



STATE OF WASHINGTON



DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

OB-41P
Olympia, Washington 98504

MINUTES

DEVELOPMENTAL DISABILITIES PLANNING COUNCIL MEETING JANUARY 23, 1985 CARNEGIE'S, OLYMPIA, WASHINGTON

PRESENT: Dorothy Fouty, Herb Lozier, Pat Keogh, Nancy Buder, Peter Pulrang for John Beare, Les James, Paul Johnson, Amelia Schultz, Tom O'Rourke for Lyle Quasim, Carol Converse, Tom Lehning, Mary Christie, Joan Gaetz, Joy Culp, Sharon Jodock-King, Liz Dalton for Bruce Ferguson, Mary Richardson, Eric Froberg, Ren Taylor, Tim Brown, Mary Kowalsky.

ABSENT: John Slaughter, John Coombs

STAFF: Sharon Hansen, Nadine Smith, Brendan Gallagher

GUESTS: Parul Shah of Troubleshooters, Katie Dolan of Troubleshooters, Sandra Braten of Troubleshooters, Laurie Zapf, DDD Acting Assistant Director.

SUMMARY OF MOTIONS

MOTION: Moved, seconded, and passed. THE MINUTES OF THE DECEMBER 1984 COUNCIL MEETING WERE APPROVED AS MAILED. (unanimous)

MOTION: Moved, seconded, and passed. THE EXECUTIVE SECRETARY BE INSTRUCTED TO DRAFT A LETTER TO THE WASHINGTON STATE DELEGATION URGING THEM TO SUPPORT THE BARTLETT AMENDMENT TO MEDICAID SECTION 262.9. (unanimous)

FRIENDLY AMENDMENT: Moved, seconded, and passed. THE EXECUTIVE SECRETARY BE INSTRUCTED TO DRAFT A LETTER TO THE WASHINGTON STATE DELEGATION URGING THEM TO SUPPORT THE BARTLETT AMENDMENT TO MEDICAID SECTION 262.9 WITH THE ADDITION THAT DISABLED ADULTS AND CHILDREN BE INCLUDED. (unanimous)

MOTION: Moved, seconded, and passed. THE BUDGET ADDITIONS ARE REFERRED BACK TO THE EXECUTIVE COMMITTEE FOR RESUBMISSION TO THE FULL COUNCIL AT THE February 22-23, 1985 MEETING. (unanimous)

MOTION: Moved, seconded and passed. THE COUNCIL DIRECT STAFF TO WRITE LETTER EXPRESSING CONCERN OVER SPELLMAN BUDGET TO KAREN RAHM AND ORIN SMITH AS SOON AS POSSIBLE. (unanimous)

DISCUSSION

1. Call to order by Chairman, Dorothy Fouty at 10:10 am.

2. Introductions:

Nadine Smith of staff, Parul Shah and Sandra Braten of Troubleshooters, Tim Brown, Acting Director of DDD, Katie Dolan of Troubleshooters.

3. Acceptance of Minutes

Moved, seconded, and passed. THE MINUTES OF THE PREVIOUS COUNCIL MEETING WERE APPROVED AS MAILED. (unanimous)

4. Executive Secretary Report:

The 1985 meeting schedule is final and a copy was included in each meeting packet. There is a change in free parking availability at the Sea-Tac garage. There is now a charge of about \$7.00 a day for parking in the garage or one can park across the street in the Budget lot and ride the shuttle bus for about \$3.00. Either is reimbursable, but a receipt for parking is required when submitting travel vouchers.

Representative Steve Bartlett of Texas will introduce legislation to amend Medicaid Section 161 a. and b. to enable SSI eligible persons who become gainfully employed to continue to receive Medicaid benefits. Guidance is needed from the Council as to whether they want to ask the Washington State delegation to co-sponsor the bill.

MOTION: Moved, seconded, and passed. THE EXECUTIVE SECRETARY BE INSTRUCTED TO DRAFT A LETTER TO THE WASHINGTON STATE DELEGATION URGING THEM TO SUPPORT THE BARTLETT AMENDMENT TO MEDICAID SECTION 262.9. (unanimous)

FERIENDLY AMENDMENT: Moved, seconded, and passed. THE EXECUTIVE SECRETARY BE INSTRUCTED TO DRAFT A LETTER TO THE WASHINGTON STATE DELEGATION URGING THEM TO SUPPORT THE BARTLETT AMENDMENT TO MEDICAID SECTION 262.9 WITH THE ADDITION THAT DISABLED ADULTS AND CHILDREN BE INCLUDED. (unanimous)

The status of the Chaffee bill was reviewed. Staff anticipated being able to bring back a draft from the NADDCC meeting January 25-27. It was not known if the draft would be final enough for public distribution. If it was not ready for the public, the Council could study the draft, plan strategy

and set dates for public informational forums. This bill does represent a potential major shift in national policy and should be studied with care and objectivity. Ample time will be allowed for discussion during the Council retreat, February 22-23.

Two bills designed to encourage employment of people with developmental disabilities are being introduced in the legislature. The first will provide a B and O tax credit for employing people with developmental disabilities and the second would allow credit for subcontracting with sheltered work shops.

5. Omnibus Legislation Z-77

This is draft legislation which may open the door to parent pay. The Council should study it and be aware that other states are enacting legislation which holds adult children financially responsible for care of elderly parents. Eric Froberg will be a member of a work group to examine the bill.

There was discussion about OMB directive A-122 regarding lobbying to support federal, state, and local legislation by non-profits receiving federal funds. The Council was encouraged to take a stand on the A-121 rules. As long as non-profits are not using federal money, they can lobby. Councils are regulated by Rule A-87 and can work with the legislature.

6. Executive Committee Retreat

The Executive Committee met January 12. They discussed the 1984 Council year, areas that were good and those needing improvement. The committees will set their work plans for the coming year and move toward planning for the next three-year plan. Tom Lehning is now chairman of Advocacy and Public Education committee.

Residential Services subcommittee and RHC subcommittee have been restructured. There is now a Residential Services Committee with an RHC sub-committee. Employment is now a full committee.

Councils are now required to monitor and review IMR federal evaluations and plan corrective action. The data will be sent to the councils by DDD. The DDPC will establish an IMR Monitoring Project. There are IMR funds proposed in the amended FY 85 budget to provide a part-time staff to work with the project.

It was the decision of the Executive Committee to establish a Case Management Task Force. There are now two task forces: one, Case Management and two, Autism. There was concern that Case Management was a "weak link" in the system.

The Executive Committee minutes will be mailed to the Council and a more extensive report on the retreat will be distributed next week.

7. Budget Revision Proposal

The "new" money in the FFY 85 allotment was distributed in a Budget Revision Proposal from the Executive Committee. An additional \$18,000 is proposed for Team Development Project. The prospect for sole source contract has improved. Staff has spoken with Tim Brown about a sole source contract. Last year's work statement and this year's work statement would be combined into one contract. HABSCOR is willing to do this.

The second contract enhancement proposed is to add \$10,000 to People First. Concerns were expressed about this budget addition because committees were not consulted. Bob Furman and Mary Richardson were on the committee. The Council member felt the contributions of the committee were wasted. The impression was that the discussion and recommendations of the APEC committee were disregarded. There was an objection in the committee to adding additional money to projects.

A priority list of projects drawn up in June 1984 seems to have been ignored. It seems inappropriate to increase contracts when they were "wiped out" at Ellensburg.

A question was raised as to whether they were saying the changes should have been sent back to the committee.

Residential Service Conference increase is for the 1986 conference. The 1985 money will be used for 1986 conferences. The date of the federal fiscal year affects this project and budgeting in this manner protects the Council.

Naive Offender enhancement adds FY 85 money to this project. Current funds for this project are FY 84 unexpended funds from the Adult Offender project.

\$2,500 for Job Placement; not enough money was initially allocated for this project. The contractor would have to use other project money to complete the project. The additional \$2,500 will pay for the presentors.

Case Management Conference adds \$5,000. The Conference Planning committee is working on this.

IMR Monitoring Board, \$13,500 is for staff.

There was a question about Council policy that deals with this issue. There is a policy on unexpended funds, but not on "new" money. The decisions of committees should be adhered to and the

priority list should be consulted. Staff pointed out that it was in the case of unexpended funds from Adult Offender. The next priority project was Naive Offender which was funded.

Staff went back to the plan. The objective decision to add money to projects was made by staff and proposed to the Executive Committee. The \$10,000 new money for People First staff feels is needed in order for them to function this year and for adequate preparation for new primary consumers on Council. If staff had erred in assuming these were enhancement funds, they accepted responsibility for not applying surplus or unexpended fund policy.

It was suggested the budget be referred back to the Executive Committee and that the committees make their recommendations to the Executive Committee. It was stressed this would only concern the new money, not the whole budget.

MOTION: Moved, seconded, and passed. THE BUDGET ADDITIONS ARE REFERRED BACK TO THE EXECUTIVE COMMITTEE FOR RESUBMISSION TO THE FULL COUNCIL AT THE FEBRUARY 22-23, 1985 MEETING. (Unanimous)

Adjourn for lunch - Noon.

Call to Order 1:30 pm

8. 1985 Legislative Session

DDD - Tim Brown

Concerning the legislative session, this should be quiet for DD. The main focus of the session will be on the budget. Some significant issues are:

The DDD Operations Budget for 1985-1987 current level as part of the Office of Financial Management budget of DSHS proposal was compared with the current level as developed by DSHS. The DDD enhancements are listed in priority order. The OFM total package is about 31 million dollars less than the total requested by DSHS (338 million dollars). Governor Spellman made changes, setting current level at 295 million dollars. The last page is enhancement prioritizing action by OFM. Looking at the budget from DDD perspective, this does not maintain current level. We would be unable to meet current level services at 295 million dollars. This means no increases for Case Management or Habilitation and no growth. The Gardner administration is behind in schedule in the budget process, behind where it would normally be if there were no administration change. Governor Gardner has agreed with the Spellman budget on

the total budget amount. DDD may be in a place where we have to hold current level.

Spellman's budget shows all the Master Plan enhancements are gone. There may be some realignment in priorities. The department's request was over a ten percent increase. Such an increase is problematic.

There is some activity to restructure DSHS enhancement priorities. There should be some salary increase for residential providers. The second significant budget issue is Family Support, and third, Community Habilitation increase (county services).

The Master Plan implementation is "delayed." The Spellman priorities will be changed by Governor Gardner, but not the total dollar amount. It will be difficult to see any enhancements. As it stands today, we cannot maintain current level. Enhancement money may have to be applied to maintain current level. But, no real budget work will be done until March.

DVR - Les James

OFM allotted 43.5 million dollars compared to a request of 43.6 million dollars which is considered current level. They were asked by OFM to study the budget again and make priority decisions. It will be hard to get more case services money.

This was done to keep DSHS from taking money from DDD and using it for other departments. There is a Protection and Advocacy Agency, they were not asked for a presentation on advocacy at the Physically Handicapped Conference. P and A want to know if someone needs help.

Advocates can put them in touch with someone who can help, like South Sound Advocates. I want to point out that if agencies don't get what is asked for in a budget, it is used as an excuse for not helping people.

Mental Health - Tom O'Rourke

Distributed budget report. The first page is a summary. The next two pages are MHD specifics. OFM reduced enhancements by 65 to 70 million dollars. Some of the increases for children's programs were denied. DMH will try to make its case as best it can to get some of the money back. It seems everyone is having problems making the FTE case in the budget. The Council needs to think about how to present the Case Management System.

DOH - Peter Pulrang

DOH is having the same problem as everyone else.

1.8 million dollars in federal Title 5 funds was picked up by the state. Children's Services received funds which went to OB care for mothers.

These dollars cannot be carried over. The first enhancement priority was this service but it was eliminated by OFM. It was to save some money for preventative measures. They're hoping they can salvage this priority.

The WIC program requires that the agency provide a health service program. Many states are terminating people from the program. Letters have been sent to legislators about the WIC program. There are 38,000 people enrolled in the state to date.

Support from the state is needed to overspend slightly or they will lose some federal dollars. We will not be able to maintain the present level of services. WIC demonstrates it is a good program, prevention can be demonstrated.

There will be legislation to change immunization laws. You have to have evidence of conforming with the law when the child enters school. Most cases of rubella and pertussis are children under the age of one. Camps are not included in this state under immunization law. Private preschools are not included. Those in public schools are covered.

There are two federal bills coming out. Congress passed a law that cars will have passive seat belts by 1992. Many states say they will not implement this federal law. Only New York and New Jersey have mandatory seatbelt laws. With this, 133,000 unnecessary deaths in five years could have been avoided.

Legislature - Ren Taylor

It is early in the session, but it may be a tougher session than usual. There are two reasons: one, the party in control, and two, tight funds.

We are going to see reshuffling of funds. There will be much competition for funds. There is more money available, but public schools and education will be a priority. It is the smallest supplemental budget I can remember; \$14,000.000.

Karen Rahm has done a good job. The Council should be ready and willing to lobby very hard, then there will be a better job of prioritization. The payback issue is not going to be important

this session. One bill would extend privileges of the handicapped parking. It would allow the blind to park in a handicapped spot. I would appreciate support for this.

We will see a sympathetic, understanding governor. We will start next week on the supplemental budget. We will probably have it accepted in March. Don't wait to do the lobbying.

The east side needs support and help from the west side. The east side does not have the votes without help from the west side. The capital budget will be a problem.

The legislature raised the debt limit last year. It isn't known if that will happen this year.

Discussion

It was noted that projected revenues are down in the last two months. Are revenues going to continue to shrink?

Do not believe so. There was a peak in case loads. There is concern about nursing homes and hospitals discharging people too soon. There is some question whether insurance contributes to this.

The Council was assured of Representative Taylor's support and is to let him know when he can be of help. He is in Room 440 of the House Office Building. Call Carolyn in his office to get in touch with him.

Community Services - Liz Dalton

Budget problems for Community Services are about the same as other divisions. Community Services looks good, in that it appears current levels will be met.

There are three perspectives. One, staff decrease. DCS asked for additional case workers for total of 50 people to do case management. Spellman cut these. They asked for 25 people to monitor nursing homes to see if some people could be cared for at home. 75 people were requested to staff, this was denied. 225 additional workers were requested to do eligibility for food stamps. They received 75 positions.

Programmatically, the Grant Assistance Program is to be streamlined. It will not expand state-wide, and will stay at current level. Two, long-term care, there were many requests to do assessments. Staffing was cut, but program money was not cut. There might be something worked out to accomplish some of this.

Three, no case management - there is not the staff. They do not have an advocacy group as does DD.

125 workers were requested state-wide to beef-up Child Protective Services. This is a popular topic, so they will receive help. Programs will be looked at because of staffing cuts. We need to show we are managing well, and show professionalism to the legislators.

OSPI - Joan Gaetz

OSPI was reduced 51 million dollars from its requested amount and 31 million in Special Education. SPI 1985-1987 request is 405 million dollars.

Special Education will continue to grow. The budget requested provides full funding for special education and increased funds for learning disabled students. SPI requested 31 million dollars more than what was in the governor's budget. Education is probably going to get the lion's share this year, but not necessarily Special Education.

OSPI is considering a temporary committee to respond to priority #26, support for early childhood education. Teachers salaries are increased in this budget. Special Education is taking 50 percent of the cuts from the proposed budget. Funding for Special Education is better overall than previous years.

Action :

The concensus of the Council can be expressed. The priorities should go back to the Master Plan. We need to support the DSHS budget. DDPC can send a letter in support of the DSHS budget as opposed to OFM budget. That would go to Karen Rahm and Orin Smith. Federal law allows us to advocate.

Support of the Master Plan was negotiated by the Council/DDD and should recognize that the state is going back a step in what is being proposed. We understand what we lost and what must be kept. The Master Plan took three years to develop and has met with a great deal of success. It does address full funding for education.

MOTION: Moved, seconded, and passed: THE COUNCIL DIRECT STAFF TO WRITE LETTER TO KAREN RAHM AND ORIN SMITH AS SOON AS POSSIBLE.
(unanimous)

Adjourn: 4:30 PM