

**KENTUCKY COMMISSION
ON
SERVICES AND SUPPORTS
FOR INDIVIDUALS WITH MENTAL RETARDATION
AND OTHER DEVELOPMENTAL DISABILITIES**

**May 22, 2008
Fair Oaks, 4th Floor
Frankfort, Kentucky**

MEMBERS PRESENT

Secretary Janie Miller
Commissioner John Burt
Commissioner Elizabeth Johnson
Representative Jimmie Lee
William Shaw
Cathy Edwards
Kathy Sheppard-Jones for Harold Kleinert

Representative Carl Rollins
Senator Julie Denton
Gwynn Royster
Karen Gardner
Clyde Lang
Patty Dempsey
Carol Estes for Beth Smith

MEMBERS ABSENT

Pat Seybold
Herman Terry Leigh
F. Roy Shirley
Malkanthe McCormick, M.D
Gayle Rees

Senator Tom Buford
Marsha VanHook
Louise Underwood
Glenna Taylor

OPENING REMARKS

The meeting was called to order by Secretary Miller.

REVIEW OF MINUTES

A motion was made to accept the minutes and seconded by Commissioner Burt. Clyde Lang added the specific recommendations of the Funding Sources Subcommittee from the previous meeting as an addendum to the minutes. The motion was amended and passed.

MEDICAID WAIVER UPDATE

Commissioner Elizabeth Johnson gave the Medicaid Waiver update.

- **Michelle P. Waiver**

A total of \$17.5 million has been budgeted for the Michelle P. waiver. The limit for traditional services is 40 hours per week. Case management, respite, and home/environmental adaptations are not included as part of the 40 hours. Consumer Direction and blended services are allowed under the Michelle P. waiver.

- **Money Follows the Person**

The operational protocol was submitted to CMS on May 12, 2008 and is awaiting approval before being implemented. Mary Walker will serve as the Director of the project. With this grant, Kentucky receives an enhanced match rate from CMS of 85% to support persons moving from long-term care facilities. They will move into current waiver systems and utilize existing community based providers. CMS requirements include six months in a long-term care facility before transitioning to the community. Representative Lee proposed that a letter be written to waive the six-month requirement. The commission does not want to hold up the process of approving the operational protocol, so the motion was made to send a letter from Secretary Miller requesting a meeting with CMS about this possibility. Motion was made by Representative Lee, and seconded by Mr. Shaw.

DIVISION OF MENTAL RETARDATION UPDATE

Carol Baker gave this report.

- **Waiting List Update**

There was a waiting list report in each packet. There are currently 2701 people on the SCL Waiting list. Of that, 254 are listed as urgent. These will be the first looked at to received the Michelle P. waiver services. Most people on waiting list are looking for future residential needs as opposed to current needs.

- **Crisis Stabilization Update**

There was a report handed out in each packet summarizing the number of calls in the different regions during the fourth quarter of 2007 and the first quarter of 2008. During the fourth quarter of 2007 there were 119 calls. During the first quarter of 2008 there were 118 calls. The majority of these calls were about people not receiving any services. About 77% of these people were able to remain in the community. Each call is triaged and assigned a Code Number between one and four. Codes of one and two are non-urgent, and codes of three and four require immediate action. When immediate action is required, a mobile response team is utilized to assist with the crisis.

DEPARTMENT FOR AGING AND INDEPENDENT LIVING UPDATE

Commissioner Deborah Anderson gave this update.

- **Resource Market**

Since implementation in October 2007, there have been 3262 calls. Due to funding cuts, this program is unable to expand as planned. It will remain available for information and referrals.

- **Consumer Directed Option (CDO)**

There are currently 1434 people being served with CDO. The process to add Community Mental Health Centers (CMHC) as Support Brokers for the SCL Waiver and the ABI waiver continues. Those in the program currently will have the option to continue with AAA or change to CMHC. Anyone new to the program from the SCL or ABI waivers will use CMHCs for support broker/case management services. Goods and services have been available since the end of February.

SUBCOMMITTEE REPORTS

- **Quality and Best Practices Subcommittee**

This report was provided by the subcommittee chair, Karen Gardner. The subcommittee considered forming a work group to study the underutilization of Supported Employment services, but decided to start working with the Supported Employers Stakeholders Group since they have similar goals. The subcommittee supports the recommendation of the Funding Sources subcommittee with regard to the need to address the direct support workforce crisis and the continued funding of SPEAK through the Department. The subcommittee recommended that Hope Dittmeier present at a future full commission meeting. Information from the subcommittee's work for the past four years will be forwarded to Secretary Miller for her review.

PUBLIC COMMENTS/OTHER

Advocates of consumers living with Brain Injury expressed concerns about continuity of care with case management if they choose the Consumer Directed Option.

NEXT MEETING DATE

Next meeting date is September 17, 2008.

The meeting was adjourned.