

IHSS Public Authority Advisory Board Meeting
April 20, 2010
MINUTES

Members Present: Elissa Young, Cindy Faulkner, Kai Lu, Jim Ramoni (ex-officio), Janie Whiteford

Members Absent: Sondra Corday, Richard Patterson, Bharat Desai, JoAnn Disbrow, Theresa Wright

COA Staff Present: Mary Tinker, Leticia Sabadin

Guests Present: Ellen Rollins, Potential AB Member, Brian Miller, Potential AB Member, Daisy Chu, Policy Aide from Supervisor George Shirakawa's Office, Lee Sturtevant, Policy Aide from Supervisor Ken Yeager's Office

Approve Minutes: March minutes were reviewed but not formally approved due to no quorum.

Announcements & Public Comment:

- Janie announced the Disability Capital Action Date at the Capital on May 26th. CICA has scheduled training the day before, on May 25th. CICA will also assist in setting up meetings with legislative representatives, let Janie know.
- Mary reminded the group that the 2009 Annual Report is tentatively scheduled to be presented to the Board of Supervisors on May 11th. The report is at the printers' so a proof was passed around for the AB to review. In addition to the Annual Report the AB will be presenting results of the IHSS consumer and provider surveys conducted during the 2009 fiscal year. Cindy Faulkner will represent the AB and provide the presentation to the Board of Supervisors at their May 11th meeting in the Board Chambers at 70 West Hedding.
- Janie announced that the NAPA Public Authority sponsored a one day conference on April 16th –“Protecting the ‘I’ in IHSS”, she stated that it was a very interesting and a very good conference. They introduced some good concepts and Janie passed around the flyer so the AB members could see what the forum was all about.
- Janie distributed a copy of the Santa Clara County 1115 Medi-Cal Waiver Task Force Goals and Program Priorities handout.

CAPA Report: CAPA met March 25th in Sacramento.

CAPA's new Executive Director/Lobbyist Karen Keeslar began working March 15th. She provides administrative assistance for the IHSS Coalition meetings as well. One of the first issues that needed to be dealt with was to locate new office facilities. The CAPA office was moved to its new location 915 L Street, Suite 1435, Sacramento, CA 95814 on March 27th. The office remains close to the Capitol and is in the building next to the CWDA office.

The CAPA lawsuit hearing was held April 15 in Oakland. Putz v Schwarzenegger lawsuit took about 35 minutes. Judge Wilkins did not issue a decision and the case is officially "under submission." This means that the judge could rule at any time in CAPA's favor, in the state's favor, or dismiss the case without prejudice (which would give CAPA the opportunity to submit new information to reinvigorate the case).

CDSS extended an invitation to CAPA to participate in the new Program Integrity and Fraud Prevention stakeholder workgroup. CAPA was asked to provide three representatives to participate in the workgroup. Mary Tinker is one of the CAPA representatives and participated in the first meeting of the committee held March 22, in Sacramento. The purpose is to advise CDSS in the development of uniform statewide protocols and procedures that clarify state/county roles and responsibilities and acceptable activities to be performed for purposes of fraud prevention. Other members of the workgroup include representatives of the counties, CWDA, California Dept. of Health Care Services Audits and Investigation and California District Attorney Association.

There have been concerns raised by IHSS Coalition members regarding the exclusivity of this particular workgroup and why it doesn't include a broader group of stakeholders. Due to the nature of fraud investigation the workgroup must remain in the hands of staff and not consumers or providers.

CAPA's Legislative Priorities are:

AB 1763 (Lieu) – Providers would receive a certificate upon clearing a background check, which would be valid for providing services in other counties. [Lots of discussion w/stakeholders, costs associated with this, DOJ does not have budget authority to process IHSS even using Foster Care methodology, seeking further discussion/resolutions...this is a statutory problem.] CAPA supports if amended. Submitted a support in concept letter.

AB 1801 (Yamada) – CDSS would continue to convene a stakeholder group beyond 2010 which would make recommendations on program quality and funding. UDW sponsored. CAPA Supports, submitted letter of support.

AB 1970 (Fong) – In declared emergencies, shelter operators could work with the PA registries to provide IHSS services in the shelters. Being amended and working out issues regarding how it would work. CAPA supports in concept and provided a letter of support.

AB 2274 (Beall) – Anticipating the new Medi-Cal Waiver, this bill allows for IHSS to be provided through entities named in the Section 1115 waiver. CAPA Supports, sent letter of support.

AB 2374 (Nestande) – Spot language deferring implementation to 2011 of a voluntary five-county pilot to expand IHSS participation. Removes requirement that the pilot be limited to consumers who are severely impaired. CAPA has Watch position.

ARC 151 (Ma) In-Home Supportive Services – This proclamation would declare the intent of the Legislature to ensure the preservation of home care services to the elderly, blind and disabled through IHSS. CAPA Supports

SB 886 (Florez) – Authorizes use of “electronic timekeeping” to verify provider completion of tasks. [This is being worked on by stakeholders and the author, needs work. CAPA is working toward amendments with other stakeholders, CWDA.

SB 891 (Liu) – In- Home Supportive Services: needs assessment. This bill would require the department and the State Department of Health Care Services to jointly convene a stakeholder review process, as specified, to obtain information and comments regarding imposition of a tax on payments received by IHSS providers and the potential for increased federal financial participation as a result of these tax revenues, and alternatives to the state’s methodology for deriving a functional index score for IHSS consumers. CAPA supports in concept.

SB 998 (Liu) – Bill sponsored by Disability Rights California requires, among other provisions, that all Medi-Cal patients referred by hospitals to a nursing home receive an assessment of their long-term care needs before the nursing home can be reimbursed for services.

SB 1062 (Strickland) – Bill requires CORI recipients to convey the report to applicants who don’t clear the DOJ check.

Programs Report:

Benefits Administration: Mary reported there were 7,111 IPs enrolled in the Valley Health Plan and 7,602 IPs enrolled in the Dental/Vision plans during the month of March. There continues to be a decline in the number of IPs enrolled in all three benefit plans. Staff issued 1948 Eco Passes during March bringing the total issued this calendar year to 5,681.

IP Enrollment Sessions: Sessions are being held all day every Tuesday and Wednesday and staff processed 813 last week. As of April 16th provider enrollment counts were as follows:

Number of NEW providers processed: 1241

Number of existing providers processed: 4041

Number of IPs completely processed to date: 5282

Number of IPs partially done: 194

Number of IPs we have their information but nothing is in CMIPS yet: 2609

Total Number of IPs Processed or In Process: 8085

Fingerprint Processing:

- Bad print job need to redo: 29
- Pass: 6657
- Failed: 15
- Delay: 51
- Have results but need to read and make determination on: 1333

Total number of enrollment packets mailed to providers: 15,042

Registry Services: There are 474 active IPs on the registry. The Registry completed 48 new consumer intakes, 43 matches and provided 274 interventions. Staff held a Registry Orientation session with 103 individuals enrolled to attend, only 60 actually showed up. The next step for these 60 people is to complete the application form and come in for an interview. Staff will further screen them for eligibility to join the Registry. The Urgent Care Registry authorized 24 hours of service for the month of March.

Provider Training: Nine training sessions were offered during the month of March training 308 IPs.

California IHSS Consumer Alliance Report (CICA): Janie Whiteford reminded the group about Disability Capital Action Day scheduled for May 26th in Sacramento. There will also be training on May 25th provided by CICA. She encouraged any AB member available to plan to attend the event and the training.

Janie mentioned that she is co-chairman of the IHSS Coalition, who works directly with CICA. Janie also reported that the State will not enforce the “holding” of the IPs paycheck if their enrollment is not completed by June 30, 2010 however they will have to have at least started the enrollment process and completed one of the four mandates to remain eligible to continue receiving IHSS paycheck.

Elissa Young asked for a quick overview of the “re-enrollment” process for all providers. Jim Ramoni responded with the 4 steps that need to be completed by June 30, 2010.

Current Providers:

1. Read and review the IHSS Program Orientation materials that were mailed out or can be obtained via the IHSS website.
2. Go to get fingerprints taken, information included in the packet that was mailed.
3. Complete and sign two forms included in the packet.
4. Make an appointment and go to deliver the forms from the packet and bring a government issued ID and the original Social Security card.

New Providers:

No appointment is necessary for new providers they need to go to the Union office on any Tuesday or Wednesday between the hours of 9:00 am and 3:00 pm and bring government issued ID and their original Social Security card.

Janie also mentioned the CICA Regional Central Meeting on June 18 in Oakland, from 10am – 3pm. Janie will give out more information at next month’s meeting. If AB members are interested in attending, please let Janie know. Expenses incurred for this meeting can be paid for through AB 1682 funds.

Report from Social Services Agency: Jim Ramoni reported the IHSS Annual Report for the current fiscal year will be reviewed by the Children, Senior’s and Family Committee (CSFC) of the Board of Supervisors on Tuesday, May 4th at 1:30 pm. Jim and Mary will attend the meeting to answer any questions from committee members. Jim also reminded the group that the IHSS Public Authority Annual Report for 2009 will be presented to the Board of Supervisors on Tuesday, May 11th.

Jim reported the county is facing a \$250 million deficit for the upcoming fiscal year. At this point in time, there are no direct cuts to IHSS, but there are some cuts within the Aging and Adult Services Department including some staff lay-offs.

Re-assessments’ are still being done and IHSS is working hard on this with the help of getting more staff involved. Over time has been implemented temporarily to help reduce the number of late reassessments, hoping to have completed 1,000 by June 30th.

Ad-hoc Committee Report—Town Hall Planning Meeting: Janie reported that the tentative date is Friday, June 25th from 2:30pm-4:30pm and they are trying to reserve the Camden Community Center.

- This event will be sponsored by the Advisory Board and SEIU Local 521
- Jim Beall will be participating as a legislator and other legislators will be asked as well
- It is for all IHSS consumers and providers and anyone interested.
- Agenda is still pending, but some items up for discussion will be IHSS cuts and Fraud.

AB 1682 Funds Report: Mary reported to the AB members:

Total allocation	\$52,966.00
Spent	<u>\$16,786.01</u>
Balance Left	\$36,179.90

Side Notes: Brian Miller distributed the flyer: “15th Annual Legislative Breakfast” scheduled for two dates: April 23, 2010 in Aptos and April 30th in San Jose. He urged AB members to try to attend.

Next Meeting: The next meeting of the Advisory Board is scheduled for **Tuesday, May 18, 2010** from **11:30-1:30PM** at 2115 The Alameda, San Jose, CA 95126.