

**HARBOR REGIONAL CENTER  
CLIENT SERVICES COMMITTEE  
November 27, 2012**

**PRESENT:**

Fu-Tien Chiou, David Gauthier, Mayeen Clayton, Kristine Engels and Mary Hernandez

**MEETING NOTES:**

This meeting of the Client Services Committee (CSC) focused on HRC policies. Several months ago, at a previous meeting, the CSC members participated in reviewing proposed revisions to a number of HRC Policies. The CSC member input was quite helpful and ultimately the Policies were submitted to the Department of Developmental Services, which ultimately, reviewed and approved the Policies.

Last month the CSC reviewed a number of recently approved HRC Policies from an individual implementation point of view. Scenarios describing various family and client situations were created to use as a stimulus for discussion. The CSC members analyzed these situations from different perspectives and explored the critical thinking needed to appropriately evaluate individual client and family situations. The committee really felt that these exercises were effective in helping them to understand the issues that HRC staff comes across during their daily work with our families.

The CSC asked that we continue this process at this meeting. Again, different scenarios were presented and the committee analyzed how the policies affected and shaped staff's decision making in providing services to our clients.

**FUTURE MEETING:** Tuesday, January 22, 2013 at 6:00pm.

**Harbor Regional Center  
Service Provider Advisory Committee  
Minutes: November 20, 2012**

**Members Present:** Rhiannon Acree, Cambrian Homecare; Pam Ryan, Canyon Verde; Evelyn Linzang, Jeffrey Hagg, InJOY Life Resources; Rahil Roussor, Autism Spectrum Therapies; Dee Prescott, Easter Seals; Donna Koenig, Oxford Services; Clare Gray, South Bay Vocational Center; Anthony MacConnell, HCRS

**HRC Staff Present:** Colleen Mock, HRC Community Services Director; Barbara del Monico, HRC Resource Center Manager

**Presentation of HRC Resource Center Service Provider Training Materials:**

Ms. Barbara del Monico reviewed the cultural diversity training materials for both clients and service provider staff that is available for check out. She also discussed the toy lending library and the upcoming "Pass Your Driver's Test".

**Budget Update:**

The service provider monthly rate has been reduced from 4.25% to 1.25% and is reflected in the invoice

**HRC Update:**

Ms. Colleen Mock announced that HRC will not be printing any more Purchase of Service Request forms so service providers will no longer be receiving the "blue" copy. Purchase of service requests will be emailed to service providers starting in December.

Ms. Mock distributed the Service Provider Uniform Holiday Schedule for 2013.

Ms. Mock announced the following dates for the 2013 Service Provider Advisory Meetings:

February 19, 2013  
March 19, 2013  
May 21, 2013  
September 17, 2013  
November 19, 2013

**Harbor Regional Center  
Board Planning Committee  
Minutes: December 12, 2012**

Present: Nancy Spiegel, Wendy Sorel

Absent: Kathleen Keon

We discussed some of our upcoming goals, centered in developing the committee, and our next project.

Sources considered for outreach to recruit new committee members include parents of clients identified by our counselors and staff in the Resource Center as showing exceptional interest in our programs, partners of some of our active board members, and past board members as appropriate to join us.

We will approach these candidates through the most appropriate channels, and follow up with a written invitation explaining what the committee's goals are and how we participate with the Board of Trustees of Harbor Regional Center.

The purpose of the Board Planning Committee is to support the board in strategic planning activities (including developing or revising statements of mission, vision, and core values), provide oversight on how well we are achieving our goals and objectives related to our strategic plan, and provide information to the board and our community regarding performance outcomes.

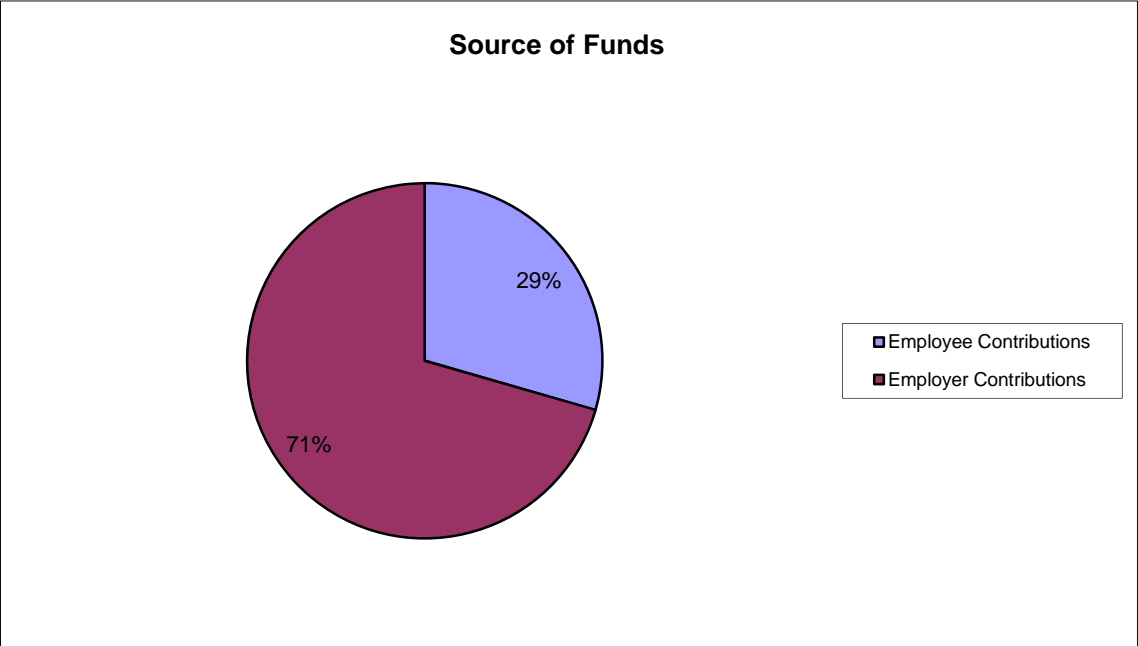
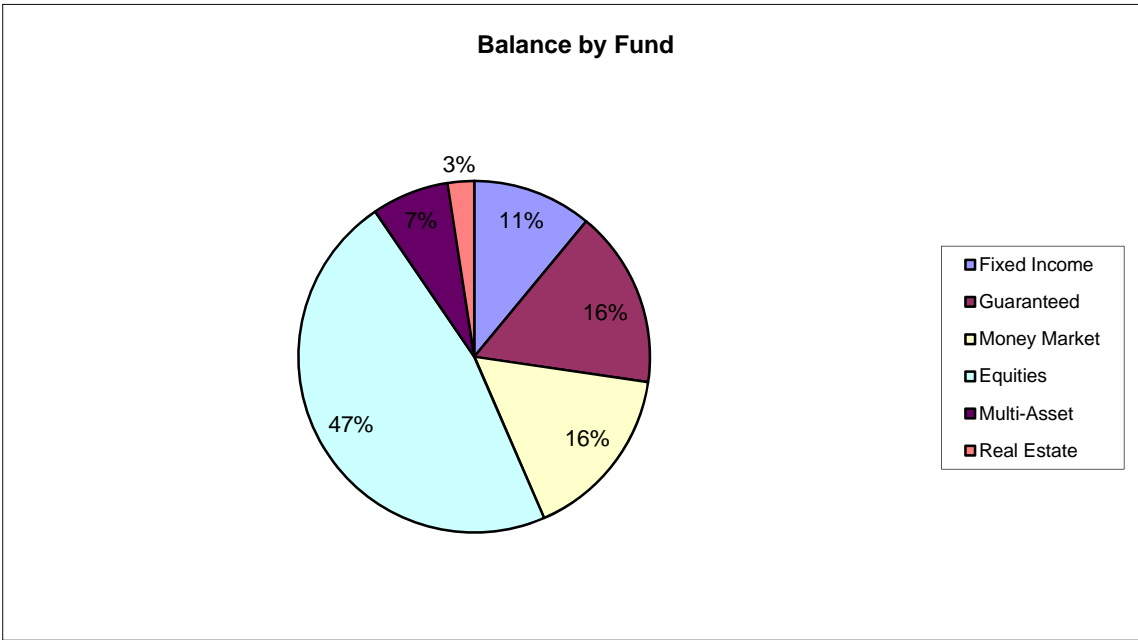
We also discussed that until we can build this committee we may, from time to time, ask our board members for feedback on certain projects based on their past history as parents experienced certain programs.

Our next project is focused on creating a survey to obtain information regarding diversity among our staff and the population we serve.

**Harbor Regional Center  
Retirement Plan Balances as of 9-30-12**

	<b>Employee Contributions</b>	<b>Employer Contributions</b>	<b>Total Balance</b>
Fixed Income	\$841,517	\$2,275,602	\$3,117,118
Guaranteed	\$1,718,159	\$2,891,052	\$4,609,212
Money Market	\$1,040,204	\$3,534,210	\$4,574,413
Equities	\$4,020,039	\$9,274,785	\$13,294,824
Multi-Asset	\$407,586	\$1,602,923	\$2,010,508
Real Estate	<u>\$308,438</u>	<u>\$377,365</u>	<u>\$685,803</u>
<b>Total</b>	<b>\$8,335,942</b>	<b>\$19,955,936</b>	<b>\$28,291,879</b>

\* Plan Balances include active and terminated employees still in the Retirement Plan.  
 Plan Balances include 401(k) and 457(b) Plans.  
 \*\* Employee Contributions include \$970,318 in Rollover funds.



**Harbor Regional Center  
Retirement Plan Performance**

<b>Fund Balance 6/30/12</b>	<b>\$27,021,329</b>
Activity 7/1/12 - 9/30/12	
Distributions	(\$60,186)
Contributions	<u>\$417,787</u>
Net	\$27,378,930
<b>Fund Balance 9/30/12</b>	<b>\$28,291,879</b>
Gain/(Loss)	\$912,949
% Gain/(Loss) for the Period	3.38%
 <b>Active Employees in Retirement Plan</b>	 240

<b>Loan Information</b>	<b>as of 6/30/2012</b>	<b>as of 9/30/2012</b>	<b>Increase/ (Decrease)</b>
Employees with Loans			
Active Employees with Loans	48	48	0
Terminated Employees with Loans	<u>18</u>	<u>19</u>	<u>1</u>
Total	66	67	1
 Average Balance Amount	 \$4,510	 \$4,435	 (\$74)
 Loan Value			
Employee Contributions	\$173,871	\$188,648	\$14,776
Employer Contributions	<u>\$123,759</u>	<u>\$108,518</u>	<u>(\$15,241)</u>
Total	\$297,630	\$297,166	(\$464)

## **ARCA Strategic Planning 2012**

### **Vision:**

A strong regional center system that effectively carries out its responsibilities to support Californians with developmental disabilities.

### **Mission:**

The mission of the Association of Regional Center Agencies (ARCA) is to represent the individual regional centers to support and preserve, the Lanterman Developmental Disabilities Services Act through advocacy, training, education, and legislative action.

### **Values:**

The Values Statement of the Association includes:

- ARCA recognizes that California's regional center system supports the needs of individuals with developmental disabilities and their families and values the fundamental right of individuals to equal treatment, community inclusion, and personal choice;
- ARCA values its role as a bold leader in the field of developmental disabilities that passionately advocates on behalf of California's twenty-one regional centers and the individuals they serve;
- ARCA conducts itself with integrity and transparency and believes that open and honest communication is the cornerstone of productive relationships; and
- ARCA respects differences in opinion and recognizes that healthy and open debate fosters innovation, collaboration, and commitment to a common vision.

## **Priority Area 1: Funding**

### **Descriptive Statement:**

ARCA believes additional financial resources are required to ensure that the developmental services system can continue to meet the needs of individuals with developmental disabilities while securing federal financial participation for the State. Regional centers also require greater assurance that allocated funds will be dispersed in a timely manner that allows them to meet their financial obligations to fund vendored services and operational expenses.

**Strategic Issues:**

ARCA has determined that reforms to regional center purchase-of-service and operations funding are essential to ensure a sustainable developmental services system for California. Specific factors contributing to this need include:

- The current provider rate structure (i.e., freezes, inadequate median rates, etc.) impacts service quality and limits innovation;
- In recent years, start-up funds have only been available for programs targeting individuals exiting developmental centers;
- DDS has indicated that a new POS allocation methodology will be forthcoming that will be based on individual client needs;
- Salaries in the core staffing formula, which drive regional center operations allocations, have not been systematically updated since 1991, limiting regional centers' ability to maintain federally mandated service coordinator to client ratios;
- High caseloads lead to unmet client and family needs as well as jeopardize federal funding;
- Rent allocations need to meet current regional center lease requirements;
- Regional center and DDS estimates regarding the sufficiency of purchase of service allocations to meet client needs vary widely;
- Regional center advances and contract amendments need to be released by DDS within contractual timelines; and
- Regional center invoices to DDS need to be paid in a timely manner.

**Desired Outcomes:**

ARCA envisions an updated financial structure that allows regional centers to confidently meet their financial obligations while continuing the State's eligibility for federal financial participation through:

- An updated rate-setting methodology that allows for innovation while remaining cognizant of fiscal realities;
- The authority to develop new programs with the aid of start-up funds aimed at individuals who have not been placed in developmental centers;
- Development of a POS allocation methodology in conjunction with DDS that accurately anticipates POS requirements in light of individual client needs;
- Comprehensive updates to the core staffing formula salaries that will allow regional centers to pay competitive wages in order to retain staff as well as a commitment to periodic adjustment of these salaries to ensure ongoing suitability;
- Agreement between regional centers and DDS on budget estimate methodology in order to provide greater financial security; and
- A renewed commitment from DDS for timely and complete disbursements to regional centers.

**Existing Resources in this Direction and Potential Strategies:**

- Explore methods to divert funds from developmental centers to regional centers as the population of developmental centers declines (i.e., unified budget);
- Work in conjunction with provider groups and DDS to develop a rate-setting methodology that is responsive to client needs;
- Explore state and federal support issues in collaboration with DDS;
- Revisit the regional center allocation budget methodology;

- Explore permanent funding sources, including options for other funding streams for regional centers (i.e., private fundraising);
- Identify elements necessary for sustainable financial support for purchase of service and operations which is sufficient to meet the needs of the system; and
- Explore the mechanisms that other states use to fund their developmental services systems.

**Priority Area 2: Quality Assurance: Effective Systems of Service  
and Systems Outcomes**

**Descriptive Statement:**

ARCA believes the regional center system must have the ability to measure/assess services across the system using standardized metrics for:

- Quality Outcomes;
- Cost; and
- Individual / Family Impact.

Quality Assurance within the regional center system should promote system improvements through standardized measurement, and provide for:

- Informed decision-making by stakeholders (i.e., people with developmental disabilities and their families, regional centers, service providers, ARCA, the Department of Developmental Services, the Legislature, etc.);
- Establishment of the “worth” of the system to stakeholders; and
- Service and system-wide transparency and accountability.

**Strategic Issues:**

ARCA has determined that a comprehensive quality assurance system is essential for providing for an efficient, effective regional center system for California. Many factors contribute to the need for an effective and efficient quality assurance system, including:

- The regional center system is a performance-based system with no standardized performance assessments;
- California’s developmental services budget is \$4 billion annually, which needs to be justified to the Legislature and community;
- Choices are made daily that impact the lives of individuals with developmental disabilities, but systematic data-driven decision making is not currently possible;
- Regional centers believe that variation in quality and performance exists across providers, but there is no data-supported evidence of this;
- The need for an effective, efficient quality management system for California has been well-documented by more than 40 reports since 1980, and numerous Legislative Senate and Assembly bills, and in lawsuits against the State; and
- Many categories of services do not have consistent statewide service standards against which service quality can be effectively measured.



**Desired Outcomes:**

ARCA envisions a quality assurance system in which:

- Standardized information is available to:
  - Empower people;
  - Monitor services; and
  - Improve the quality of services and systems and peoples' quality of life.
  
- Further, that data is available to use for:
  - Service Choice;
  - Service Development;
  - Legislative advocacy; and
  - Community outreach.

**Existing Resources in this Direction and Potential Strategies:**

- Explore pilots and initiatives that have successfully implemented enhancements to the quality assurance system. Review those initiatives to assess their impact, outcomes, potential cost-savings and effectiveness. Projects that should be explored include:
  - Performance Contract Pilot Project;
  - Service Delivery Reform;
  - ARCA's Unified Plan;
  - Movers Study;
  - CMS Crosswalk for California;
  - Bay Area Quality Management System;
  - Golden Gate Regional Center Provider Group Documents;
  - Golden Gate Regional Center Board of Directors Document, "A Consolidated Developmental Services Quality Management System: Achieving Comprehensive Efficiency and Effectiveness";
  - Golden Gate Regional Center: The Quality Roadmap Proposal;
  - TCRC Services and Supports Survey / Satisfaction Studies;
  - OCRC Integration of National Core Indicators;
  - OCRC Virtual Charts;
  - RCRC Vision Statement Review (by Multiple Perspectives)
  - SCDD Report on Quality Assurances in the Delivery of Services for Persons with Developmental Disabilities; and
  - CADDIS.
  
- Consult with individual regional centers that may have additional key quality assurance metrics.

**Priority Area 3: Long-Term System Structure and Sustainability****Descriptive Statement:**

ARCA believes that California's developmental services system must creatively respond to the diverse needs of current and future Californian's with developmental disabilities throughout their lifetime.

**Strategic Issues:**

ARCA has determined that systemic reforms are essential in order for California's developmental services system to continue to be responsive to changing environments and client needs. Specific factors contributing to this need include:

- Reduced reliance on developmental centers and other restrictive settings necessitates greater development of community resources to meet challenging service needs;
- Changing demographics of individuals with developmental disabilities and their families (i.e., autism rates, aging caregivers, aging clients, racial/ethnic diversity, etc.) require focused resource development; and
- Other states are implementing alternative service delivery models such as managed care and receiving federal financial participation.

**Desired Outcomes:**

ARCA envisions a regional center system that remains responsive to changing environments and needs through:

- Development of new service models to meet the needs of the changing demographics of individuals with developmental disabilities being served in the regional center system;
- System responsiveness to changing requirements at the Federal level; and
- Sustainability of the regional center system in ever-changing economic, political, and demographic environments.

**Existing Resources in this Direction and Potential Strategies:**

- Explore the feasibility of conducting a Medicaid Waiver eligible pilot of self-directed services;
- Explore ways in which the Way Forward project can work collaboratively with ARCA to examine needed system changes;
- Review the Lanterman Act to ensure that recent additions in response to budgetary limitations do not infringe on the service entitlement guaranteed in each Individual Program Plan; and
- Examine the practices other states are employing to meet the needs of individuals with developmental disabilities that are eligible for federal financial participation.



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## **Minutes**

### **ARCA Executive Committee**

*October 18, 2012*

**Bahia Resort Hotel  
998 West Mission Bay Drive  
San Diego, CA 92109**

#### **Present**

Tresa Oliveri, RCOC, President  
Fernando Gomez, WRC, Vice President  
Carlos Flores, SDRC, Chair, ARCA Directors Group  
Phil Bonnet, ACRC, Parliamentarian  
Robert Riddick, CVRC, Sergeant at Arms  
Wesley Dale, HRC, Chair, Client Advisory Committee  
Pat Del Monico, HRC, Chair, Finance Committee  
Jim Shorter, GGRC, Co-Chair Strategic Planning Committee  
Omar Noorzad, TCRC, Co-Chair Strategic Planning Committee  
Rachel Huff, TCRC, Chair, ARCA Board Members Group  
Eileen Richey, John Popadak, Rick Rollens, Amy Westling, Jean Ritchie, Sally Williams,  
ARCA

#### ***On Phone:***

Fernando Gomez, WRC, Vice President  
Jim Burton, RCEB, Chair, Contract Negotiating Committee

#### ***Guests:***

Nancy Lea, ACRC  
Laura Larson, FNRC  
Carol Fitzgibbons, IRC  
Diane Ambrose, Jeremy Sunderland, NLACRC  
Larry Landauer, RCOC  
Claudia Boudreau, RCRC  
Mary Gonzalez, Lisa Lopez, SARC  
Chris Hodge, SDRC  
Keith Penman, Denis McGrath, SGPRC

## **Call to Order**

The meeting was called to order at 3:22 PM by President Tresa Oliveri. Roll was called.

## **Approval of Agenda**

*M/S/C To approve the revised agenda as presented.*

## **Approval of Minutes**

*M/S/C To approve the minutes of the meeting of September 19, 2012 as presented.*

## **President's Report - Tresa Oliveri**

Tresa Oliveri, Eileen Richey, and Fernando Gomez met October 11, 2012 to review the Executive Director performance evaluation and to discuss the amendments to the contract that were agreed to by the Executive Committee and are being drafted by an attorney.

## **Treasurer's Report – John Popadak**

The ARCA Financial Statement of September 2012 was presented.

*M/S/C To approve the financial statement as presented.*

## **ARCA Executive Director's Report - Eileen Richey**

### **New Day Conference**

The New Day Conference was very successful. Eileen Richey thanked the Conference Planning Committee for their excellent job on developing the conference program. This was the first New Day Conference that had exhibitors, microenterprise organizations, community conversations, and pre-conference institutes. Over 400 people attended. Meetings were held post-conference with the ARCA staff and the Conference Planning Committee to review the conference and to determine any areas of improvement for future New Day Conferences. Speaker presentations and information on exhibitors and microenterprises will be made available on the ARCA website.

Pat Del Monico, Chair of the Conference Planning Committee, added that the committee members did a tremendous job and selected outstanding speakers. She also acknowledged the ARCA office for their efforts.

## **POS Diversity**

Lou Vismara, staff to the Senate Select Committee on ASD, is in the process of drafting a report and recommendations from the five workgroups on POS Diversity for Senator Steinberg's review. An ARCA committee was formed to respond to the hearing on POS Diversity. The committee has been expanded to include regional center members who served on the POS Diversity work groups. The committee will provide guidance to ARCA on the work group recommendations.

Recent contract amendments require regional centers to collaborate annually with DDS on method and format of the data, dates for posting of the data on the ARCA website, public meeting requirements, and contents of a report to DDS.

## **Joint DC Oversight Hearing Testimony**

On October 23, there will be a joint oversight hearing by Subcommittee #3 of the Senate Committee on Budget and Fiscal Review and the Senate Human Services Committee. Four panels will convene: Panel 1, Overview of Development Centers and Their Unitization in California; Panel 2, Licensing Citations and Patient Care at Sonoma Developmental Center; Panel 3, Update on the Closure Process at Lanterman Developmental Center; and Panel 4, Implementation of Recent Legislation Regarding Services for Individuals with Complex Needs. Meetings will be held to go over the testimony prior to the hearing.

### **Licensing Citations and Patient Care at Sonoma Developmental Center**

Regarding Licensing Citations and Patient Care at Sonoma Developmental Center, ARCA has met with the impacted regional centers to gather information relative to testimony. Santi Rogers will be testifying and Jim Shorter will be present to respond to questions.

The proposed testimony on California's Developmental Centers: A System in Transition was presented. The legislature has asked ARCA to explain the role of the regional centers for persons in developmental centers as well as whether the issues at Sonoma Developmental Center are prevalent in other developmental centers.

Regional centers monitor client care via planning team meetings, review of special incidents, the court commitment process, and consents for medical and behavioral interventions.

As to the prevalence of similar issues at other developmental centers, it was noted that some issues are systemic in nature while others are specific to Sonoma Developmental Center.

Comments on the proposed Sonoma Developmental Center testimony were offered.

The regional centers' role as a case management agency compared to the developmental centers role as service provider was discussed.

Discussion focused on holding the written testimony until after the hearing takes place. This would mean that the Executive Committee would conceptually approve the testimony as presented, provide a copy to DDS as informational, provide oral testimony at the hearing, but hold the written testimony until after the hearing. Once submitted, it would become part of the record.

*M/S/F To accept the testimony as written.*

### **Closure Process at Lanterman Development Center**

Two conference calls took place with regional centers that have individuals placed at the Lanterman Developmental Center. Keith Penman will testify on the Update on the Closure Process at Lanterman Development Center.

The proposed testimony on the Lanterman Developmental Center closure was presented. There are challenges that are specific to the Lanterman Developmental Center; some of the challenges are general, impacting all developmental centers.

Keith Penman addressed a number of issues related to the closure of the Lanterman Developmental Center. Since the announcement of the closure, there has been a 40% reduction in the number of clients, from nearly 400 to 232. Over 100 resource programs are being developed for clients in Southern California. There is also a need for development for individuals with challenging service needs – the programs developed for former Lanterman Developmental Center residents serve a vastly different population.

It was decided that the testimony be amended to reflect concerns as discussed.

*M/S/C To accept the content of the testimony, but to present it after the fact*

### **Recent Legislation Changing Developmental Center Admission Standards and Services for Individuals with Complex Needs**

Carlos Flores will testify on Recent Legislation Changing Developmental Center Admission Standards and Services for Individuals with Complex Needs. This testimony focuses on community placement plans as well as the trailer language (AB 1472) which seeks to address the needs of the most challenging individuals in community settings.

The importance of community sharing, integrated projects, and centers working together was discussed.

It was recognized that a new, modern approach is needed that emphasizes moving away from reliance on developmental centers and rethinking the service system and its future. Discussion centered on the unified budget concept, which is a long-standing ARCA position.

*M/S/C To approve the testimony with recommended changes, including unified budget language.*

### **Department of Insurance – Identification of Families Denied Services**

Eileen Richey stated that ARCA has been working with the Department of Managed Healthcare and the Department of Insurance on implementation of SB 946. The Department of Insurance contacted ARCA because they are very interested in identifying families that have been denied services based on medical necessity, under the Mental Health Parity law.

### **Legislative Report - Rick Rollens**

The 2011-2012 legislative session has come to an end. ARCA has been involved in over 100 bills including budget bills and budget trailer bills. The Legislative Committee met on October 11 and reviewed many significant bills.

Rick Rollens and Daniel Savino have completed and distributed the “Meet the Candidates” guide to the regional centers. The guide lists all non-incumbent races for the State Legislature, provides election results from the primaries, and contact information for each candidate.

The significance of taking a position on Proposition 30 was presented. The Legislative Committee had voted unanimously to endorse Proposition 30. It was acknowledged that ARCA does not have a history of supporting individual candidates or ballot initiatives. It was noted that non-passage of the proposition would have a negative impact on the regional centers. Information was provided on the differences between Proposition 30 and Proposition 38. Both propositions are tax measures that would raise personal income taxes, with the wealthiest Californians paying most of the new tax. Proposition 30 also raises the state sales tax by 1 cent for every \$4 spent. If both propositions pass, the one with the most votes will go into effect.

*M/S/C To support Proposition 30*

Approval was sought for support of Grass Roots Day, which would take place in Sacramento February 20, 2013.

*M/S/C To approve Grassroots Day*

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October 18, 2012*

Rick Rollens requested approval of Capitol Briefing Day, to take place in January 2013. This involves collaboration between ARCA and a host legislator. This would be a good opportunity to partner with other developmental services organizations.

*M/S/C To approve Capitol Briefing Day.*

Eileen Richey spoke about sending a letter of support for HR 6061, which removes sunset dates on the Work Incentives Planning and Assistance program and Protection and Advocacy for Beneficiaries of Social Security programs.

*M/S/C To approve ARCA's letter in support of HR 6061.*

Legislative proposals for 2013-14 are forthcoming.

## **Committee/Task Force Reports**

### **Board Members Group - Rachel Huff**

The Board Delegates held a conference call September 25 in which they discussed the Difficult to Serve meeting with DDS, DC oversight hearings, SB 946, the New Day Conference, and the October Board of Directors retreat. The delegates requested that information on the NASDDDS conference be re-sent to them.

### **Client Advisory Committee - Wesley Dale**

The Client Advisory Committee met October 12. They are determining what the client focus should be at the regional centers. The main issues for clients are jobs and housing.

### **Contract Negotiating Committee - Jim Burton**

No report.

### **Directors Group - Carlos Flores**

The ARCA Physicians Group made two recommendations related to the changes to the DSM-V. The first recommendation is that ARCA send a letter to DDS requesting that they revise the autism spectrum disorders best practice guidelines. The second recommendation is that ARCA support training across the state in collaboration with the University Centers for Excellence in Developmental Disabilities, California Association of Health Plans, and other critical organizations.

*M/S/C To approve the two recommendations as presented.*



**Finance Committee - Pat Del Monico**

The Finance Committee is preparing to meet with Mark Hutchinson of DDS on issues related to rent, budgeting and allocation and to discuss the expenditure trend analysis which was prepared by John Popadak.

**Strategic Planning Committee – Omar Noorzad and Jim Shorter**

The ARCA Board of Directors retreat begins this evening and continues throughout the day tomorrow. The goal of the retreat is to begin to develop the ARCA strategic plan.

**Bylaws Committee – Keith Penman**

Feedback on the current ARCA bylaws was provided to the ARCA office by some of the regional center directors. ARCA staff will compile the feedback and the Bylaws Committee will meet to develop recommendations.

**Old Business**

None.

**New Business**

None.

**Information Sharing**

None.

**Adjournment**

The meeting was adjourned at 3:22 p.m.

Respectfully submitted,

Sally Williams

for

Tresa Oliveri, President



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## **Minutes**

### **ARCA Executive Committee**

*November 2, 2012*

**915 L Street, Suite 1440  
Sacramento, CA  
and  
Conference Call**

#### **Present**

Eileen Richey, John Popadak, Amy Westling, ARCA

#### ***On Phone:***

Tresa Oliveri, RCOC, President  
Fernando Gomez, WRC, Vice President  
George Stevens, NLACRC, Treasurer  
Phil Bonnet, ACRC, Parliamentarian  
Carlos Flores, SDRG, Chair, ARCA Directors Group  
Rachel Huff, TCRC, Chair, Board member Delegates Group  
Wesley Dale, HRC, Chair, Client Advisory Committee  
Jim Burton, RCEB, Chair, Contract Negotiating Committee  
Pat Del Monico, HRC, Chair, Finance Committee  
Santi Rogers, SARC, Chair, Legislative Committee  
Jim Shorter, GGRC, Co-Chair Strategic Planning Committee  
Omar Noorzad, TCRC, Co-Chair Strategic Planning Committee  
Rick Rollens, ARCA

#### ***Guests:***

Diane Anand, LRC, on phone  
Keith Penman, SGPRC, on phone

#### **Call to Order**

The meeting was called to order at 9:00 a.m. by President Tresa Oliveri. Roll was called.

**Approval of Agenda**

The Agenda was accepted as presented.

**Approval of Minutes**

The Executive Committee Minutes of October 18, 2012 were held and will be presented at the December 6, 2012 meeting.

**Revised DC Oversight Testimony**

The DC Oversight testimony was discussed.

*M/F To submit the draft testimony. The motion was not seconded.*

*M/S/C To not submit written testimony, but to rely on the verbal testimony which was provided to the committee*

**POS Diversity Recommended Positions**

Eileen Richey provided background relative to the POS Diversity recommendations, noting that the Senate Subcommittee on Autism Spectrum Disorders (ASD) held a hearing on POS diversity in April. A subgroup of the ARCA body was formed to draft testimony which was submitted in writing. In follow-up, the Senate Subcommittee convened a taskforce and five workgroups to look further into POS diversity issues. Representatives from ARCA served on each of the workgroups. The workgroups made a significant number of recommendations. The ARCA POS Diversity Committee reconvened with representatives from the regional centers. Lou Vismara, staff to the Senate Select Committee on ASD, has been working on a draft report which will be presented to Senator Steinberg. ARCA will meet with Dr. Vismara next week to review ARCA's perspective relative to the recommendations.

The Executive Committee reviewed the recommendations, which had been ranked as follows: 1-Doable; 2-Requires Additional Funds; and 3-Problematic/Not Needed/Already in Statute. This ranking system was devised by Dr. Vismara, and he asked that ARCA use it in evaluating the proposals.

The Executive Committee reviewed the items ranked 1-Doable. It was decided to add an additional rank, 1.5, for items that were deemed doable but in need of further clarification.

The Executive Committee agreed to accept the recommendations ranked as proposed as 2-Requires Additional Funds and 3-Problematic.

The ARCA POS Diversity Recommendation document was reviewed. The

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recommendations were accepted as presented, with the following exceptions:

One recommendation concluded that ARCA propose funding a pilot project to serve some Latino families via smaller distinct caseloads to study whether service utilization for this population increases with increased case management. It was decided that such a project could go forward without a pilot or study.

It was decided to eliminate the recommendation that ARCA propose that progress from Department of Mental Health grants be studied to ascertain if the projects improve outcomes for persons served.

### **Lanterman Development Center Milestones – Public Comment**

DDS issued milestones on the Lanterman Development Center closure for public comment. The Southern California Conference of Regional Center Directors (SCCRCD) met to review the milestones and offer comments. It was proposed that ARCA utilize the comments provided by SCCRCD in their response to the DDS.

*M/S/C To have ARCA respond to DDS with comments provided by SCCRCD*

### **Adjournment**

The meeting was adjourned at 11:48 a.m.

Respectfully submitted,

Sally Williams  
for  
Tresa Oliveri, President



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## **Draft Minutes**

### **ARCA Executive Committee**

*December 6, 2012*

**ARCA Office**  
**915 L Street, Suite 1440**  
**Sacramento, CA 95814**

#### **Present**

Tresa Oliveri, RCOC, President  
Carlos Flores, SDRC, Chair, ARCA Directors Group  
Robert Riddick, CVRC, Sergeant at Arms  
George Stevens, NLACRC  
Jim Burton, RCEB, Chair, Contract Negotiating Committee  
Jim Shorter, GGRC, Co-Chair Strategic Planning Committee  
Rachel Huff, TCRC, Chair, ARCA Board Members Group  
Eileen Richey, John Popadak, Amy Westling, Jean Ritchie, Sally Williams, ARCA

#### ***On Phone:***

Fernando Gomez, WRC, Vice President  
Phil Bonnet, ACRC, Parliamentarian  
Wesley Dale, HRC, Chair, Client Advisory Committee  
Pat Del Monico, HRC, Chair, Finance Committee  
Rick Rollens, ARCA

#### ***Guests:***

Diane Anand, LRC  
Bob Hamilton, NBRC  
Duane Law, KRC  
Larry Landauer, RCO

#### **Call to Order**

The meeting was called to order at 10:04 AM by President Tresa Oliveri. Roll was called.

#### **Approval of Agenda**

*M/S/C To approve the agenda as presented.*

**Approval of Minutes**

*M/S/C To approve the minutes of the meetings of October 18, 2012 and November 2, 2012 as presented.*

**President's Report - Tresa Oliveri**

Communication with DDS was discussed.

*M/S/F To invite the DDS Director to meet with the Executive Committee and the ARCA Executive Director and, if the invitation is declined, consider meeting without the ARCA Executive Director*

*M/S/C To invite the DDS Director to meet with the Executive Committee and the ARCA Executive Director*

**January Board of Directors Presentation, Move International – Duane Law**

Duane Law shared information about the organization Move International and asked if its director could make a presentation at the January 2013 Board of Directors meeting. It was determined that the presentation would be made to the Community Services Directors Group.

**Treasurer's Report – George Stevens**

The ARCA Financial Statement of October 2012 was presented.

*M/S/C To approve the financial statement as presented.*

The 2012 ARCA audit report was presented.

*M/S/C To forward the entire audit report to the full Board of Directors for presentation at the January 2013 Board of Directors meeting*

**Preparation for Compilation of Service Data – George Stevens**

There was concern that the compilation of service data on POS diversity was prepared without involvement from all regional centers, ARCA or the AIS Committee. It was noted that the compilation of service data would be discussed at the Business Needs Assessment meeting scheduled for the afternoon.

## **Delegate Training – Rachel Huff**

Rachel Huff talked about the need for training for delegates. She will begin work on a training plan in January. She suggested that the directors and delegates hold a dinner or lunch meeting. It was noted that new delegates will be joining ARCA in June 2013 while others will be terming off, which increases the need for training.

## **ARCA Executive Director’s Report - Eileen Richey**

### **North/South Meeting Locations**

The prospect of alternating Executive Committee meetings between Northern and Southern California locations was discussed. It was suggested that video conferencing could take place at two sites, one in the north and one in the south. Eileen Richey will research the teleconferencing option for discussion at the next meeting.

### **NASDDDS Conference**

Eileen Richey attended the annual NASDDDS conference which was held in Alexandria, Virginia on November 15-16. The theme of the conference was “Getting Ready: The Race for Entitlement Reform.” At the conference there was discussion about the fiscal cliff and the Obama administration’s coordination with other federal government departments. The Centers for Medicare & Medicaid Services and the Administration on Developmental Disabilities presented how they are working together to reach agreement on common definitions of terms and common priorities. It became clear that the Obama administration would not support block granting of Medicaid and that they are highly in support of continuing managed care. A conference speaker introduced the term “crisis-tunity” which refers to the fiscal crisis as an opportunity for states to make needed reforms such as downsizing or eliminating institutions.

Eileen will provide email materials in follow-up to the conference. Eileen noted that there are many resources that ARCA can monitor on a routine basis such as the state Medicaid directors’ website and state legislators’ websites. Daniel Savino of the ARCA staff will provide links to this information on news summary emails. This will allow for more focus on federal issues.

### **Amicus - Raymond C**

Legal counsel contacted ARCA regarding the filing of an amicus brief in the matter of Raymond C. The primary question in this case is whether a public defender can file a writ for an individual residing in a developmental center over the objection of the person’s conservator. There was discussion that in Orange County the Public Defender’s office files writs on behalf of residents of Fairview Developmental Center several times per year.

*M/S/C That ARCA submit an amicus brief in the matter of Raymond C*

**POS Diversity – Promotora Proposal**

A promotora is a lay health educator who works in the Latino community. In this instance, the promotora would serve to educate parents of children with autism spectrum disorders. Dr. Lou Vismara, staff to the Select Senate Common ASD would like to collaborate with ARCA in preparing similar proposals.

He will submit a report to the full POS Diversity taskforce of the Senate Select Committee on Autism. The report will include the recommendation for a promotora program as well as other recommendations which are deemed to have no fiscal impact on regional centers. After the taskforce has reviewed and provided feedback on the report, it will be resubmitted to ARCA. Dr. Vismara intends to work with community organizations to gain support for select recommendations.

**SB 946**

Eileen Richey met with Lou Vismara regarding the implementation of SB 946. Dr. Vismara indicated that Senator Steinberg will be introducing place holder legislation in January to eliminate the sunset clause. He noted that Senator Steinberg is interested in working with ARCA relative to other issues that need to be addressed in the legislation. Fair hearing decisions associated with the co-pay deductible issues are in progress. It was indicated that Senator Steinberg may want ARCA to survey regional centers regarding issues encountered on the implementation of SB 946. Information gathered from the survey would form the basis of a report which would be provided to the Senate in the event of a hearing.

*M/S/C To survey the regional centers and develop a report on SB 946 implementation issues.*

During his meeting with Eileen Richey, Lou Vismara indicated that he anticipates two pieces of legislation dealing with SB 946 – one piece concerns the sunset date and the co-pay/deductible issue while the other piece deals with the provider license issue. A conference call on this matter is scheduled with the autism workgroup in late January and the Board of Directors will have the opportunity to discuss the issues at their January meeting as well.

**The Arc v. Douglas**

A hearing is set for January 10, 2013 on the matter of the Arc v. Douglas, in which the Department of Health Care Services (DHCS) and the Department of Developmental Services is expected to present evidence as to why the courts should not stop the 1.25% rate cuts, mandatory day off, and half-day billing. There have been a variety of lawsuits throughout the country in which states move ahead with reductions in provider reimbursements that are paid for through Medicaid waivers. Eileen Richey will follow up with Tony Anderson, Executive Director of the Arc regarding support needed.



### **Cal Watch Contact**

Eileen Richey was contacted by a reporter from Cal Watch, who is seeking comment from ARCA regarding incidents at the Sonoma Development Center. The committee agreed that she should speak to the reporter.

### **Administrative Matters**

Eileen Richey announced that Lisa Jackson has retired from her consulting position. Eileen is waiting for the outcome of the strategic plan before any decisions are made on resource allocations.

Jean Ritchie, ARCA Office Manager, is planning to retire in the spring of 2013. She will remain at ARCA to ensure a smooth transition of duties and provide training to a new Office Manager, once hired.

John Popadak's new title is Chief Financial Officer. He has taken over all internal accounting duties for ARCA.

## **Legislative Report - Rick Rollens**

### **Update on Significant Legislation**

The legislature convened its 2013-14 session this week. The November election was very historic. For the first time since 1966, when California went to a full-time legislature, 39 new members were elected. Currently, there are 29 Democrats in the Senate, two more than are needed for a super majority (two-thirds) vote. There are 54 Democrats in the Assembly, which also comprises a two-thirds super majority.

These numbers will change, but the two-thirds majority in each house will not change, as a number of members ran for U.S. Congress, and will be resigning their positions in January. Senator Curren Price from Los Angeles will leave the legislature in April to take on his duties as newly elected Los Angeles City Council Member. With term limits, Senator Darrell Steinberg and Speaker John Perez will term out in 2014. Both plan to run for Lieutenant Governor.

The Governor's 2013-14 budget will be released on or before January 10, 2013.

### **Legislative Committee**

The Legislative Committee will meet January 3 to finalize its recommendations on 2013-14 legislative platforms. These recommendations will be presented to the Board of Directors prior to their January meeting. Bill requests to legislative council are due in January. The bill introduction deadline is in February. ARCA is in the process of determining which legislation it will sponsor and co-sponsor.

### **Propositions**

Proposition 30 passed in November and will prevent a \$50 million mid-year cut (an annualized \$100 million reduction in developmental disabilities services). There is no indication at this point of a special session to deal with budget or the Affordable Care Act; however, the state still has a \$2 billion deficit going into fiscal year 2013-14. Legislative analysts predict that there is a strong possibility the state will have a surplus beginning 2014-15.

### **Capitol Briefing Day**

Rick Rollens, Eileen Richey, and Daniel Savino met with the Arc and United Cerebral Palsy of California (Arc/UCP) and California Disability Services Association (CDSA), co-sponsors of Capitol Briefing Day. It was decided to hold Capitol Briefing Day on January 23. Senator Jim Beall will be the sponsor of the event. He will invite members of the legislature and their staff and groups within the infrastructure of the developmental disabilities system to attend a briefing with representatives from ARCA, the Arc/UCP, CDSA, and other invited groups to discuss California's developmental services system. This gives ARCA the opportunity to educate the legislative staff and to meet legislators and staff who have an interest in developmental disability services.

### **Grassroots Day**

It was decided to hold Grassroots Day on February 27.

### **Meeting on the Lanterman Developmental Center Closure**

Eileen Richey, Keith Penman, Executive Director, San Gabriel/Pomona Regional Center, and Carol Fitzgibbons, Executive Director, Inland Regional Center, met with Senator Bill Emerson and Kirk Feely, Fiscal Policy Consultant to the Senate Republican Caucus. Keith Penman will be meeting with Mareva Brown, Chief Consultant, Senate Human Services Committee, Jennifer Troia, Consultant, Senate Budget and Fiscal Review Committee, and Jackie Wong, Consultant, Senate Appropriations Committee. This group will tour a 962 home, a specialized residential home, and the Lanterman Developmental Center.

## **Committee/Task Force Reports**

### **Strategic Planning Committee – Jim Shorter**

Jim Shorter presented a preliminary document on ARCA Strategic Planning 2012, which was comprised of proposed vision and mission statements, ARCA values, and detailed descriptions of priority areas. He asked the committee members to forward comments and feedback to him and Omar Noorzad. The document will be presented to the full Board of Directors in January for further discussion.

*ARCA Executive Committee  
December 6, 2012*

*M/C To present the draft ARCA Strategic Planning 2012 document to the full Board of Directors at their January meeting.*

**Client Advisory Committee - Wesley Dale**

No report

**Directors Group - Carlos Flores**

Cash flow continues to be an issue. There is a large amount of money from unpaid claims from the last fiscal year. The Directors Group plans to survey all regional centers regarding money still owed. The next meeting of the Directors Group will be December 13.

**Finance Committee - Pat Del Monico**

A subcommittee is looking into how rent is allocated. Information will be presented when it is available. Another focus is cash flow, which is dependent on the 1915(i) waiver. An additional issue is the ICF SPA, which is related to the cash flow issue. The Finance Committee meets in January and may have recommendations to present at the Board of Directors January meeting.

**Old Business**

None.

**New Business**

None.

**Information Sharing**

None.

**Adjournment**

The meeting was adjourned at 2:00 PM.

Respectfully submitted,

Sally Williams  
for  
Tresa Oliveri, President