

**IHSS Public Authority Advisory Board Meeting**  
**May 17, 2022**  
**MINUTES**

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**ZOOM VIRTUAL MEETING**

<https://zoom.us/j/97448761420?pwd=bmR1b3NIMEVUWHR1UGFkNUo4V1Z0UT09>

Meeting ID: 974 4876 1420

Passcode: 293979

Phone Only:

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***\*\*This meeting is being recorded for purposes of capturing the meeting minutes.***

**Members Present via Virtual/Conf. Call:** Mathew Lubinsky; Darcy McCann; Lori Andersen;  
Janie Whiteford; Beverly Lozoff; Terri Possley (Ex-Officio); David Forderer

**Members Absent:** Emilio Carrillo

**PA Staff Present via Virtual/Conf. Call:** Edith Gong, Leticia Sabadin

**Guests Present via Virtual/Conf. Call:** Narendra Pathak, IHSS Consumer & Guest; Peter Estaniel,  
Board Aide for Board of Supervisor Simitian, District 5; Gianna Spina, ILS/PAS  
Coordinator @ SVILC; Demetrius (Dino) Evans, Housing/ILC @ SVILC;  
Joanna Kent, IHSS Care Provider & Guest

**Announcements & Public Comment:**

- Mathew asked about one of his IPs and filling out and insurance form for medical part A & B. Edith let him know that his IP needs to send that paperwork directly to IHSS for part 1 and then they forward to PA for our part.
- Mathew stated that the notification for information on W-2s has IPS confused a bit and a little nervous as to how its worded. Edith stated this notification was sent from CDSS and it just states that IPs can obtain their W-2 information and it is now available.
- Gianna Spina announced that SVILC is hiring. She shared all the positions that are open. Gianna will also send this information and flyers to Leticia so she can distribute to all.
- Gianna also shared that few people are applying as IHSS care providers... They are only referring providers who are private pay. Gianna has had to stop providing referrals for IHSS care providers. Gianna shared information and links for outreach in the Zoom chat, which are included at the end of the minutes
- Janie shared a concern, question from Julie Dewey: #

**“It would be helpful to families served by IHSS that have a need to move out of California, if a policy were to be put in place for co-ordination of services to transfer smoothly between States. Minimal help would be to have a link online to comparative IHSS in each county of each State. Thank you”.**

Janie mentioned that this needs to be handled on a Federal level. Edith stated that since each State is different families probably should start by calling at the State level and getting referred

to the proper agency that handles IHSS or the equivalent Medicaid program in the state. There was a lot of discussion and good feedback for Ms. Dewey. Gianna Spina shared a couple of links that might be helpful too, which are also listed at the end of the minutes. Janie offered to contact Ms. Dewey directly and discuss with her; Leticia will send Janie her contact information.

#### **Approval of Minutes:**

- Motion by Mathew Lubinsky to approve the April 19, 2022 meeting minutes; seconded by Darcy McCann, vote was unanimous.

#### **Home & Community Base Services Spending Plans:**

- Not much of an update at this time. Lori shared that she has new staff that she will ask to dive into this and assist in getting some additional information and give updates.
- Lori will work with Janie and have more information/report next month.

#### **California IHSS Consumer Alliance Report (CICA):**

- Janie reminded everyone that the monthly CICA call is tomorrow, May 18<sup>th</sup> at 10am. She highly recommends everyone to participate. Leticia continues to forward the agenda and reminder to all on this board. There will be an introduction to the new Director of IHSS at CDSS - Leora Filosina.
- CICA Annual Meeting agenda: they will share accomplishments, finances, goals for next year.
- CICA continuing to advocate to reinstate original AB budget amount (~\$56K); bill sponsored by Assemblyman Ash Kalra.
- Gianna asked Janie about consumer training and partnering with SVILC, but this is a tough topic to handle; Janie is willing to discuss further.

#### **SEIU Local 2015 Report:**

- Emilio Carrillo was not available to attend today's meeting.
- (Edith wanted to share that the in-person group orientations will start up on June 10, -- originally they were to start on May 20).

#### **Social Services Agency Report:**

- Terri reported that the IHSS budget for FY 2023 has been submitted and all IHSS positions (17) requested are on the budget. Her team is very excited and optimistic. Awaiting final approval at the next level (County Exec) and Board of Supervisors. They should know by end of June or beginning of July.
- With 12 new Social Workers would allow for a new new unit and the case loads would be decreased. Good news all around, especially for existing social workers.
- David Forderer offered his assistance in speaking to the BOS if needed in order to get the IHSS budget approved.
- May is Older's Americans Month; theme is "Age My Way".
- Medi-Cal re-determinations are starting up again and this is very important so that clients IHSS services are not terminated. Clients need to keep their appointments.
- Direct deposit is still required and IPs need to enroll by July 1<sup>st</sup>.

- Starting May 1, 2022, all individuals 50 and older regardless of immigration status qualify for full scope Medi-Cal if all other eligibility criteria are met. In Santa Clara County that may mean approximately 12,200 people may be transitioning into this program.
- Phase II Medi-Cal expansion with different age ranges will be effective next year. IHSS may potentially grow in the next year.
- Gianna asked if IP does not have a bank account what happens? Terri stated that they have options with EBT cards or prepaid cards, etc.

## **PROGRAMS REPORT**

Below in **yellow/OR \*asterisk** were topics that were highlighted and mentioned.

The training specialist that was scheduled to start on May 2, ended up accepting another offer the last week of April, so we are interviewing once again.

Edith also wanted to share that the Registry Outreach Recruitment Specialist position has been filled. Tessie Crosby has been doing a great job in this position and has brought in new ideas and doing quite a bit in the short time she has begun with us.

Also wanted to share that the PA has migrated to a new phone system, MS Teams phones and PA staff are getting use to the new way.

### **Benefits Administration:**

There are **12,645** IPs enrolled in the Valley Health Plan with **3,356** of those in the Classic Plan and **9,289** in the Preferred Plan. **13,292** IPs are enrolled in the Dental/Vision plans. There were **115** Smart Pass VTA Cards issued.

### **Enrollment:**

Number of IPs enrolled: **411**

Number of IPs partially done: **981 (cumulative)**

Fingerprints that are delayed (awaiting DOJ results): **5**

Scheduling an appointment is ~15 business days from the time an IP completes the viewing of the orientation videos.

Group sessions with the union are scheduled to restart on Friday, May 20. This means that all enrollment appointments are only done Mon-Thurs and puts a larger burden on the enrollment staff.

### **Registry Services:**

There are **495** active IPs on the registry and **2,317** active consumers.

The Registry:

- Completed **75** new consumer intakes and reactivated **2** consumers
- Attained **45** matches
- Provided **593** new interventions with over **225 hours** spent on the interventions

**Care Coaching:** The Registry received **19** referrals for Care Coaching

- **8** care coaching consultations were conducted, with 3 as home visits
- Total active consumers **15**
- Total inactive consumers **215**

**Urgent Care Registry:** There were **0** hours of urgent care services this month.

**Emergency Backup Registry:** There were no (0) requests for an emergency backup provider this month. There are a total of **13** providers on the emergency backup registry.

**Registry Introductory Training (RIT):** **One** remote RIT was held in English.

- **23** interviews were conducted
- **59** reference check calls made, with **46** completed reference checks
- **20** providers attended the eRIT
- **22** providers were added to the registry

**EPG (formerly PPE):** A total of **66** kits were mailed with **44** sets going to IPs and **22** to Consumers for a total of **660** masks and **1,360** pairs of gloves.

**Public Authority Phone Calls:** The PA received **5,242** phone calls, the highest number this fiscal year. Breakdown of the calls:

- **Registry 1,628**
- **Enrollment 1,506**
- **General 69**
- **Benefits 1,633**
- **Training/PPE 406**

**IP Trainings:** **23** classes were held. **152** individual IPs were trained and received credit/incentive payments totaling **\$6,150**. Four Vietnamese classes and one Mandarin class had to be cancelled because of low class registration.

Language	#
English	11
Mandarin	3
Spanish	6
Vietnamese	3

Location	#
Central – San Jose/Santa Clara	2
North - Milpitas	2
South – Morgan Hill	2
West – Sunnyvale/Cupertino	11
Online	6

**Electronic Time Sheets:** The combined adoption rate continues to be at **99.9%**; providers reached **99.8%** and consumers reached **100%**.

**Direct Deposit:** **76.3%** of paid providers are using direct deposit.

**Sick Leave Update:** **28,315** active IPs have accrued 16 hours of sick leave. **5,625** have claimed some hours and **4,330** have claimed all 16 hours.

## **CAPA REPORT**

Below in **yellow/OR \*asterisk** were topics that were highlighted and mentioned.

CAPA met on April 28 via Zoom.

### **Legislative Update**

- CareCourts are dominating the conversation on Capitol Hill. Specifically SB 1338 requires the homeless, those with mental/behavioral health and substance abuse disorders into a facility for treatment with a court ordered care plan (up to 24 months).
- The CAPA legislative workgroup updated their recommendations on the position CAPA should take on specific bills. Those items are highlighted in **yellow** in this report.

<b>Bill #</b>	<b>Author</b>	<b>Topic</b>	<b>Summary</b>	<b>CAPA Position</b>
AB 1751	Daly	Workers' compensation: COVID-19: critical workers	Current law defines "injury" for an employee to include illness or death resulting from the 2019 novel coronavirus disease (COVID-19) under specified circumstances, until January 1, 2023. Current law requires an employee to exhaust their paid sick leave benefits and meet specified certification requirements before receiving any temporary disability benefits or, for police officers, firefighters, and other specified employees, a leave of absence. This bill would extend the provisions relating to COVID-19 until January 1, 2025.	<b>Watch</b>
AB 1900	Arambula	Medi-Cal: income level for maintenance.	Under current law, certain medically needy persons with higher incomes qualify for Medi-Cal with a share of cost, if they meet specified criteria. Existing law requires income levels for maintenance at the lowest levels that reasonably permit a medically needy person to meet their basic needs. For a single individual, the amount of the income level is based on a calculation of 80% of the highest amount that would ordinarily be paid to a family of 2 persons. This bill would increase the income level for maintenance to be equal to the income limit for Medi-Cal without a share of cost for individuals who are 65 years of age or older or are disabled, generally totaling 138% of the federal poverty level.	<b>Support</b>
AB 1944	Lee	Local government: open and public meetings.	Current law, the Ralph M. Brown Act, requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. Current law, until January 1, 2024, authorizes a local agency to use teleconferencing without complying with those specified teleconferencing requirements in specified circumstances when a declared state of emergency is in effect, or in other situations related to public health. This bill would specify that if a member of a legislative body elects to teleconference from a location that is not public, the address does not need to be identified in the notice and agenda or be accessible to the public when the legislative body has elected to allow members to participate via teleconferencing.	Support
AB 2262	Calderon	In-home supportive services: needs assessment.	Current law requires a county welfare department to assess an IHSS recipient's continuing monthly hours at least once every 12 months; also allows the county to extend an assessment for up to 6 months beyond the regular 12-month period. This bill would eliminate the authority of the county to extend the annual assessment beyond 12 months and, instead, would require the	<b>Support</b>

			department to establish an alternative annual reassessment process for recipients with stable needs.	
SB 1100	Cortese	Open meetings: orderly conduct.	This bill would authorize the presiding member of the legislative body conducting a meeting to remove an individual for willfully interrupting the meeting. And, except as provided, would require removal to be preceded by a warning by the presiding member of the legislative body and request that the individual curtail their disruptive behavior.	Watch
SB 861	Limon	Dementia Care Navigator Grant Program.	Would establish the Dementia Care Navigator Grant Program, to be administered by the California Department of Aging, in partnership with organizations with expertise using community health workers, promoters, and health navigators. The bill would require an organization that receives a grant to provide an annual report on the services provided on or before December 31 of the year the grant is received.	Watch
AB 1979	Weber	Immunization registry.	Existing law authorizes local health officers & State Department of Public health to operate immunization information systems; also allows disclosure of patient or client demographic information, immunization data, adverse reactions to the immunization, or other information needed to identify the patient or client or to comply with other laws. This bill would instead require health care providers and other agencies, to disclose the specified immunization information, and add race or ethnicity to the list of information that shall or may be disclosed.	Watch
AB 1993	Wicks	Employment: COVID-19 vaccination requirements.	Would require an employer to require each person who is an employee or independent contractor, and who is eligible to receive the COVID-19 vaccine, to show proof to the employer, or an authorized agent thereof, that the person has been vaccinated against COVID-19. Exception allowed for medical condition, disability and religious belief.	Watch
AB 2020	Gallagher	Mental health services: gravely disabled.	The Lanterman-Petris-Short Act provides for the involuntary commitment and treatment of a person who is a danger to themselves or others or who is gravely disabled. This bill would, if a county elects to use this meaning and subject to an appropriation of funds for these purposes, expand the definition of "gravely disabled" for these purposes to mean a condition in which a person, as a result of a mental health disorder, is incapable of making informed decisions about, or providing for, their own basic personal needs for food, clothing, shelter, or medical care without significant supervision and assistance from another person and, as a result is at risk of substantial bodily harm, dangerous worsening of a concomitant serious physical illness, significant psychiatric deterioration, or mismanagement of essential needs that could result in bodily harm.	Watch
AB 98	Frazer	Health care: medical goods: reuse and redistribution.	Would require the California Department of Aging, upon appropriation by the Legislature, to establish a comprehensive 3-year pilot program in the Counties of Contra Costa, Napa, and Solano to facilitate the reuse and redistribution of durable medical equipment and other home health supplies. The bill would require the department to contract in each county with a local nonprofit agency to oversee the program and would require the contracting nonprofit agency to, at a minimum, develop a computerized system to track the inventory of equipment and supplies available for reuse and redistribution and organize pickup and delivery of equipment and supplies.	Watch

SB 1093	Hurtado	Community care facilities: criminal background checks.	This bill removes the requirement that a request to transfer a current criminal record clearance from one licensed community care facility to another be made in writing to the Department of Social Services (CDSS). This bill instead requires the licensee to submit a request for such a transfer via a form provided by CDSS or submission via the department's secure online portal.	Position not needed
SB731	Durazo	Criminal records: relief.	Current law authorizes a defendant who was sentenced to a county jail for the commission of a felony to petition to withdraw their plea of guilty or nolo contendere and enter a plea of not guilty after the completion of their sentence. Current law requires the court to dismiss the accusations or information against the defendant and release them from all penalties and disabilities resulting from the offense, except as specified. This bill would make this relief available to a defendant who has been convicted of any felony.	Watch
SB 842	Dodd	Health care: medical goods: reuse and redistribution.	Would require the Department of Rehabilitation to establish a comprehensive 3-year pilot program in the Counties of Contra Costa, Napa, Solano, and Yolo to facilitate the reuse and redistribution of durable medical equipment and other home health supplies. The bill would require the department to contract in each county with a local nonprofit agency to oversee the program and require the nonprofit agency to develop a computerized system to track the inventory of equipment and supplies available for reuse and redistribution and organize pickup and delivery of equipment and supplies. Requires Department on or before January 1, 2026, to submit a report that includes an evaluation of successes/challenges of the pilot program; bill would repeal its provisions on January 1, 2030.	Under review
AB 2449	Rubio, Blanca	Open meetings: local agencies, teleconferences	This bill would authorize remote participation in local public meetings if at least a quorum of the members of the legislative body participates in person from a location clearly identified on the agenda that is also open to the public and situated within the boundaries of the local agencies. The local agency must post agendas, members of the legislative body attending the meeting by teleconference must participate in both audio and video formats, and members of the public must have call-in and internet-based access for attending and participating in the meetings.	Watch
SB 1098	Stern	IHSS and WPCS wage differential	Existing law sets forth the mechanisms for declaring a state of emergency or local emergency by certain public officials and the powers granted during those periods. This bill would require a \$2 wage differential to be granted to an IHSS or WPCS provider during a declared state of emergency or local emergency that is caused by a natural disaster. Differential is eliminated when the CDSS receives notice that the declared state of emergency or local emergency is no longer in effect.	Watch

### Long Term Care Operations and CDSS

- CMIPS
  - Change requests approved by TLC to CMIPS: (1) Counties are able to print person notes, just like case notes; (2) Consumer's spoken language not appears on the case home screen; (3) W4/DE4 is available on ESP with cover letter explaining the forms. Providers can submit these forms online now.
- Permanent Provider Backup Systems

- CWDA concerned that “eligible/eligibility” is still not well defined in statute. Recommendations include:
  - Minors not eligible since parent/guardian is responsible for a minor by law
  - Those with physical assistance with meals, ambulation, bowel and bladder care, medication are prioritized
  - CFCO funding source
- Concern that guidelines are still not finalized; suggest that COVID backup be extended to September so that it gives PAs enough time to ramp up the program. Not enough time to implement on July 1.
- CAPA is recommending availability to be more like PA office hours or M-F, 8-5.
- Revised trailer bill language is still under discussion with stakeholders.
- Medi-Cal Expansion and impacts to IHSS
  - Discussion with CDSS; they feel Medi-Cal expansion will not impact IHSS right away. In addition, provider eligibility on parent and spousal providers is not changing.
- Direct Deposit Reminder: 7/1/22 due date
  - CDSS reminded CAPA members that IPs must have direct deposit (bank or a pay card) by 7/1/22. They must also complete a direct deposit request for each consumer they work for; they cannot complete a one-time request to be used for all their consumers.
  - All information/notices sent to IPs is available in the CommsHub and also posted on the ESP banner.
  - Webinar trainings are also available to providers.
- Career Pathways
  - CDSS held a listening session/Q&A for PAs and Counties to answer detailed questions on the proposal submission on April 19.
  - CDSS confirmed they are not setting up a learning management system for PAs/Counties to use; this is a change in what was presented earlier in the year.
  - Launch is still scheduled for late September and CDSS is relying heavily on PAs to kick off the pilot.
  - PAs/Counties are required to submit the class proposals by April 29; award notifications by 6/2/22.
- Miscellaneous
  - There were questions regarding the Collective Bargaining impasse penalty and whether this is one-time or could be applied again in new bargaining discussions. CDSS stated that conversations with Finance and Legal on the statute is that Sub-division G says that the penalty may be limited to FY20-21 and would therefore not apply to future years. CDSS will have future conversations with both groups and update CAPA on the discussions.
  - Additional questions arose regarding FY22-23 admin funding and the small increase in the governor’s budget (\$325K versus \$1.3M last year), given the state’s surplus, additional caseload projections and IHSS program expansion, provider shortage and more. CDSS stated they were happy to meet with CAPA to make recommendations, but unable to revisit the issue for the May revise (due out in Mid-May).

#### Comments/questions on PA/CAPA Report

- Darcy asked about the ZOOM meetings and the Brown Act for continued remote meetings for the Advisory Boards. Edith stated that since we are still under certain conditions with COVID-19, remote meetings can continue until the state of emergency is over. Concern from Janie and Darcy about



publishing home addresses of AB members once the emergency is over. There are still several bills regarding the Brown Act, one supported by CAPA the other is not. Edith stated that perhaps there can be a carve out for Advisory Committees in the Brown Act that are different from city or county boards which have a large budgets or fiscal impact.

- Edith to send follow up on the different bills regarding Brown Act, and also supply templates for letters, notes, etc., for members to be able to write to their legislators.
- Have everyone be able to “sign” a letter, all members, on an email. To be discussed and continued.

**Next Meeting:**

- Next Advisory Board meeting:  
**Tuesday, June 21, 2022, from 12 noon to 1:30 pm** via ZOOM Virtual/Conference call.

**Next agenda items:**

- Nominate and Vote for New Vice Chair

**Resources/information from Zoom Chat (from Gianna S - edited)**

*Silicon Valley Independent Living Center is now hiring for Housing Services Coordinator Supervisor, Case Manager, Case Manager Supervisor. Visit our website for more information and to apply for open positions at: [www.svilc.org/join-our-team](http://www.svilc.org/join-our-team) or kindly email your resume to [svilcmain@svilc.org](mailto:svilcmain@svilc.org)*

*Resources to find or recruit providers: [joinhandshake.com](http://joinhandshake.com) (college students), <https://www.ihssconnect.com/>*

*Medicaid programs by state:*

<https://www.medicaid.gov/medicaid/home-community-based-services/statewide-transition-plans/index.html>

*Research report (2003) that lists IHSS-like state programs: <https://www.cga.ct.gov/2003/rpt/2003-R-0040.htm>*