



**SELF-DETERMINATION LOCAL ADVISORY  
COMMITTEE MINUTES**  
Approved 10/5/15

**Date:** Monday, August 31, 2015

**Start Time:** 7:00 pm

**End Time:** 8:30 pm

**Location of This Meeting:** Regional Center of the East Bay/San Leandro Office

**Location of the Next Meeting:** RCEB/Concord Office

Self-Determination Program Updates:

<http://www.dds.ca.gov/sdp/SDPUpdates.cfm>

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**Attendees:**

**Committee Members Present:** Pamela Baird, Nickole Bouslog, Esther Chow, Morena Grimaldi, Vi Ibarra, Arthur Lipscomb, Irene Litherland, Kim Luqman, Dianne Millner, Darcy Ting

**Committee Members Absent:** Maria Marquez

**Staff Present:** Jim Burton, Pam Thomas, Michi Toy

**Guests:** Guy Houston, Dannon Jenkins, Mark Polit, Gabriel Rogin

**Welcome and Introductions**

Chairperson Vi Ibarra chaired this 3rd meeting at RCEB's San Leandro office. Attendees were greeted and self-introductions were made.

**Agenda Item:** Consent to the Minutes

M/S/C "The committee moves to approve the August 3, 2015 Minutes as presented" [Luqman/Millner] Unanimous

**Agenda Item: DDS Updates on Self-Determination – Jim Burton**

- The Department of Developmental Services [DDS] meeting on Self Determination was on August 27<sup>th</sup> and it was attended by the DDS Director, Santi Rogers.

- The Self-Determination Task Force Chair, Deputy Director Nancy Bargmann resigned from the Department and has been replaced by Jim Knight.
- The first joint meeting of the Chairs of all the local Self-Determination committees is estimated to take place in January, 2016 by the State Counsel of Developmental Disabilities. It is foreseen that this group will be meeting quarterly, but that will be decided by the members.
- The Self Determination Program Informational Video on DDS' website is available in both English and Spanish, and DDS is looking into translating it in other languages.
- The Center for Medicaid/Medicare Services [CMS] settings rules are being looked at very carefully at the federal level in order to make sure that the SD program follows those rules. There are many questions relating to the CMS rules and its impact. A committee had been created to work on the issues and implementation of the rules.
- DDS staff has been working on programming the data systems to accommodate the changes that will come about from this program including the new requirements, as well as actively working on the numerous projects that are necessary in order to implement the SD program successfully.
- The Financial Management Service's [FMS's] complicated processes are still in discussions as there are some unknowns. One issue is payment process for services to the FMS, and whether it will be in advance or in arrears. The payment structure is a large complex issue. The committee will be kept abreast of the updates.
- Three of FMS organizations that exist in California have been participating in our task force meetings.
- All FMS have different rates and structures; most of them are tiered; therefore, there may be 3-4 different rates.

- Regional Center case managers will still need to be involved through the Individual Program Plan [IPP].
- FMS has 3 different service models involving different levels of liability; one of them does require Workers Compensation coverage by participants.
- The FMS must be in place by the start of the SD program.

**Agenda Item: Self Determination Program Waiver Proposal**– Jim Burton

- DDS posted the draft of the application [1915{c} Home and Community-based Services Waiver] that they intend to send to the federal government on their website  
<http://www.dds.ca.gov/sdp/docs/sdpWaiverApplication15.pdf>
- Finalization of implemented changes as a response to comments received is estimated to be done mid to end of September for DDS to submit to the federal government. The federal government then has 90 days to respond to the application.

**Agenda Item: Overview of Self-Determination**– Pam Thomas

- DDS training materials are all in draft, and were passed out at the meeting. Pam gave an overview of the material, but not in specific detail, since the subject trainings at our next meetings will focus on each category.
- There are a few components to the hand-outs that were brought to the forefront:
  - The Principles of Self Determination→ This is important to know so that we can answer the “why” of Self Determination when explaining it to others.
  - Rights under Self Determination→ Are the same as in every other service model.
  - Under the Budget Determination portion of the hand-out→ “The Self-Determination Program shall only fund services and supports provided pursuant to this division that the federal Centers for Medicare and Medicaid Services determines are eligible for federal financial

participation.” This section is raising a lot of discussion, since that means that only those programs that are eligible for federal funding may be chosen under Self-Determination.

- The basic rights and responsibilities under the Lanterman Act will continue to apply.
- If an individual chooses to leave the SD program, they may return to their previous status, but they do not bring their SD budget with them. If they want to return to the SD program, they must wait at least one year.
- Similarities and Differences Between the Traditional Service and Self Determination→ The last item on the back of this handout, details the appeal rights which are associated with fulfilling the IPP objectives.
- The Person Centered Planning process creates the IPP. The planning portion is the process where the people who meet to discuss what is best for the consumer and the IPP is the product of that process. Refer to pages 1-16 in the handout. The next meeting will focus on the Person-Centered Planning Module.
- There are certain services that were not listed as covered under the Federal Self-Determination Waiver such as large workshops, large community care facilities/intermediate care facilities [funded by MediCal] and segregated settings, but the intention when the list was made was to make it as broad as possible.

Network groups that the members have connections/affiliations with for training opportunities:

- ▲ RCEB Website
- ▲ Conferences/Transition Fairs
- ▲ Providers not in our network now, but might be used in SD [Activities that are currently not covered because they are “recreational” such as yoga and swimming]
- ▲ RCEB delegate agencies; La Familia and ACMHS

- ▲ Parent run organizations and local/state organizations [Down Syndrome Connection of the Bay Area, Autism Society] and ILS/SLS programs.
- ▲ RCEB’s Diversity & Equity Committee- there is a sub-committee on parent support groups that identify ethnic groups in both counties.
- ▲ Consumer Advocacy Committees [CAC’s], special education programs, specialized schools.
- ▲ Law Enforcement

**Agenda Item: Public Comment**

Question was asked about why half of the committee members were listed on our website under RCEB and the other half under SCDD, and it was explained that each agency appointed 5 individuals each who represented our diverse community, which was a collaborative effort, and our Clients Rights Advocate representative was appointed by the law.

A question was asked about the case manager’s responsibility to make sure that a service provider is vendored, and it was explained that it not a requirement in self determination.

FUTURE MEETINGS

DATES/ LOCATION		TENTATIVE SUBJECTS
<b>10/5</b>	<b>Concord</b>	<b>Person-Centered Planning, Budget</b>
11/2	San Leandro	Financial Mgmt Services [FMS], Background Checks
12/14	Concord	Independent Facilitator

**Location of the next meeting: Concord → 2151 Salvio Street**  
 Monday, October 5, 2015 at 7:00pm

