

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

**September 17, 2008
Fair Oaks, 4th Floor
Frankfort, Kentucky**

MEMBERS PRESENT

Deputy Secretary Steve Nunn for Secretary Janie Miller	
Claudia Johnson for Acting Deputy Commissioner Betsy Dunnigan	
Senator Julie Denton	Representative Carl Rollins
Senator Tom Buford	Commissioner Elizabeth Johnson
Gwynn Royster	Harold Kleinert
Johnny Callebs for Karen Gardner	William Shaw
Clyde Lang	Gayle Rees
Patty Dempsey	Carol Estes for Beth Smith
Malkanthie McCormick	Glenna Taylor

MEMBERS ABSENT

Pat Seybold	Representative Jimmie Lee
Herman Terry Leigh	Marsha VanHook
F. Roy Shirley	Cathy Edwards

OPENING REMARKS

The meeting was called to order by Deputy Secretary Steve Nunn. Commission members shared a moment of silence in memory of Louise Underwood.

REVIEW OF MINUTES

A motion was made and seconded to accept the minutes as submitted. The motion passed.

MEDICAID WAIVER UPDATE

Commissioner Elizabeth Johnson gave the Medicaid Waiver update.

- **Consumer Directed Option (CDO)**
The Department for Medicaid Services (DMS) continues to work collaboratively with the Department for Aging and Independent Living on CDO.

- **Self-Directed Option (SDO)**
Since 5/23/07, DMS submitted four drafts for the SDO pilot to the Centers for Medicare and Medicaid Services (CMS). The latest draft was sent to CMS on 11/19/07. DMS missed the 90 day mark to respond to questions from CMS but continues to work on a response.
- **Michelle P. Waiver**
The Michelle P. Waiver launched on 8/1/08. The Community Mental Health Centers are conducting assessments and one person has received prior authorization for services. Regarding the respite service in the Michelle P. Waiver, the regulation states that respite may only be provided in the home or at an Adult Day Health Care Center. This definition is the same as the one in the Home and Community Based Waiver, while the definition in the Supports for Community Living (SCL) Waiver states that respite can also be provided out of home. Glenna Taylor made motion that the Commission make formal comments recommending that the service definition for respite in the Michelle P Waiver be changed to allow out of home respite. Sen. Tom Buford seconded the motion and the motion passed.
- **Money Follows the Person**
CMS has approved the Operational Protocol for the Money Follows the Person grant. DMS has received 23 referrals. Five were declined, seven are in progress, three have a screening pending, and eight were not approved for the program. DMS is contracting with the University of Kentucky for staffing needs. DMS has contracted with the Kentucky Housing Corporation for assistance with housing issues.
- **ABI Long Term Care Waiver**
The ABI Long-Term Care Waiver was approved by CMS in February 2008. This waiver will be funded with general fund dollars appropriated by the legislature. The projected roll-out date is 10/1/08.

DIVISION OF MENTAL RETARDATION UPDATE

Claudia Johnson gave this report.

- **SCL Waiting List Update**
There was a waiting list report in each Commission member's packet. DMS recently received funding for 50 (25 for facility transition and 25 for community) new people. This funding is reserved for emergencies. The remaining funding includes allocations for 31 people transitioning from a facility and 15 in the community. Letters regarding how to obtain an assessment for the Michele P. waiver were sent to the first 300 people on the Future Planning portion of the SCL Waiting List.

DEPARTMENT FOR AGING AND INDEPENDENT LIVING UPDATE

Commissioner Deborah Anderson gave this update.

- **Resource Market**

In its first year of operation, the Kentucky Resource Market has had difficulty with reaching the Aging Caregiver population. The Department for Aging and Independent Living (DAIL) has developed a plan to address this gap. Carol Hall presented details of the plan and provided an outline of the plan to Commission members and the public in attendance.

- **Universal Plan of Care**

After an analysis of the current system of care managed by DAIL, staff noted that many services and program requirements were duplicative, including case management and administrative requirements. The concept of a Universal Plan of Care would begin with a single assessment upon entry into the system. There would be one case manager and a plan of care centered on the person. Various program services would be plugged into the plan as needed. DAIL proposed piloting this approach in two or three regions in the state to gather data about the effectiveness of this approach.

CUSTOMIZED SUPPORTS

Presentation by Hope Dittmeier, Realizations, LLC.

Hope Dittmeier presented information about supports provided by Realizations, whose mission is “Partnering with people with disabilities to plan, create, and sustain custom supports that promote typical, socially valued lifestyles.” She also presented recommendations for Medicaid to consider. Glenna Taylor made a motion that the recommendations be revisited at the next Commission meeting. Dr. Malkanthie McCormick seconded the motion. The motion passed.

REVIEW OF ANNUAL REPORT

Deputy Secretary Nunn reviewed corrections needed in the report. Glenna Taylor made a motion, seconded by Patty Dempsey, that the change in the Department name be added to the report. The motion passed. William Shaw made a motion that the Annual Report be accepted with the discussed corrections and additions. Gayle Rees seconded the motion. The motion passed.

SUBCOMMITTEE REPORTS

These reports were presented by Clyde Lang, chair of the Funding Sources Subcommittee

- **Quality and Best Practices Subcommittee**

Members of the subcommittee met with Acting Deputy Commissioner Betsy Dunnigan and Secretary Janie Miller to discuss the focus of the Commission. The Commission should move forward and serve as a resource to the Cabinet. Mr. Lang thanked Secretary Miller for her continued support of the Commission.

- **Workforce Development Subcommittee**

This subcommittee held its first meeting in August. Members prioritized the need to move towards a living wage for Direct Support Professionals and the development and expansion of recruitment, retention, training, and mentoring of Direct Support Professionals. The SPEAK program addresses these issues for Direct Support Professional and the subcommittee expressed hope that it continues.

PUBLIC COMMENTS/OTHER

A Community Mental Health Center staff expressed concern about problems with timely CDO payments due to computer problems. She requested a time frame on when the problem would be fixed. DAIL staff agreed to talk with her personally about the issue.

NEXT MEETING DATE

Next meeting date is December 4, 2008.

The meeting was adjourned.