.3-

- Coordination and facilitation of Supported Living Network. SCDD/AB6 arranged location, set up agenda and facilitated discussion between vendors and Regional Center. SCDD/AB6 also updated vendors and RC on status of Quality Assurance Project and provided information regarding upcoming trainings for vendor staff. Vendors were also provided with the latest updates regarding AB 1595, information Self-determination and Employment 1st.
- At a VMRC Board meeting- several Spanish speaking families voices their concerns and the need for better assistance from the regional center and the education system for their children, most of whom have Autism. The Executive Director and Director of Case management of VMRC and Dena Hernandez sat down with the parents after the meeting to discuss their issues and concerns. We planned to work corroboratively with the families to get a Spanish speaking conference in our area as is done in other parts of the state.

Goal EM.09.1-

- First meeting of the Employment First Committee. Provided input, support and outreach to a committee composed of several agencies including VMRC, VMRC vendors and concerned parents. This collaborative group is promoting employment opportunities and best employment practices in the Valley Mountain Regional Center catchment.
- Provided outreach at a micro business fair located in San Andreas. Distributed business cards and spoke with 13 individuals about State Plan activities and the Employment First Initiative.
- Provided support and facilitation to a collaborative group (Employment Network) that is promoting employment opportunities and best employment practices in the Valley Mountain Regional Center catchment.
- Provided support to 13 individuals in a collaborative group that is developing a means of promoting successful transition from educational services to adult

services in Stanislaus County. The approach involves collaborative planning to ensure that individuals have vocational opportunities available upon leaving school and that they have access to benefits counseling if needed. Team also received training on conservatorship from the Clients Rights Advocate.

- Attended a community event provided by the Clients Rights Advocate on the Employment First Initiative and having employment in the community. The event was held in Sonora and attended by 32 individuals. Met with and spoke with 11 individuals about State Plan activities and services.
- Provided support to 14 individuals in a collaborative group (Stanislaus Transition Taskforce) that is developing a means of promoting successful transition from educational services to adult services in Stanislaus County. The approach involves collaborative planning to ensure that individuals have vocational opportunities available upon leaving school and that they have access to benefits counseling if needed. Assisted in coordinating a presentation on the Promise Grant that will provide benefits counseling to 14 to 16 year old students in San Joaquin and Stanislaus Counties. Met with the Promise Grant Team and agreed to collaborate as needed during this process.

Goal HE.10.2-

An individual contacted SCDD/AB6 in October of 2013. He asked for support because he had been unsuccessful in getting a new working scooter and leg braces for himself through VMRC, Medicare and the Scooter store. After several IPP meetings, a change in VMRC service coordinators, numerous phone calls and letters being sent to Medicare, National Seating and Mobility and the individual's doctor. The individual finally received his new leg braces in scooter in June of 2014.

Goal QA.01.1 –

Provided in-kind support to the Self-Advocacy Council 6 by printing materials about Lanterman Act, Rights, Employment First Policy and Self-Determination. These items were distributed to approximately 300 self-advocates.

Issues or Concerns for State Council Consideration

- Update still needed on the DDS Parental Fee issues and what SCDD is doing regarding this.
- There is a need to outreach to Spanish speaking families in our area and across the state.



David Grady, Director: Reporting Period: May to June, 2014
 Date: 6/26/14

- Outreach
 - Attended Disability Collaborative
 - Participated on micro-enterprise committee to support individuals with developmental disability the development of businesses.
 - Attended Friends of Children with Special Needs Annual Meeting.
 - Attended SARC Quality Assurance Committee Meeting.
 - Met with director and volunteers of Fiesta Educativa on two occasions to discuss AB7 greater involvement in the bilingual and Spanish Speaking Community.
 - Attended Parents of Adults with Developmental Disability at PHP
 - Attended SARC Board Meeting 2X
 - Attended College of Adaptive Arts Open House
 - Attended Service Providers Advisory Committee meeting 2X
 - Met with director of Palo Alto Unified School District Vocational Education Director
 - Attended Monterey Bay Provider Network
 - Presented at the PHP Long and Winding Road Conference
 - Presented Navigating the Regional Center.
 - Participated on micro-enterprise committee to support individuals with developmental disability the development of businesses 2X.
 - Attended CAC committee for the Monterey County Office of Education SELPA.
 - Hosted booth at Monterey County Office of Education Resource Fair.
 - With Board Member visited director and staff at EvoLibri to learn of organization and review how AB& can support the work of the organization.
 - Met with representative of Santa Cruz NAMI to discuss SARC intake process.
 - Attended SCDD Meeting
 - Attended AB Executive Director Meeting
 - Coordinate with Office of Administrative Hearings, Special Education Division, Trainings in July and in August on Fair Hearing and Due Process in Santa Clara and Monterey County.
- Legislative
 - Sent Board Letter of Support for Revisions to Chesbro AB 1595 to representative's office
 - Sent Board Letter of Support for Chesbro Bill to Chesbro
 - With two teams of AB7 Board, Staff, and SSAN Advocates, met with 4 local representatives advocating on behalf of the restoration of Lanterman.

- SSAN

- Provided 4 train the trainer trainings for self-determination. Offered training to 15 individuals 3 were self-advocates, 6 were parents, 6 were providers.
- Presented Self Determination to 3 staff and 8 individuals at Edenvale Residential Community.
- AB7 SSAN rep, and SCDD rep attended the SSAN 1/4ly meeting in Sacramento
- Reviewed with Service Providers Advisory Committee inclusion of self-advocate network in a larger disability collaborative.
- Presented Self Determination to 2 staff and 10 individuals at Stoney Pines Residential Community.
- AB7 staff and board members, along with SSAN members attended Capital Action Day and helped staff the SCDD resource table.
- Presented Self Determination to 5 staff and 12 individuals and 1 parent at Viviente Residential Community.

- Quality Management / System Change / Coalition Building

- Reviewed with PHP parents service directory plans for SARC website redesign
- Active in formation of Disability Collaborative
 - Take over management of construction of DC website
 - Recruit Fiesta Educativa to the Disability Collaborative
 - Recruit SF Bay Area Autism Society to Disability Collaborative.

- Board & Board Development

- Grant Committee recommends GetSafe for Cycle 37 funding
 - AB 7 Board meeting.

- Advocacy

- 51 Individual/ Families received Advocacy
 - Support requested includes:
 - Assistance with complaints
 - SARC
 - Day Program Care
 - Supported Living Services
 - Supported Living Services / 4731 Complaint
 - SARC Intake Assistance
 - Assessment: Family presented at AB7 and to SARC ED.
 - Supported Living Placement
 - School Assessment
 - Residential Placement
 - IEP Planning.
 - Referral to OCRA

Activities to Implement the State Plan During this Period

- Goal 1
 - Focus on training on Self Determination, made 3 presentation by self-advocates to 40 individuals.
 - Provided train the trainer trainings to 15 participants
 - Representation at SSAN 1/4ly meeting and Service Providers Advisory Committee
- Goal 2
 - Advocacy: Provided direct advocacy for 14 individuals and families.
 - Educated 70 families on navigating regional center.
 - Arranging trainings in Monterrey and Santa Clara County of Office of Administrative Hearings on Fair Hearings and Due Process.
- Goal 3
 - Assisted 2 families with complaint process
 - Discussed with 12 parents the redesign of service directory within regional center website and reported back to the regional center families recommendations
- Goal 4
 - Recommend GetSafe 1st Responder Training request for Cycle 37 funding to SCDD.
- Goal 5
 - Cycle 36 grantee purchased provisions for 110 emergency packs to be delivered to individuals living independently in the community.
- Goal 6
 - Active on the Disability Collaborative a cross agency organization to improve the services of transition students as they enter into adult services. Focus of collaborative is housing, employment, health, social/recreations, and trainings.
 - Recruited new members to the Collaborative
 - Managing the design of the Disability Collaborative web site.
- Goal 8 & 9
 - Participated in 2 Micro Enterprise Committee to review business plans of 3 individuals.
 - Met with Vocational Education Director to educate on Employment First
- Goal 11
 - Met with residents of at a housing agency provided technical support and advocacy to assist residents in organizing and bringing a list of concerns and complaints to property and resident managers.
- Goal 14
 - Attended 4 meetings with local California
 - Board support of revisions to Chesbro 1595 sent to representative
- Goal 15
 - Met with director and staff of two programs serving the needs of bilingual individuals and families and arranged for partnership in the Disability Collaborative, participation in the an upcoming resource fair, and review and assessment of purchase of services disparity among bilingual and multi-cultural individuals and families.
 - Informed 20 families, 15 bi-lingual of AB7 services in Monterey County.

Issues or Concerns for State Council Consideration

- Board is continuing efforts to improve atmosphere of IEP meetings within one particular school district.
- AB staff is working with Regional Center to better inform individuals and families of services in the area through development of a service directory.
- Informing community on Self Determination
- In collaboration with providers, develop parent networks for supporting of people with developmental disabilities.
- AB7 Board supporting and contacting legislators the 8 recommendations of the Lanterman Coalition.



AREA BOARD 9

Board Report to the State Council
on Developmental Disabilities

Reporting Period: May to June, 2014

Date: 06/26/2014

Highlights

In addition to the technical assistance outlined below, Area Board 9 board of directors and staff were active this reporting period in the areas of legislative and public policy outreach.

State Plan Activities Implemented During this Reporting Period

Quality Assurance/Training (State Plan Goal 1.2): We provided ongoing outreach trainings and support to the following existing self advocacy groups: People First San Luis Obispo, People First Santa Maria Chapter, People First Santa Barbara and People First Ventura County.

Education/Technical Assistance (State Plan Goal 2.1): We assisted 26 individuals with special education cases during this reporting period. 19 of the individuals served were English speaking and 7 were non-English speaking or limited English speaking.

The breakdown by county of the special education cases is: Ventura County: 22 cases, Santa Barbara County: 1 case and San Luis Obispo County: 3 cases. Each case had an initial intake and appointment with an advocate. The breakdown of assistance for these cases is:

- 20 cases were resolved through an appointment with an advocate and with distribution of related materials on educational advocacy topics.

- 3 cases were resolved through an appointment with advocate, distribution of related materials and consultation with an educational agency representative.
- 1 case was resolved through an appointment with advocate, distribution of related materials, and preparation by the advocate for an IEP meeting.

Community Supports/Technical Assistance (State Plan Goal 2.1): We assisted 29 individuals with community supports advocacy cases during this reporting period. 19 of the individuals and families served were English speaking and 10 were non-English speaking or limited English speaking.

The breakdown by county of the community supports cases is: Ventura County: 19 cases; Santa Barbara County: 2 cases; and San Luis Obispo County: 8 cases. Each case had an initial intake and appointment with an advocate. The breakdown of assistance for these cases is:

- 25 cases were resolved through an appointment with an advocate and with distribution of related materials on the community support.
- 3 cases were resolved through an appointment with advocate, distribution of related materials and consultation with a community support agency representative.
- 1 case was resolved through an appointment with advocate, distribution of related materials, and preparation by the advocate for a formal meeting with the agency representatives (IHSS/regional center/SSA).

Community Supports/Outreach (State Plan Goal 2.1): Area Board 9 provided the following community outreach during this review period:

- 05/03/2014: *Advanced IEP Advocacy: Assessment Plans, Timelines and Independent Educational Evaluations;* provided to the parent support group at First 5 Ventura County/Moorpark.
- 05/08/2014: Overview of State Council/Area Board Services; provided to Community Action Committee San Luis Obispo.
- 05/08/2014: Overview of State Council/Area Board Services; provided to First 5 San Luis Obispo County.
- 05/13/2014: Due Process/Office of Administrative Hearings; collaboration with the San Luis Obispo County Family Resource Center.
- 05/20/2014: Due Process/Office of Administrative Hearings; collaboration with the Ventura County Family Resource Center.

- 06/04/2014: Overview of State Council/Area Board Services; provided to Apriendo Juntos Parent Support Group/Rainbow Connection Family Resource Center.
- 06/11/2014: Overview of State Council/Area Board Services; provided to Familias Unidas Parent Support Group/Rainbow Connection Family Resource Center.

Education/Supporting and Educating the Communities (State Plan Goal 2.3): Area Board 9 informed over 8,000 people about different informational activities related to legislative and public policy matters and educational and community supports locally and statewide.

Access to Information and Resources/Language and Cultural Competency (State Plan 15.1): Area Board 9 developed and translated the following:

- Materials for a PowerPoint presentation about Special Education into Spanish
- Materials for a PowerPoint presentation about In Home Supportive Services into Spanish
- Materials for a PowerPoint presentation about IPP Advocacy/Regional Center Services into Spanish

Issues or Concerns for State Council Consideration

We continue to be concerned about the following issues:

- The impact of changes to the Diagnostic Statistical Manual of Mental Disorders (DSM), fifth edition, in regard to Autism and mental health diagnostic criteria.
- Implementation of new laws- employment first and self-determination- what people who receive regional center services and their families should expect.



AREA BOARD 10

Board Report to the State Council
on Developmental Disabilities

Reporting Period: May—June 2014
Executive Director: Roberta Newton

Date: 6/30/14

Highlights

Area Board 10 continues to educate its community about the coming implementation of Self-Determination pilots at each regional center. To date, staff have conducted 17 presentations primarily to parent support groups, two were in Spanish and one in Japanese. Additional presentations are scheduled in the coming months.

Area Board 10 sponsored a presentation on “Regional Center Fair Hearings—Improving Your Chances for Successful Outcomes” that was attended by 62 self-advocates, family members and professionals. The speaker, Katie Hornberger, Director of the Office of Clients’ Rights Advocacy, garnered stellar evaluations.

Area Board 10 staff delivered a presentation on the Employment First Policy and impact of Self-Determination on employment outcomes to an audience of 75 family members, professional staff and law students at an event sponsored by the Disability Rights Legal Center.

Area Board 10 submitted position letters regarding five pending state bills: AB 1554, AB 2041, SB 1046, AB 2299, and SB 1109 and one federal bill: the reauthorization of the Federal Workforce Innovation and Opportunity Act. Additionally, Area Board 10 responded to the invitation to submit proposed revisions to regulations being promulgated by the U.S. Equal Employment Opportunity Commission.

State Plan Activities Implemented During this Reporting Period

GOAL 1 – Self-Advocacy

Staff provides facilitation to the Self-Advocacy Board of L.A. County. Currently, work is underway to plan for a September 2014 conference. Final speakers were selected, event insurance obtained and some free “goody bags” arranged. Staff also assisted two self-advocate leaders to prepare a presentation for a provider’s inservice event.

Staff was invited to give a presentation to a local self-advocacy group on the functions of the area board and its role in the service system.

GOAL 2—Training and Advocacy

Area Board 10 provided individual advocacy and technical assistance to 67 individuals with needs for community supports and services.

Area Board 10 provided technical assistance and consultation to 20 families regarding their child’s needs for educational services and supports.

Staff delivered a presentation on the Lanterman Act to 39 self-advocates and family members.

Area Board 10 sponsored a presentation on how to prepare a Fair Hearing appeal.

Staff conducted a dialogue on bullying to a parent support group.

Staff attended Mental Health Court to observe and consult on the recommitment hearings of several developmental center residents.

Staff participated in a discussion with family members and advocates on the possibility of developing a Pooled Special Needs Trust in Los Angeles.

Staff participated in the quarterly meeting of the USC UCEDD’s Consumer/Community Advisory Board

GOAL 3 – Quality Assurance and Innovation

Quality assurance staff completed the 2013-14 cycle of NCI interviews, including face-to-face interviews with individuals who have moved into the community from a developmental center.

Staff delivered seven presentations on Self-Determination to parent groups during this period.

Goal 9 – Employment

Staff gave a presentation and engaged in dialogue about the Employment First Policy at a conference attended by 75 family members, professionals and law students.

Goal 10 – Health

As required by statute and regulation, Area Board 10 participated in monthly peer review panels overseeing the provision of electroconvulsive therapy for one self-advocate.

Goal 12 – Housing

Area Board 10 participated in a coalition of disability advocacy groups to develop strategies for halting a proposed L.A. City Ordinance that smacks of NIMBYism and which would have the effect of curtailing shared housing options.

Goal 13 – Access to Generic Services

Area Board 10's monthly E-Newsletter is distributed to 1279 people and contains both breaking news on issues of interest to the developmental disability community but also tips about community resources and upcoming events.

Area Board 10 staff support and advise the Paratransit Rider's Coalition. They have submitted input to the local transportation department (MTA) on vehicle capacity issues and excessive trip lengths. Additionally, staff continue to work with the Volunteer Driver Coalition to expand this option to include our constituency.

Goal 14 – Public Policy

Area Board 10 took a position on five state bills and one federal bill. Additionally, we submitted input to the EEOC regarding recommended revisions to regulations establishing the federal government as a "model employer" of people with disabilities.

Area Board 10 distributed updates on the Budget process through the E-Newsletter and disseminated a brief summary of the enacted 2014-15 budget

Issues or Concerns for State Council Consideration

Area Board 10 represents over 30% of the state's population; over 83,000 people who are served by one of Los Angeles County's seven regional centers, yet has not had a representative on the Council in nearly three years. At a time when the Council is responding to concerns by AIDD with substantive changes to its structure and priorities, our community has no voice in this process.



Reporting Period: MAY/JUNE

Date: 30 JUNE 2014

Highlights

During this reporting period, ABXI success stories included (1) eligibility for Orange County paratransit transportation services for two consumers; (2) regional center eligibility services for two consumers ; and (3) DOR eligibility for one consumer; (4) SSI eligibility for one consumer; (6) IHSS eligibility and protective supervision for two consumers; and (7) increases in special education services/supports (1:1 aide; specialized academic instruction; AT consult; refined accommodations; and OT consultation; additional assessments; and extended special education eligibility) for five consumers.

State Plan Activities Implemented During this Reporting Period

A. Advocacy

In May and June, ABXI staff assisted 53 new and ongoing clients, in English and Spanish, with issues involving access to regional center; transportation; IHSS; SSI; SSDI; employment; access to medical and dental care; housing assistance; and special education eligibility and services, participating in attendant meetings and advocating for consumer services and supports. Please see highlights, above, for some of the success stories. (State Plan Goals/Objectives 1(e); 2(a); 8; 13; 15).

B. Trainings, Outreach, and Community Meetings

Trainings

During this reporting period, ABXI conducted outreach, hosted workshops and trainings; and provided consultations for 184 consumers, family members, and professionals, 53 of whom were monolingual Spanish-speakers. Topics included inclusion; RCOC intake, eligibility, and access to services; self-advocacy and IPPs; SSI and SSA disability benefits; and IHSS benefits. Community partners included

CHOC (Children’s Hospital of Orange County); Grupo de Apoyo; Vista del Rio affordable housing; TACA; and Family Support Network. (State Plan Goals/Objectives 1(c); 2(a), (b), and (c); 13; 15.)

ABXI distributed flyers to its email list of 1200+ and community partners for a July training by the presiding administrative law judge for OAH on special education due process. (State Plan Goal/Objective 2(b)) and the attendance list is growing rapidly.

Meetings

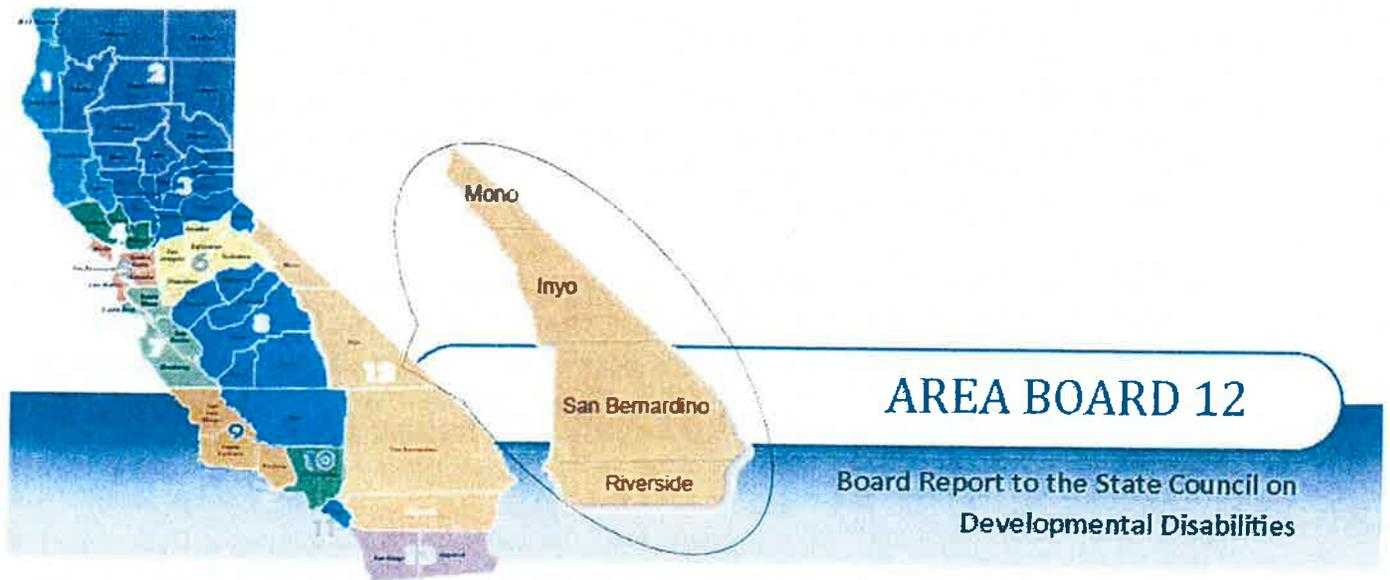
In June, ABXI held its Health Care Task Force meeting with community partners Regional Center of Orange County; CalOptima; Orange County Behavioral Health Services; Legal Aid of Orange County; Office of Clients’ Rights Advocacy; and Family Support Network. This month’s meeting focused mainly on the critical issue of dwindling access to Orange County hospital operating rooms for dental anesthesia (State Plan Goal/Objective 10(a)).

ABXI staff attended the follow-up meeting to the 2014 Disability Rights Workshop on inclusion and, along with its community partners, is planning the 2015 DRW, which will focus on abuse, neglect, and individual emergency preparedness (State Plan Goals 4; 5).

ABXI staff attended the quarterly meeting of the QA Collaborative, consisting of members from O.C. private and public agencies, including RCOC; CCL; O.C. Ombudsman; Public Health Licensing; and hosted this month’s meeting of Fiesta Educativa’s planning committee (State Plan Goals 4; 13; 15).

Issues or Concerns for State Council Consideration

See above re: lack of access to local hospital-based dental anesthesia; a health crisis that extends well beyond Orange County.



Reporting Period: May-June 2014

Date: June 30, 2014

Highlights

(EM. 09.a) AB 12 collaborated with the Press Enterprise Newspaper to write an article supporting the Banning Unified School District Adult Transition program workability crew and educate the community on valuable resource of self-advocates within various employment fields. (See attached Article)

(ED.02.b) AB 12 in collaboration with Disability Rights California, Office of Clients Rights Advocacy hosted a clinic for self-advocates and family advocates regarding the eligibility criteria for Regional Center Services. The training was prompted by several calls to both AB 12 office and OCRA requesting assistance with appealing regional center eligibility denials. The training was very informative to all that attended and answered a lot of questions the community members had regarding regional center eligibility.

Attendees: self-advocates- 2 / family advocates- 4 / professionals-3

State Plan Activities Implemented During this Reporting Period

(CS.02.a) AB 12 provided direct individual community supports advocacy to (21) callers regarding regional center concerns and issues. AB 12 staff assisted the callers with navigating the Regional Center system with regards to their individual issue and if direct representation was requested then the individual was referred to the Office of Clients' Advocacy.

(CS.02.b) (32) telephone calls were received by AB 12 and were referred to generic services within the community such as; 211, Department of Public Social Services, Department of Rehabilitation, California Children Services, California Department of Education, Adult Protective Services, Children's Protective Services, Department of Behavioral & Mental Health and Medi-Cal.

(ED.02.b) AB 12 received (18) telephone calls from family advocates regarding educational issues. AB 12 provided direct assistance in navigating the system with regards to the Individual Education Plan and compliance complaints. If further direct advocacy was requested, family advocates were referred to Team of Advocates for Special Kids.

(EM.09.c) AB 12 provided training to Riverside County Banning High School Workability program students about the benefits of appropriate business attire and hygiene for interviewing for employment as well as on the job. The training was in a power point format with the presenter providing detailed information to ensure better understanding. The training was very well received by all who attended. Evaluation surveys were handed out for feedback information.
attendees; self-advocates - 3 / family advocates - 0 / professionals – 2

(EM.09.a) AB 12 in collaboration with Inland Regional Center provided training to Department of Rehabilitation staff regarding the Employment First policy and the role of State Council and Regional Center to provide support services to persons with developmental disabilities.
Attendees: self-advocates- 0 / family advocates- 0 / professionals- 10

(ED.02.b) AB 12 coordinated with collaborators DRC/Disability Rights California and TASK/Team of Advocates for Special Kids to provide community outreach training in Riverside County (Temecula) to family advocates and professional's information regarding educational service rights in the "Individual Education Plan Basic Training" presentation. This topic & presentation was very well received by the community who attended. Evaluation surveys were handed out for feedback.
Attendees: self-advocates - 2 / Family advocates - 4 / professionals - 4

(ED.02.b) AB 12 provided community outreach training in San Bernardino County (Rancho Cucamonga) to family advocates and professionals on the IEP/Individual Education Plan process. The training was very well received by those who attended. The training was in a power point format with the presenter providing detailed information to ensure better understanding. Evaluation surveys were handed for feedback.
Collaborating partners were TASK/Team of Advocates for Special Kids & DRC/Disability Rights CA.
Attendees; self-advocates - 0 / Family advocates - 1 / professionals - 5

(ED.02.b) AB 12 provided community outreach training in San Bernardino County (Victorville) to family advocates and professionals on the IEP/Individual Education Plan process. The training was very well received by those who attended. The training was in a power point format with the presenter providing detailed information to ensure better understanding. Evaluation surveys were handed for feedback. Collaborating partners were TASK/Team of Advocates for Special Kids & DRC/Disability Rights Ca.
attendees; self advocates - 0 / Family advocates - 2 / professionals - 3

(ED.02.b) AB 12 collaborated with the Office of Administrative Hearings to provide community outreach training in San Bernardino County (Rancho Cucamonga) on Special Education Due Process and Compliance complaints procedure. Administrative Law Judges/ALJ presented on the protocol of the appeals process, commonly made mistakes by parents and advocates as well as the compliance

complaint process. The training included candid discussion on why ALJ's reach their decisions and what is the rule of law they use. The training was very well received by all who attended.

Attendees: self-advocates- 0 / Family advocates- 6 / professionals- 8

(ED.02.b) AB 12 provided community outreach training in Riverside County (Cathedral City) to family advocates and professionals on the IEP/Individual Education Plan process. The training was very well received by those who attended. The training was in a power point format with the presenter providing detailed information to ensure better understanding. Evaluation surveys were handed for feedback. Collaborating partners were TASK/Team of Advocates for Special Kids & DRC/Disability Rights Ca.

Attendees; self-advocates - 0 / Family advocates - 6 / professionals - 3

(ED.02.b) AB 12 provided community outreach training in Riverside County (Rubidoux) to family advocates and professionals on the IEP/Individual Education Plan process. The training was very well received by those who attended. The training was in a power point format with the presenter providing detailed information to ensure better understanding. Evaluation surveys were handed for feedback. Collaborating partners were TASK/Team of Advocates for Special Kids & DRC/Disability Rights Ca.

Attendees; self-advocates - 0 / Family advocates - 4 / professionals – 4

(CS.02.b) AB 12 collaborated with DRC/Disability Rights California and TASK/Team of Advocates for Special Kids to provide outreach training within southern Riverside County (Temecula) regarding all community supports with the topic of "IPP/Individual Program Plan Basic Training" presentation. This training was very well received by all the community members who attended. All attendees were given evaluation surveys and provided feedback.

Attendees: self-advocates - 0 / family advocates - 4 / professionals - 4

(CS.02.b) AB 12 collaborated with Disability Rights California, Office of Clients Rights Advocacy to provide advanced training in San Bernardino County (Rancho Cucamonga) on regional center appeals, fair hearings, 4731 complaint process, and 8331 citizen comments. The presentation was very well received by all who attended.

Attendees: self-advocates- 0 / family advocates- 4 / professionals- 4

(CS.02.b) AB 12 provided community outreach training in Riverside County (Cathedral City) to family advocates and professionals on the IPP/Individual Program Plan process. The training was very well received by those who attended. The training was in a power point format with the presenter providing detailed information to ensure better understanding. Evaluation surveys were handed out for feedback.

Collaborating partners were TASK/Team of Advocates for Special Kids & DRC/Disability Rights CA.
attendees; self advocates - 0 / Family advocates - 6 / professionals – 3

(CS.02.b) AB 12 provided community outreach training in San Bernardino County (Victorville) to family advocates and professionals on the IPP/Individual Program Plan process. The training was very well received by those who attended. The training was in a power point format with the presenter

providing detailed information to ensure better understanding. Evaluation surveys were handed out for feedback.

Collaborating partners were TASK/Team of Advocates for Special Kids & DRC/Disability Rights CA. attendees; self advocates - 0 / Family advocates - 2 / professionals – 3

(CS.02.b) AB 12 provided community outreach training in San Bernardino County (Rancho Cucamonga) to family advocates and professionals on the IPP/Individual Program Plan process. The training was very well received by those who attended. The training was in a power point format with the presenter providing detailed information to ensure better understanding. Evaluation surveys were handed out for feedback.

Collaborating partners were TASK/Team of Advocates for Special Kids & DRC/Disability Rights CA. attendees; self advocates - 0 / Family advocates - 1 / professionals – 5

Issues or Concerns for State Council Consideration

None at this time

PRESS ENTERPRISE

NEWS - JUNE 19, 2014

BANNING: Students get a foot up in job search



Program allows young adults with special needs to real-life experience

DIANE A. RHODES , DIANE A. RHODES, CONTRIBUTING PHOTOGRAPHER

Now is the time of year when young adults are sending out resumes and scheduling interviews in hopes of landing a job, and students at the Banning Unified School District Adult Education Transition Program got a head start on their search by participating in a program of training and job shadowing.

“Our students volunteer at several locations throughout the week, learning invaluable job skills along with providing service to the business and community,” said Jeanne Riddle, adult transitional/vocational coach.

The program, in its first year at the district, is designed to provide for maximum independence for young adults with developmental disabilities. They learn about independent living, vocational experiences, community integration and recreation and leisure.

It serves students 18 to 22 and provides a link between the public school system and the world of post-school activities and services. Currently enrolled are Tevin Deboard, Dalia Inzunza, David Quiterio and Austin Shuck.

One of the work sites they go to is the State Council on Developmental Disabilities in San Bernardino.

“The partnership has been of great mutual benefit and we hope more state offices will offer these same types of opportunities,” said Shannon K. Meehan, a community program specialist.

Riddle said she gets positive feedback from supervisors at the various locations. In addition to the state offices, businesses offering opportunities for the young adults to learn workplace skills are Johnny Russo's Italian Kitchen, the school district's preschool, a clothing store, a church and Jewel's Bakery.

"We just started programs at Dollar Tree and Big Lots. We are always looking for more businesses that would be willing to allow our students to job shadow a couple of hours every week," Riddle said.

Classroom teaching includes lessons and practice with meal planning, grocery shopping, meal preparation, bus transportation and completing applications for jobs and services.

"We take the life skills we learn about in the classroom and apply it to real life," Riddle said.

Speakers from agencies and organizations stop by to explain their resources and how to become a client. A recent visit from Marcella Hernandez explained Riverside's Community Access Center, which has been assisting people with disabilities in Riverside County since 1995.

Riddle will be gaining more students in the fall and also is expanding the life skills program to include music, art, culinary classes and fitness options. She is seeking donations of a working cash register, tableware and linens so she can offer a snack bar at the high school that will be staffed by her students. A cash register also would be a great in-house practice tool for those that will job shadow at retail stores and restaurants, she said.

"These students are wonderful examples of everything that is good and right in the world. They help me to be a better me," Riddle said.

Contact the writer: news@pe.com



AREA BOARD 13

Board Report to the State Council
on Developmental Disabilities

Reporting Period: May/June
Mary Ellen Stives -- 619-688-3323

Date: June 20, 2014

Highlights

- Assisted with the planning and program development for the 10th Annual Legislative Forum. We had a wonderful panel of speakers, including Molly Kennedy who filled in at the last minute to present on Employment First. There were over 500 people in attendance.
- Staff facilitated the implementation of the annual San Diego People First Self Advocacy Conference held on May 9-11th, 440 people attended. The conference focused on topics relating to employment with a keynote presentation on Employment First. This year the conference format changed and the resource fair was reformatted into a street fair with exhibitors and craft items that were made by self-advocates. Additionally, during the fair, there was a photo booth and musicians and a local karate studio provided demonstrations. This new format was very well received and the participants really enjoyed themselves.

State Plan Activities Implemented During this Reporting Period

Goal #1:

Continued meeting with a steering committee to facilitate the planning of the 2014 SDPF Self Advocacy conference.

Staff provided facilitation during the San Diego People First conference held on May 9-11, 2014. 440 people attended.

Staff continues to work with the San Diego Unified School District TRACE program to strengthen their self-advocacy/governance group. Worked with the officers to develop meeting ground rules, the

agenda, prepare for the next Governance meeting and their end of the year activity. 20 students attended.

Provided facilitation support to the San Diego Regional Center CAC as they created and provided a training to service coordinators titled "The Role of the Service Coordinator with Self Advocacy". The training was presented exclusively by self-advocates and included a video that was created by a self-advocate on the topic of self-advocacy. 40 service coordinators attended the training. Two additional trainings are scheduled to be done later in the year.

Staff provided facilitation support to two Area Board members as they prepared for the bimonthly board meeting.

Attended four IPP meetings.

Because of participating in one IPP meeting the client was able to express her concerns about the way she was treated as both a client and an employee of a day program. The day program admitted they do not do the best job with their individual placements and provided an apology to the client. The client chose to work with a new program.

The family of a child with Autism was receiving in-home wrap around generic services and it was determined the family was not connected to the most beneficial or appropriate services. Because of convening an IPP meeting, the family will be getting respite and ABA services.

At his IPP meeting, the client expressed his dissatisfaction with the supported employment agency that is helping him find a job but has yet to find him a workable opportunity.

The other IPP meeting addressed communication between the client, family and regional center service coordinator in regards to a recent decision that was rendered during a fair hearing.

Goal #2:

1. Attended one follow up IEP meeting. Assisted same family with acquiring records from school district.
2. Attended mediation with one family with educational issues. Settled prior to hearing.
3. Assisted consumer living in Adult Foster Care with consent to obtain medical records.
4. Met with school regarding LRE and behavior plan revisions. Numerous calls/emails to parents regarding child's placement.
5. Assisted family with IEP recommendations following school observations and IEP review.
6. Assisted two families via phone consultation with IEP recommendations.
7. Assisted family with reinstating SDRC, ABA, and requesting/assigning a new service coordinator.
8. Attended training on Due Process lead by three Administrative Law Judges.
9. Assisted one recipient of services with an issue of obtaining information from the regional center in large print, and another individual with a supported living issue. Additionally, assisted in obtaining supports for two adults living with elderly parents that needed assistance from the regional center.

10. Assisted a family to obtain the appropriate services for their son who was hospitalized after a psychotic episode where he attempted to kill himself and his father. There are on-going issues with this however, given the fact he has an intellectual disability, psychiatric disability, TBI, PTSD, and is deaf. The initial reticence of Tri-Care to assist with his placement is resolved, but finding a safe setting to move this 22-year-old man to is proving to be difficult.
11. There were also 2 people that needed TA in obtaining respite services, 1 for ABA, 1 regarding transition services, 1 with supported living issues, 1 with Medi-Cal paperwork, 1 required an authorized representative, 1 needed information to proceed to Fair Hearing, responded to 11 IEP related calls, 3 regarding eligibility, 1 self-advocacy, 5 community supports, 2 IHSS, 2 right issues, 2 employment issues, 1 transportation, 3 requesting information about area board, 1 case of abuse and 1 related to housing. Additionally, there was an individual that was kicked out of his home and was living in a hotel until placement could be found for him.
12. A training regarding "Alternatives to Conservatorship" was offered at our May Board meeting, and we had 14 members of the public in attendance along with our board members.
13. Two Special Education Due Process trainings were provided by the OAH ALJ's in both San Diego and Imperial County. Both events were very successful, and attended by 50+ people at each site.

Staff participates at the monthly Fiesta Educativa conference planning committee. In addition to the annual conference, the Fiesta committee is also planning parent leadership training for 30 Spanish-speaking parents of children with special needs. The focus of the training is to promote parental involvement in the decision making process, learn skills to actively participate in the school system, have knowledge of public policy issues in education and understand the difference between traditional parent involvement vs. parent leadership. The three-day training series will be held in August 2014.

Staff met with a professional from a local school district to discuss services available to individuals with developmental disabilities and how training can be provided to families in an attempt to help them more effectively navigate the system.

Attended three IEP meetings and the issues addressed were placement, implementation of the IEP and assessments.

Facilitated a conference-planning meeting with representatives from the Imperial Valley SELPA, San Diego Regional Center and the Exceptional Family Resource Center. The targeted audience for this conference will be parents who have children with special needs. The presentations at the conference will be presented in both English and Spanish.

Staff provided technical assistance in preparation for a mediation meeting with San Diego Regional Center regarding supported living services.

Staff assisted in the preparation for and at mediation with a family in regards to an increase in respite service hours.

Met with a self-advocate to discuss regional center eligibility and eligibility under the fifth category.

Goal #3:

1. Entered 4 Family Guardian Surveys (FGS) for a total of 169 for Orange County. Still need 4 FGS from RCOC to meet goal. Additionally, mailed 12 more surveys in hopes of getting the last 4 replies. Goals complete for SDRC.
2. Completed 5 "Lanternman Movers" interviews for San Diego County (total of 14 needed. 2 outstanding).
3. Completed all "Mover" interviews to complete the goal of 15 completed surveys.

Goal #4:

1. Get Safe – current grantee – provided First Responder training to the Safari Park security and guest relation staff. They attended, and the satisfaction surveys were very positive.
2. Included the Get Safe training and information at the "Let's Talk Transition" Workshop. The material identified how to best prepare their son/daughter for community safety issues that might arise when students are learning to take public transportation, etc. during transition.
3. Participated in the PERT Academy resource fair. 75 people involved in law enforcement were provided with information regarding the State Council and the services that are available to individuals with developmental disabilities and 51 individuals came to my table for additional brochures and information.

Goal #6:

1. A "Let's Talk Transition" panel presentation was offered with presenters providing information on the Person Driven Planning process during transition that was given by a teacher and the student that had the planning done. This student was going to graduate, and was already accepted into the College 2 Career program, so the person in charge of C2C also presented, as did someone from Disability Rights CA regarding the Educational aspects of transition, DOR and SDRC along with our grantee (who provided his services in addition to the grant presentations) who spoke about community safety. There were 63 people in attendance, and according to the satisfaction surveys, people were very satisfied with the event.

Goal #13:

1. As part of the Mayor's Committee on Disability for the City of San Diego, a presentation was provided regarding the lack of accessible transportation options for people with disabilities in San Diego. Because of this presentation, the committee will further explore the responsibility the City of San Diego has in insuring that our city provides incentives to existing cab companies and others to offer accessible transportation.

Goal #14:

1. Serve as facilitator for governor appointed State Council Representative/SCDD Chair. Attended 2 Administrative Committee meetings, and 2 Executive Committee meeting, MTARS Committee meeting, SAAC meeting and SCDD meeting.
2. Met with staff at the office of Assembly Woman Shirley Weber to discuss the budget and our concerns over the situation for individuals with intellectual and developmental disabilities when adequate rates of reimbursement are not provided, issues surrounding the IHSS overtime, etc. One of the AB13 board members who is also a parent joined in this group, as did the ED of SDRC, and two local service providers. The information was then passed along to Ms. Weber.
3. Met with the Imperial Valley Board of Supervisor clerk as well as one of the Supervisors in an effort to locate more representatives from the Imperial County. Because of this meeting, we have made a connection with a Native American that may be interested in becoming part of Area Board XIII.
4. Trained a new San Diego BOS representative to Area Board XIII.

Issues or Concerns for State Council Consideration