

Self Determination Advisory Committee to Harbor Regional Center
Draft Minutes October 7, 2015

1. Roll call: Ray Ceragioli, Linda Chan Rapp, David Gauthier, Miriam Kang, Carola Maranon, Deaka McClain, Mariano Sanz, Eva Casa-Sarmiento, Chris Arroyo, Claudia deMarco (absent: Rosalinda Garcia)

Observers: Mary Hernandez, Gerry Denney, Amparo Denney, Olga Fansh, Salinda Freeman, Georgina Huerta, Judy Mark, David Oster

2. Handouts: draft agenda, Lanterman Developmental Disabilities Act (specific to Self-Determination) §4685.7, Bagley-Keene open Meeting Act Government Code §§11120-11132.
3. After a welcome and exchange of introductions, Claudia deMarco reviewed the Draft Agenda. [Note: no minutes available from 9/9/15 meeting]. She, Chris Arroyo and Judy Mark (State Committee on Self-Determination) then updated the committee on the **status of the California Department of Developmental Services waiver application to CMS** (Initially submitted 12/31/2014 and then returned for amendment). Our waiver application needs federal approval before the California self-determination laws can roll out.

Now that the period of public comment closed in September 2015, the application is being revised to summarize comments and address feedback from the federal government re: the initial application. Once it is amended and resubmitted it will be reviewed again, and because there are new rules governing community based services, there will need to be safeguards in place to guarantee that every service that is provided will meet those new rules [<http://www.dds.ca.gov/HCBS/index.cfm>].

A lot of work still needs to be done, both on the resubmission of the waiver application and also on getting our system ready to function smoothly once the waiver application is approved. Due to the many variables involving the drafting and requirement provisions, no date for resubmission by DDS has been projected.

4. The committee examined and discussed the current self-determination statute, **Lanterman Developmental Disabilities Act §4685.7.**
<http://www.dds.ca.gov/statutes/WICSectionView.cfm?Section=4685-4689.8.htm&Anchor=4689.0>

Notes:

- After a pilot trial of s-d in selected regional centers, this program will now be offered on a volunteer basis through every regional center starting with a 3-yr phase in period starting from approval date/funding. Key Definitions were covered, as well as qualifying conditions for

eligibility. During the initial phase-in period the cap on participants in s-d will be 2,500. After the first three years it will be available on a voluntary basis for everyone who is eligible.

- Parents serving as their child's Independent Facilitator will not be paid
- Medi-Cal not required.
- Background checks will be covered by residual pilot project funds.
- Financial management services will be regulated, vendored, with guidelines re: duties, expense/cost, etc.
- Budget based on need as defined in Person-Centered Plan (with 12 month lookback re: POS (purchase order services) on IPP (individualized person plan). Judy Mark noted that people need to maximize use of their POS in anticipation of budget-setting. Claudia deMarco reassured us saying "If the need is there, the funding is there."
- The services in s-d are geared to community based activities, so programs such as day programs would not qualify as budget items.
- DDS is working on developing informational and training materials.
- Regional Centers will outreach to and collaborate with consumer and family-run organizations to provide info about s-d program, with special outreach to underserved communities
- many unanswered specifics still exist, e.g., Eva Casas-Samiento asked: if a client chooses s-d, but then has to go to a nursing home because of health reasons when he/she returns home how and when do s-d services resume?
- HRC initial phase-in quota for clients choosing s-d = 98.

5. Training Topics/Meeting Calendar

Motion: Linda Chan Rapp motioned that *a brief meeting be held on Wednesday 10-21-2015 at 6 pm at Harbor Regional Center in order to elect a chairperson and appoint a representative to sit on the State S-D Committee if the chair is not able to go.*

Discussion: It is likely that a meeting of the State S-D Committee will be held in early-mid November. We will need to designate a Chairperson to represent us to that Committee, or else designate someone to represent us if the chair cannot attend. Also, because of a miscommunication no minutes were available from our September 9, 2015 meeting. Concern was expressed to rectify the situation by appointing a secretary or at least clearly deciding who is going to be taking minutes when we organize and select officers on 10/21/15.

The proposed motion was amended by Linda Chan Rapp *to propose holding a brief meeting on Wednesday 10-21-2015 at 6 pm at Harbor Regional Center in order to discuss committee structure and appoint officers to support such organizational needs.*

Motion carried: Ray Ceragioli - Y, Linda Chan Rapp - Y, David Gauthier - Y, Miriam Kang - Y, Carola Maranon - Y, Deaka McClain [left before vote] , Mariano Sanz - Y, Eva Casa-Sarmiento - Y, Chris Arroyo - [non-voting], Claudia deMarco - [non-voting]

6. Claudia deMarco opened discussion about training topics for our next meetings (November and December 2015) and offered to secure a speaker. It was felt that focusing more in-depth on individual topics would be most beneficial. Miriam Kang proposed focusing on Person Centered Planning since it is pivotal in s-d planning. Mariano Sanz thought it would be a good idea to open with an overview of self-determination to enable observers that might be attending to get on the same page as the committee. Linda Chan Rapp felt that since we had spent this whole meeting on the law, it might be well to move on, however. Judy Mark offered to share on Person Centered Planning, a topic she has presented on for various s-d trainings and advisory committees, and also recommended a resource Self-Determination: Think Outside the Box published by the Autism Society of Los Angeles, the State Council on Developmental Disabilities and Disability Rights California.

Motion: Linda Chan Rapp motioned that as an agenda item for our November 11, 2015 meeting from 6-8 pm we invite Judy Mark to present on Person-Centered.

Motion carried: Ray Ceragioli - Y, Linda Chan Rapp - Y, David Gauthier – [left before vote], Miriam Kang - Y, Carola Maranon - Y, Deaka McClain [left before vote] , Mariano Sanz - Y, Eva Casa-Sarmiento - Y, Chris Arroyo – [non-voting], Claudia deMarco – [non-voting]

7. The meeting adjourned at 8:30 pm.

Next meetings: Wednesday October 21, 2015 6 pm at Torrance HRC.
Wednesday November 4, 2015, 6-8 pm Torrance HRC.

Abbreviations:

CMS = Centers for Medicare and Medicaid Services

DDS = Department of Developmental Seervices

HCBS = Home and Community-Based Services

HRC = Harbor Regioinal Center

s-d = self-determination
