



Harvey-Marion County CDDO

Supporting increased independence, integration, inclusion, and productivity in individual homes and communities.

HARVEY-MARION COUNTY CDDO: BOARD of DIRECTORS

April 19, 2021

Meeting Minutes:

Location: Tabor College, Flaming Center for the Arts, Room 215, Hillsboro, Kansas

Directors Participating: In Person: Craig Simons, Vice-Chair; Anita Unruh, Secretary; Marilyn Loganbill; Mary Gill; Randy Dallke;

Present via Zoom: Greg Nickel, Chair; Kristi Berning, Treasurer

Directors Absent: Jennifer Dies; Jared Jost

Harvey-Marion County CDDO staff Present: Kevin Gaeddert, Executive Director; Nancy Plenert, Meeting Recorder

Guests Present: Kara Spittles, Marion Co. Special Education Director; Robert Haude, Project Search Coordinator

At 3:30, we began with a presentation by the three 2020-21 Project Search interns. Each intern shared information about the various internships they were involved in during the school year. They are now working on securing employment. Project Search Coordinator Robert Haude shared that one intern has gotten a job at the grocery store in Marion, and another intern is hoping to get a job at the Marion Library. The third intern plans to return to the program next year. Project Search does not usually allow this, but has granted exceptions in cases where COVID challenges hindered the person's Project Search experience. There will be 4 interns in next years' class. Randy thanked Robert for the work he does with Project Search.

Call to Order. Chair Nickel called the meeting to order at 4:10 p.m. Guests Robert Haude and Kara Spittles were welcomed to the meeting.

Proxies: Anita was proxy for Jared.

Quorum Status: Quorum present.

Additions to Agenda: None.

Public Comment: None. A web link for public access to this meeting was posted with the Newton Kansan and Marion Record. <https://harveymarioncddo.com/meetings>

Minutes of March 15, 2021 Meeting.

ACTION: Anita moved to approve the March 15, 2021 minutes. The motion was seconded by Randy and passed by unanimous vote.



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Financials – Packets contain the March 2021 Profit & Loss by Class report, the check register report, and balance sheet. At 09 of 12 months (75%), total income reflects receipt of State Aid & County Mill.

- Balance Sheet reflects Total Assets at \$183,143.15 - check register report includes regular expenses for the review period except:
 - 6132: All annual newspaper subscription payments made in the previous month.
 - *Overages previously mentioned that remain over:*
 - 6010: elevated due to payment of InterHab annual conference fee and this will level out over the next few months.
 - 6020: Annual premium for our general liability insurance and this is the first increase in nearly a decade, and this was not an anticipated rate increase.
 - 6090: elevated due to one-time payment to Lindburg, Vogel, Pierce & Faris Chartered, fee and this will level out before the end of the budget year.
 - 6133: elevated from initial purchase of gift cards from Celebrate Ability and this will level out before the end of the budget year.
 - 6310: elevated due to payment of our annual membership dues and fees, this will level out over the next few months. We just switched to annual Zoom payment which is a cheaper route going forward.
- ***ACTION:*** *Craig moved to accept the financial report as presented. The motion was seconded by Marilyn and passed by unanimous vote.*

HMCCDDO Employee handbook Proposal. Proposed changes to Vacation leave were reviewed. A revised summary, dated 4-12-21 was e-mailed as well as distributed at the meeting. The changes simplified the language as well as adding a column to the chart showing “Hours Accrued/Month.” Currently, full-time employees accrue 10 days of vacation per year. Employees with six or more years of full-time service may accrue 15 days per year. The proposal allows full-time employees to accrue 17.5 days of vacation after 6 years of employment, achieved through an annual incremental increase. In addition, the Executive Director would accrue 20.5 days of vacation after 8 years of employment, also with an incremental increase each year. *After discussion, it was decided to remain with the maximum accrued vacation of 15 days per year for employees with six or more years of service. An annual incremental increase will be made each year up to year 6 of employment. The Executive Director will accrue 20 days of vacation per year after year 8 of employment. An annual incremental increase will be made each year up to year 8 of employment. Kevin will re-work the vacation accrual table to reflect the annual incremental increases and present it at next months’ meeting.*

Service Management Report

- As of 03/31/2021, the total number in the database is 318
 - Total number for TCM: 252; Day Supports: 140; Residential Supports: 111; and Personal Care Services: 60; Total waiting: 117
 - *Eligibility:* Packets requested: 4; Packets returned: 2; Determined Eligible: 1; Determined In-Eligible: 0

Adverse Incident Reports (AIRS) – *from the time of our last Board meeting (03/15/2021)*



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- Law Enforcement - Suspect: 4
- Law Enforcement - Victim: 0
- ER & Medical Hospitalization: 5
- Psychiatric Hospitalization: 3
- Other: 2

National, KDADS/KDHE/InterHab & Other State & Local Updates

National:

- The Senate passed the American Rescue Plan Act (the COVID relief bill) with a provision for dedicated HCBS funding of \$12.67 Billion, generated from an FMAP increase of 10% from April 1, 2021 to March 31, 2022.
- Biden Infrastructure Plan (notes taken from ANCOR Capitol Correspondence): President Biden released a [fact sheet](#) outlining his wish list, titled the American Jobs Plan, for a \$2 trillion investment in infrastructure and jobs. This includes a proposal for a [\\$400 billion investment](#) in the Medicaid Home and Community-Based Services (HCBS) program. To help our members understand this opening gambit to Congress, we stress the following points:

The American Jobs Plan is not legislation. It is a list of ideas the President wishes to see enacted, while giving the lead to Congress to develop the actual policy proposals.

While the proposal requests \$400 billion for HCBS, it deliberately does not include any specifics on what shape that investment should take. Beyond mentioning the Money Follows the Person program by name, the Biden Administration is deferring to Congress on whether to invest that much, and how to spend it.

Congress will incorporate these ideas into multiple pieces of legislation, including legislation released prior to this plan, which could create logistical challenges. These bills will be distributed under different names across various committees of jurisdiction depending on the issue (Medicaid, broadband, highways, etc.). This means many components of the plan will advance separately – possibly through reconciliation - from a must-pass surface transportation bill which is viewed as an ideal vehicle.

This plan will likely advance on a partisan basis. The GOP [announced opposition](#) to the plan, stating that it goes far beyond the traditional definition of “infrastructure.” Advancing the plan will require negotiations within the Democratic Party. Among other factors, some Democratic lawmakers are frustrated that the plan is [not likely](#) to reinstate state tax deductions previously revoked in 2017 tax reforms enacted by the GOP.

Having said all of that, this is a historic moment for the HCBS program, which is receiving attention from key lawmakers to an extent it has not before. GR staff met with key disability staff in the Administration the day after the release of the American Jobs Plan to express our willingness to work with the Administration on this proposal and share our priorities. Simultaneously, ANCOR is actively engaging with Congress on proposals to strengthen the HCBS program beyond immediate pandemic relief, including the president’s proposal. As Congress drafts its response to President Biden’s proposal, we will keep members informed of opportunities for action.

State:

- The House and Senate have approved the conference committee report on the budget. The Senate approved it on a vote of 21-14, while the House approved it 70-53. The budget includes important funding increases for the IDD system, including \$5.5 million for a pro-rated 5% IDD provider rate increase for the last three months of State Fiscal Year 2021. The budget also includes \$31 million in new funds for the IDD waiver in SFY 2022, which equates to a 7% increase for the next fiscal year beginning on July 1st. The next step for the budget will rest with



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Governor, who will have to decide whether to sign the bill into law, veto the bill in total or line-item veto certain sections of the bill. At the end of the day, this marks a significant step forward in new resources for the Kansas IDD system.

- HB 2126: Governor Kelly signed HB 2126 into law. That bill provides COVID-related liability immunity to a number of human service entities, including IDD service providers.
- CDDO Budget Negotiations with KDADS will be on 04/14 & 04/15/2021.
- Kevin reported that after meeting via Zoom on 4/14 and 4/15, two additional days have been scheduled to resume negotiations. CDDO's and KDADS will meet again on 4/20 and 4/22.

Local:

- Meeting with Newton Medical Center regarding recent ER visits by persons with IDD that seemed to have less than positive outcomes. The HMCDDO Director shared three recent examples of outcomes that seemed to have been medically dismissive by ER staff, ultimately resulting in serious outcomes that were eventually addressed at another medical facility. The panel was aware of these cases and acknowledged a certain amount of understanding as to why our office had contacted them. They recognized the unfortunate nature of these cases; however, they also expressed their point of view that these cases often come to the ER with a lack of information and inability to communicate with the individual. They underscored this point that without a good knowledge of the incident that led them to come to the ER, or consumer history, it remains difficult to properly assess and diagnose. At the end of the meeting, they did state that they would reach out to the ER department to ensure that quality of care is in place for all individuals who come to NMC.
- Kevin reported that the Director of Case Management at Newton Medical Center will discuss the role of NMC Case Managers at our Targeted Case Managers meeting on April 27.
- Meeting with Newton Police Department at our March 2021 Provider Meeting regarding recent visits from NPD to group homes in the Newton area. Lt. Mike Yoder was the presenter and really laid out the role of the NPD regarding our IDD population as it relates to our residential provider network. He discussed the liabilities they face as a department when responding to provider calls relating to individuals in crisis.
 - Lt. Yoder began by saying that the past year has been transformative for law enforcement. If they weren't under the microscope before, they absolutely are now! Law enforcement isn't equipped to deal with mental health crises. They have two criteria for using force: 1. Effecting an arrest for a crime, and 2. An immediate need to protect someone. A person not following their plan or violating policy does not meet the level of involving law enforcement. Taking a person to jail accomplishes nothing, except for providing a respite to the residence. When police are called to intervene, the liability is put on NPD. This causes even more hesitation to use force. Do not consider the NPD as a general phone call for help. They are to be used only for true emergency situations. ResCare shared that for an individual to receive mental health supports, the provider is asked how many incidents there have been. Police reports are furnished as documentation. Lifespan gave an example of a home where there is one staff with 5 or 6 individuals. When one person disrupts, that one staff is charged with "managing" the person in trouble as well as others in the home. Lt. Yoder asked if NPD incident reports hold more weight than a provider's in-house reports? Kevin replied that unfortunately, that is the case. For crisis requests, a person is more likely to get funding if documentation of police reports, arrests, and ER visits are available. Calls to 911 get logged; that may



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be information that can be requested and presented. Lt. Yoder shared that there is a Mental Health First Aid training available to NPD officers. This is an 8-hour session that deals with recognizing when a person needs mental health intervention. Lt. Yoder offered to visit with persons served at day sites and talk about the role of the police officer. This could be an informal “coffee time” setting. If anyone has specific questions, feel free to e-mail Lt. Yoder at myoder@npdks.org.

Letter from the Harvey Marion Community Council. The members of Harvey-Marion County Community Council sent Governor Laura Kelly a letter, encouraging her to approve the budget, which will provide badly-needed resources for the IDD system.

ACTION on Service Management and Director’s Report. Randy moved to accept the Service Management and Director’s Report as presented. The motion was seconded by Craig and passed by unanimous vote.

FY2022 Budget Planning. We will have a preliminary HMCDDO FY2022 Budget for review at the May meeting.

Our next meeting will be 05/17/2021 @ 4:00 pm. We will likely meet in person in the Chamber Conference Room and offer Zoom connection for those who prefer that option. Watch for details closer to the meeting date.

Adjourn: The meeting was declared adjourned at 5:00 p.m.

Minutes recorded by: Nancy Plenert