



CICA California In-Home Supportive Services Consumer Alliance

Statewide Meeting Minutes for Wednesday, April 21, 2010
Via Conference Call

1. CALL TO ORDER

Meeting called to order by Janie Whiteford at 10:05AM.

2. ROLL CALL AND INTRODUCTIONS

Members Present

Heidi Aharonian, Orange
Penelope Beasley, Napa
Phillip Childres, Monterey
Felice Connolly, Riverside
Tracy Harrell, Tulare
Jenilyn Jimenez, San Diego
Jane Kardas, Mendocino
Melissa Kinley, Sacramento
Chris Otero, LA
William Reed, Placer
Carolyn Rose, Sacramento
Fran Smith, Yolo
Shirley Stacy, Solano
Mary Tucker, Nevada
Sally Urebe, Mariposa
Ethel Webb, Shasta
Janie Whiteford
Lawrence Zynda, San Diego

CICA Support Staff

Amy Olsen, CICA Administrator
John Stansbury, Consultant
Karen Keeslar, CAPA

3. STATE BUDGET UPDATE AND UPCOMING HEARINGS

Karen Keeslar reported that we are in the “pregnant pause” between the January budget proposal and the Governor’s next proposal in the middle of May. The Senate did vote to defeat the elimination of the IHSS program. What we are doing now is waiting for May. Karen reported that there are a few pieces of good news about the state fiscal condition. The general thinking is that the Governor will again propose something terrible for IHSS in May. This is also an

election year. A lot of legislators running for statewide office so it is likely that no agreements will be done until after May 8 when voting is done.

A discussion took place about the new provider and consumer fingerprinting/photo taking requirement. Karen has a copy of the proposal submitted to the federal government. There is no statutory authority from the state to conduct this process. The department has now started to do a newsletter and a brief piece about the fingerprinting/picture project is in the article. They say that the consumer has the right to refuse the taking of their photo. The coalition is hoping to get it in writing at the Monday stakeholders meeting.

4. LITIGATION UPDATE (See chart on status of cases included with the agenda)

Karen Keeslar reported that there are a couple of cases where state has clearly lost. First is last year's budget decision to roll back wages. This abecame Yang, now Dominguez. The case was filed in federal court. Court ruled in favor of plaintiff last July. The state appealed. In January, the appellate court ruled in favor of the plaintiff.

VL vs. Schwarzanegger - This case was filed in September. The state was told that they could not implement cuts based on the functional index score. The state appealed. What's getting ready to happen is that these two cases are being linked up with a MediCal case and it's getting ready to go to Federal Supreme Court.

5. IHSS BILLS CURRENTLY INSTRODUCED

There are currently six major IHSS bills:

AB1763 - Authored by Assemblymember Lu dealing with problem of provider enrollment. The state says that the provider has to pay for criminal background check in each county that they work. The Bill says that the provider only has to pay once.

AB1970 - Authored by Assemblymember Fong. Bill says that when there is an emergency, we need to have better coordination between counties, Public Authorities, and emergency shelters.

AB2274 - Authored by Assemblymember Beale This Bill deals with the 1115 Waiver and considering including hospital program in new waiver. This bill says that if IHSS is part of the waiver, the social model that allows consumers to hire, fire their worker would remain in place, would not go to medical model.

SB891 - Authored by Senator Lu is a provider tax bill as yet in skeletal form. This bill provides for extra federal money to stabilize the program. CAPA has just started talking about it.

SB998 - Authored by Senator Lu. Meant to help people get out of nursing homes and avoid long institutionalization by having case management to comply with provisions of Olmstead. This is a very comprehensive and long bill.

SB886 - Authored by Flores - This bill deals with the electronic timesheet.

Everyone is encouraged to visit the CAPA website at www.capaihss.org on the right side in the middle has a link for current legislation

<http://ct3k1.capitoltrack.com/public/publish.aspx?session=09&id=f8086d30-5fab-4648-8461-bfc90be18396>

6. CICA IHSS ISSUES AND LEGISLATIVE TRAINING MAY 25

(Go to www.CICAIHSS.org www.CFILC.org for information and registration)

The training is being held on May 25 and registrations are already coming in. The agenda includes an overview of the ADA as well as training on effectively meeting with legislators in an office visit as well as a hearing testimonial. Registration is free, but please get registration in as soon as possible. Light refreshments are provided; lunch, travel and lodging is on your own.

7. DCAD – May 26 SACRAMENTO

This year's Disability Capital Action Day will be held on May 26 in Sacramento at the Capital lawn starting at 10 AM. Registration is free and includes lunch if you register on time at www.CFILC.org. CAPA is organizing legislative visits to happen during DCAD. If you have plans to visit your legislator, let Karen Keeslar know at CAPA and she can get them integrated into the entire schedule.

David Fratto will also be at DCAD at the CICA table to video tape your stories with the impact of the cuts to you. It's very powerful to have them available and to give to the legislators and have a library backup for the media. Contact Amy or Janie if you have a story to share.

8. CICA REGIONAL MEETINGS

Melissa Kinley reported that the CICA Central Regional meeting is schedule for June 18 and will be held in Oakland. The meeting will include history of AB 1682; training on how to protect yourself; fraud issues; open discussion. Counties include San Francisco, San Mateo, Santa Clara, Santa Cruz, Alameda, Contra Costa, Yolo, Marin, Napa.

9. COUNTY HAPPENINGS

Penelope Beasley reported that Napa County held their community forum last Friday. Janie presented a piece of the conference. They also had speaker from Noreen Evans office. About 150 people attended.

Janie Whiteford reported that the 1115 Waiver is really looking at doing a managed care model. A lot of hospitals and organizations work within the medical model. Everyone on MediCare or Medicaid goes into a managed care model under the 1115 Waiver. Janie said that it's really a step backward from the social model/independent living model. The current waiver lapses at the end of August. Fran Smith added that every county is going to have to develop their managed care operation. A lot of counties aren't up to speed on this.

11. OTHER

Janie Whiteford reported that CICA has now received it's State non-profit status.

19. ADJOURNEMENT

The meeting adjourned at 11.03AM. The next regularly scheduled CICA Executive Committee meeting will take place Wednesday, May 19 at 10:00AM.

Submitted by Amy Olsen