



# NOTICE/AGENDA

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<b>PARTICIPANT CODE:</b>	<b>861-0332</b>

**STATE COUNCIL ON DEVELOPMENTAL DISABILITIES  
LEGISLATIVE AND PUBLIC POLICY COMMITTEE MEETING  
POSTED AT: [www.scdd.ca.gov](http://www.scdd.ca.gov)**

**DATE:** June 11, 2018

**TIME:** 10:00 AM – 4:00 PM

**MEETING LOCATION:**  
SCDD HQ OFFICE  
1507 21<sup>st</sup> Street, Suite 210  
Sacramento, CA 95811

**TELECONFERENCE LOCATION(S):**  
See Last Page

**COMMITTEE CHAIR:** Janelle Lewis

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**Item 1. CALL TO ORDER**

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**Item 2. ESTABLISH QUORUM**

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**Item 3. WELCOME AND INTRODUCTIONS**

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**Item 4. PUBLIC COMMENTS**

*This item is for members of the public only to provide comments and/or present information to the Committee on matters not on the agenda. Each person will be afforded up to three minutes to speak. Written requests, if any, will be read.*

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**Item 5. APPROVAL OF APRIL 2018 MINUTES **

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**Item 6. ALIGNING SCDD's STATE PLAN WITH LPPC PRIORITIES**

 Vicki Smith, SCDD

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**Item 7. FEDERAL LEGISLATIVE AND REGULATORY UPDATES**

Cindy Smith, SCDD

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**Item 8. STATE GOVERNORS BUDGET**

Cindy Smith, SCDD

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**Item 9. UPDATE ON SELECT COMMITTEE ON INTELLECTUAL AND DEVELOPMENTAL DISABILITIES**

Cindy Smith, SCDD

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**Item 10. INCLUSION OF TRAINING PROGRAMS IN STATE LEGISLATION** 

All

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**Item 11. STATE LEGISLATIVE UPDATE** 

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Cindy Smith, SCDD

Consideration of new or additional action related to Council positions on bills listed below. Hyperlinks provided below so you can view the current bill and status.

a. Sponsored Legislation

[AB 2171](#) and [SB 1274](#)

b. Supported/Opposed Legislation

(\*Delegated Authority Used)

<b><u>Goal 2</u></b>	<b><u>Goal 4 A</u></b>	<b><u>Goal 4 B</u></b>	<b><u>Goal 5</u></b>	<b><u>Goal 6</u></b>
<a href="#">AB 3074*</a>	<a href="#">AB 2331</a>	<a href="#">AB 3006*</a>	<a href="#">AB 2291</a>	<a href="#">AB 1909</a>
	<a href="#">AB 2430</a>		<a href="#">AB 2657</a>	<a href="#">AB 2244</a>
	<a href="#">SB 1011*</a>		<a href="#">SB 354</a>	<a href="#">AB 2587</a>
	<i>(oppose)</i>			<a href="#">AB 2623</a>
				<a href="#">AB 3200</a>
				<a href="#">AB 3158</a> <i>(oppose)</i>

c. Watch/Other Legislation

(\*LPPC Recommended Support at April 2018 Meeting)

<b><u>Goal 2</u></b>	<b><u>Goal 4 A</u></b>	<b><u>Goal 4B</u></b>	<b><u>Goal 5</u></b>	<b><u>Goal 6</u></b>
<a href="#">AB 2840</a>	<a href="#">SB 1190*</a>	<a href="#">SB 1320</a>	<a href="#">AB 2408</a>	<a href="#">AB 1013</a>
<a href="#">AB 3127</a>	<a href="#">SB 1269</a>	<a href="#">AB 1934</a>	<a href="#">AB 2776</a>	<a href="#">AB 2522</a>
<a href="#">AB 2253*</a>		<a href="#">AB 2159</a>	<a href="#">AB 3136</a>	<a href="#">SB 1376</a>
<a href="#">AB 2039</a>		<a href="#">AB 2324</a>	<a href="#">SB 1224</a>	<a href="#">AB 3002*</a>
		<a href="#">SB 1191</a>	<a href="#">SB 1385</a>	
		<a href="#">AB 1985*</a>	<a href="#">AB 2704*</a>	

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**Item 12. UPDATES AND STANDING AGENDA ITEMS**

- a. Self-Determination Waiver Update – *All*
  - b. CalABLE Update – *All*
  - c. DDS Safety Net – *All*
  - d. Funding from DC Properties - *All*
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**Item 13. MEMBER UPDATES**

*All*

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**Item 14. 2018 FUTURE MEETING DATES AND POTENTIAL AGENDA ITEMS**

- August 13<sup>th</sup> – Strategic Planning for Priorities for 2019/20
  - October 22<sup>nd</sup> – Mental Health Presentation, Finalize Priorities for 2019/20, and Establish 2019 meetings.
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**Item 15. ADJOURNMENT**

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***Accessibility:***

Pursuant to Government Code Sections 11123.1 and 11125(f), individuals with disabilities who require accessible alternative formats of the agenda and related meeting materials and/or auxiliary aids/services to participate in this meeting should contact (916) 322-8481. Requests must be received by 5 business days prior to the meeting.

***Materials:***

Meeting documents and presentations for an agenda item must be submitted to SCDD no later than 2 business days prior to the meeting.

**TELECONFERENCE LOCATION(S):**

Tri Counties Regional Center  
Camarillo room  
2401 E. Gonzales Rd., Suite 100  
Oxnard, CA. 93036

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# **APPROVAL OF APRIL 2018 MINUTES**



**DRAFT**  
**Legislative and Public Policy Committee**  
**Meeting Minutes**  
**April 18, 2018**

**Attending Members**

Janelle Lewis (FA)  
Julie Austin (FA)  
Lisa Davidson (FA)  
Sandra Aldana (SA)  
Connie Lapin (FA)

**Members Absent**

April Lopez (FA)  
David Forderer (SA)

**Others Attending**

Aaron Carruthers  
Cindy Smith  
Evelyn Abouhassan  
Karen Mulvany  
Robin Maitino  
Sheraden Nicholau

**1. CALL TO ORDER**

Chairperson Janelle Lewis (FA) called the meeting to order at 10:15 AM.

**2. ESTABLISH QUORUM**

A quorum was established.

**3. WELCOME/INTRODUCTIONS**

Members and others introduced themselves as indicated.

**4. PUBLIC COMMENTS**

None

**5. APPROVAL OF THE MARCH 2018 MEETING MINUTES**

It was moved/seconded (Davidson [FA]/Aldana [SA]) to adopt the March 5, 2018 meeting minutes as presented. (Against: Lewis, Davidson; Aldana. Abstain: Austin, Lapin – **MOTION FAILED**)

It was moved/seconded (Davidson [FA]/Aldana [SA]) and carried to adopt the March 5, 2018 meeting minutes as amended. (For: Lewis, Davidson; Aldana. Abstain: Austin, Lapin)

## Amendment 1

Page 1, Item 4, correct the last sentence of Karen Mulvany's public comments to read.

*Other comments from Ms. Mulvany included requesting guidance on how to start a conversation with DDS on ~~changing~~ **updating** regulations for supported living services in accessory dwelling units, and announcing that **for supported living services, Alta California Regional Center has moved from median monthly rates to median hourly rates, which enables consumers who require 24/7 SLS services to tap median rate SLS agencies for the first time.***

### **6. FEDERAL LEGISLATIVE AND REGULATORY UPDATES**

Deputy Director Cindy Smith provided brief updates on federal legislative and regulatory issues.

Deputy Director Smith reported that the President signed the budget and the State Councils were to receive a \$3M increase throughout the nation. This increase triggers use of the new funding formula. It also means NACDD will receive technical assistance funding out of the appropriations line instead of a separate line. Also reported was the resignation of Speaker Paul Ryan.

### **7. LEGISLATIVE STRATEGY AND PLANNING FOR REMAINDER OF 2018**

a. Select Committee on Intellectual & Developmental Disabilities: Deputy Director Smith provided an update on the status of the Select Committee's membership stating that a first meeting has not been scheduled. Committee Chair Janelle Lewis announced that the Council was recognized for its leadership in creating awareness and teaching the importance of inclusion of people with developmental disabilities in the Assembly's March 22, 2018 Proclamation whereby the Assembly proclaimed March as Developmental Disabilities Awareness Month.

b. Overall Strategy: The Committee discussed possible ways of having a more targeted legislative approach for the remainder of 2018. Committee members liked the idea of establishing a two-year priority plan rather than the one-year plan they currently operate under. However, Committee members were reluctant to direct staff to take a more focused approach on legislative outcomes. Members felt that if staff were to take a more focused approach in any one goal area that staff may not be able to act in other goal areas. Executive Director Aaron Carruthers and Deputy Director Smith

explained how this targeted approach could benefit the Council. However, the Committee ultimately decided to take no action at this time.

## 8. STATE LEGISLATIVE UPDATE

Committee members vetted through the 37 legislative bills. Out of the 37 discussed, 31 had been previously reviewed by the Committee in March. Nine of which went forward with a recommendation of support, one with a recommendation of oppose, and 18 being put on a watch list. On March 20<sup>th</sup>, the Council adopted all of the recommendations put forth by the Committee at its March meeting. Below are two tables. The first provides status of each of bills previously reviewed and acted upon as well as six (6) new bills. The second contains a list of the bills the Committee continues to watch.

<b>GOAL 2</b> AB 2171	Frazier (D)	Council Sponsored
AB 3074	Frazier (D)	<b>LPPC Recommending Support</b>
SB 1274	McGuire (D)	Council Sponsored
AB 2253	Irwin (D)	<b>LPPC Recommending Support</b>
<b>GOAL 4 Health</b> AB 2331	Weber (D)	Support, As Introduced
AB 2430	Arambula (D)	Support
SB 1011	Roth (D)	<b>LPPC Recommending Oppose</b>
SB 1190	Skinner (D)	<b>LPPC Recommending Support</b>
<b>GOAL 4 Safety</b> AB 1985	Ting (D)	<b>LPPC Recommending Support</b>
AB 3006	Stone (D)	<b>LPPC Recommending Support</b>
<b>Goal 5</b> AB 2291	Chiu (D)	Support
AB 2657	Weber (D)	Support
SB 354	Portantino (D)	Support (2 yr bill previously supported)
AB 2704	O'Donnell (D)	<b>LPPC Recommending Support</b>
<b>Goal 6</b> AB 1909	Nazarian (D)	Support
AB 2244	Acosta (R)	Support
AB 2587	Levine (D)	Support
AB 2623	Holden (D)	Support
AB 3158	Mathis (R)	Oppose
AB 3200	Kalra (D)	Support
AB 3002	Grayson (D)	<b>LPPC Recommending Support</b>

*Bills currently being watch by Committee:*

AB 2840	Rubio	Employment Pilot Program
AB 3127	Acosta	Tax Credits
AB 2287	Kiley	Mental Health
SB 1191	Hueso	Elder and dependent adult abuse policy revisions
SB 1320	Stern	Elder and dependent adult abuse reporting privacy
AB 1934	Jones-Sawyer	Dependent Adult Definition
AB 2159	Chu	Mandated Reporters
AB 2324	Rubio	Public Shaming
AB 2408	Weber	Education
AB 2776	Salas	Education
AB 3136	O'Donnell	Education
SB 1224	Glazer	Education and workforce data
SB 1385	Hueso	Pupil Harassment
AB 2522	Chu	Early Intervention
SB 1376	Hill	Access

It was moved/second (Lapin [FA]/Aldana [SA]) and carried to recommend a support position on AB 3074 (Frazier), Supported employment. (Unanimous: see first page for a list of members present.)

It was moved/second (Davidson [FA]/Lapin [FA]) and carried to recommend a support position on AB 2253 (Irwin), CalABLE. (Unanimous – see first page for a list of members present)

It was moved/second (Austin [FA]/Aldana [SA]) and carried to recommend an oppose position on SB 1011 (Roth), Conservatorship. (Unanimous – see first page for a list of members present)

It was moved/second (Lapin [FA]/Davidson [FA]) and carried to recommend a support position on SB 1190 (Skinner), Sterilization Compensation. (Unanimous – see first page for a list of members present)

It was moved/second (Davidson [FA]/Lapin [FA]) and carried to recommend a support position on AB 1985 (Ting), Hate crimes. (Unanimous – see first page for a list of members present)

It was moved/second (Davidson [FA]/Austin [FA]) and carried to recommend a support position on AB 2704 (O'Donnell), Increasing bases rates.  
(Unanimous – see first page for a list of members present)

It was moved/second (Lapin [FA]/Davidson [FA]) and carried to recommend a support position on AB 3002 (Grayson), Access. (Unanimous – see first page for a list of members present. Aldana not present for vote)

**9. UPDATES AND STANDING AGENDA ITEMS**

Committee members provided updates on the Self-Determination Waiver, CalABLE, DDS Safety Net, and funding from DC Properties.

**10. MEMBER UPDATES**

Committee members provided updates from their local areas.

**11. 2018 FUTURE MEETING DATES**

The next meeting is scheduled for June 11<sup>th</sup> with future meeting dates of August 13<sup>th</sup> and October 22<sup>nd</sup>.

**12. ADJOURNMENT**

Meeting at adjourned at 3:55 PM

# **STATE GOVERNORS BUDGET**

**Department of Developmental Services**

**May Revision Highlights**



**Edmund G. Brown Jr.  
Governor  
State of California**

**Diana S. Dooley  
Secretary  
California Health and Human Services Agency**

**Nancy Bargmann  
Director  
Department of Developmental Services**

May 2018

**DEPARTMENT OF DEVELOPMENTAL SERVICES  
MAY REVISION HIGHLIGHTS**

The Department of Developmental Services is responsible for administering the Lanterman Developmental Disabilities Services Act (Lanterman Act). The Lanterman Act provides for the coordination and provision of services and supports to enable people with developmental disabilities to lead more independent, productive, and integrated lives. The Early Start Program provides for the delivery of appropriate services to infants and toddlers at risk of having developmental disabilities. DDS carries out its responsibilities through 21 community-based, non-profit corporations known as regional centers, three state-operated developmental centers, and one state-operated community facility.

The number of individuals with developmental disabilities in the community served by regional centers (consumers) is expected to increase from 317,596 in the current year, to 332,738 in 2018-19. The number of individuals who will reside in state-operated residential facilities is estimated to be 323 on July 1, 2019.

**MAY REVISION SUMMARY**

The May Revision includes \$7.3 billion total funds (\$4.4 billion GF) for the Department in 2018-19; a net increase of \$427.4 million (\$305.9 million GF) over the updated 2017-18 budget.

<b>FUNDING SUMMARY</b> <i>(Dollars in Thousands)</i>				
	<b>2017-18</b>	<b>2018-19</b>	<b>Difference</b>	<b>Percentage Change</b>
<b>BUDGET SUMMARY</b>				
Community Services	\$6,358,800	\$6,879,880	\$521,080	8.2%
Developmental Centers	483,369	384,549	-98,820	-20.4%
Headquarters Support	63,156	68,278	5,122	8.1%
<b>TOTALS, ALL PROGRAMS</b>	<b>\$6,905,325</b>	<b>\$7,332,707</b>	<b>\$427,382</b>	<b>6.2%</b>
<b>GENERAL FUND</b>				
Community Services	\$3,742,305	\$4,103,311	\$361,006	9.6%
Developmental Centers	358,135	299,150	-58,985	-16.5%
Headquarters Support	36,232	40,121	3,889	10.7%
<b>GF TOTAL, ALL PROGRAMS</b>	<b>\$4,136,672</b>	<b>\$4,442,582</b>	<b>\$305,910</b>	<b>7.4%</b>

For more detail, please refer to the Program and Funding Summary on page 6.

**COMMUNITY SERVICES PROGRAM**

**2017-18**

The May Revision projects the total community caseload at 317,596, reflecting a decrease of 241 consumers from the 2018 Governor’s Budget. The May Revision also updates total funding to \$6.4 billion (\$3.7 billion GF). This update reflects a net decrease of \$16.7 million (\$44 million GF decrease) as compared to the Governor’s Budget for regional center Operations (OPS) and Purchase of Services (POS). The decrease includes the following:

### **Caseload and Utilization**

\$16.7 million net decrease (\$43.9 million GF decrease) in regional center OPS and POS as follows:

- OPS decrease of \$2.1 million (\$3.6 million GF decrease)
- POS decrease of \$14.6 million (\$40.3 million GF decrease)

The net decrease in OPS reflects updated projections for regional center rent expenditures, a caseload-driven decrease in Federal Compliance, the cancellation of the Department's contract with University Enterprises, Inc. for assistance with forecasting projections, and a decrease in administration fees for Intermediate Care Facilities for the Developmentally Disabled (ICF-DD).

The decrease in POS reflects the net difference of adjustments for all POS budget categories based on updated prior year expenditures upon which current year expenses are projected. The decrease in GF reflects an estimated increase in Home and Community Based Services (HCBS) Waiver and 1915(i) State Plan Amendment reimbursements, resulting in an offset to the GF.

### **DC Closure Community Placement Plan (CPP)**

\$0 net impact (\$0.1 million GF decrease) to reflect an estimated increase in federal reimbursements, resulting in an offset to the GF.

### **BHT Transition - Consumers without an ASD Diagnosis**

\$0.2 million decrease (\$0.2 million GF decrease) reflecting updated expenditures for consumers without an Autism Spectrum Disorder (ASD) diagnosis who receive services on a fee-for-services basis, as reimbursed by the Department of Health Care Services (DHCS).

### **ICF-DD Supplemental Payment Program**

\$0.2 million increase (\$0.2 million GF increase) to provide supplemental payments to ICF-DDs consistent with a corresponding Medi-Cal rate increase.

## **2018-19**

The May Revision estimates the total community caseload at 332,738 consumers, reflecting a projected decrease of 286 consumers from the caseload estimated in the 2018 Governor's Budget. The Department estimates total funding of \$6.9 billion (\$4.1 billion GF), reflecting a net increase of \$21.6 million (\$2.6 million GF decrease) over the Governor's Budget. The decrease in GF reflects an estimated increase in HCBS Waiver and 1915(i) State Plan Amendment reimbursements, resulting in an offset to the GF. This increase includes:

### **Caseload and Utilization**

\$6.6 million decrease (\$20.8 million GF decrease) in regional center OPS and POS as follows:

- OPS decrease of \$0.5 million (\$2.2 million GF decrease)
- POS decrease of \$6.1 million (\$18.6 million GF decrease)

The net OPS decrease results from caseload-driven decreases in core staffing and Federal Compliance, a slight decrease in ICF-DD administration fees, and a net increase in projects.

The decrease in POS reflects the net difference of adjustments for all POS budget categories based on current year expenditure trends.

**BHT Transition - Consumers without an ASD Diagnosis**

\$0.9 million net increase (\$0.9 million GF increase) in expenditures for consumers without an ASD diagnosis. The adjustment includes a \$0.5 million decrease for consumers who receive services on a fee-for-services basis, and a \$1.4 million increase reflecting a three month phased transition of Medi-Cal managed care consumers in Los Angeles, Orange, Riverside, and San Bernardino counties.

**DC Closure Community Placement Plan (CPP)**

\$2.2 million increase (\$0.6 million GF increase) to fund CPP placement activities for an increased number of individuals moving from a DC.

**ICF-DD Supplemental Payment Program**

\$0.2 million increase (\$0.2 million GF increase) representing the full year impact of the ICF-DD Supplemental Payment Program consistent with a corresponding Medi-Cal rate increase.

**Home Health Rate Increase**

\$29.5 million increase (\$17.1 million GF increase) to fund the 50% rate increase for Home Health Agency, Licensed Vocational Nurse, and Registered Nurse services consistent with a corresponding Medi-Cal rate adjustment.

**Uniform Holiday Schedule**

\$4.6 million decrease (\$0.2 million GF decrease) to correct an error in the Governor's Budget. The correction results in additional estimated savings to implement the Uniform Holiday Schedule in accordance with W&I Code Section 4692.

**SB 3 Minimum Wage Increase**

\$0 net impact (\$0.4 million GF decrease) reflecting an estimated increase in federal reimbursements which offset the GF.

**DEVELOPMENTAL CENTERS PROGRAM**

**2017-18**

The May Revision reflects an ending DC population of 534 residents on June 30, 2018, which is a decrease of three residents as compared to the Governor's Budget. Total expenditures are estimated to decrease by \$11.4 million (\$8.5 million GF decrease) for the following adjustments:

### **Operations Expenditures**

\$51,000 decrease (\$29,000 GF decrease) in resident-driven Operations Expense and Equipment (OE&E) costs due to a net reduction of three residents.

### **Salary Savings**

\$11.4 million decrease (\$8.5 million GF decrease) in personal services, staff benefits, and OE&E expenditures resulting from estimated salary savings.

## **2018-19**

The May Revision reflects an ending DC population of 323 residents on June 30, 2019, which is a decrease of 38 residents as compared to the Governor's Budget. Total expenditures are estimated to increase by \$8.9 million (\$7.2 million GF increase) for the following adjustments:

### **Operations Expenditures**

\$9.1 million net increase (\$7.6 million GF increase). This includes an increase of \$6.5 million (\$6.3 million GF increase) and 125.2 positions at the Sonoma DC to reflect a technical correction, and a \$2.6 million increase (\$1.4 million GF increase) for updated operations expenditures at the Fairview and Porterville DCs due to revised resident populations.

### **Closure Activity Costs**

\$0.2 million decrease (\$0.4 million GF decrease) to reflect updated closure activity costs at the Fairview, Porterville, and Sonoma DCs.

## **CAPITAL OUTLAY**

The May Revision proposes no changes for 2017-18 and 2018-19.

## **DEFERRED MAINTENANCE**

The May Revision proposes \$60 million GF for the Department to address critical deferred maintenance issues at the Porterville DC. This amount is included in Budget Act Control Section 6.10.

## **HEADQUARTERS**

### **2017-18**

The May Revision proposes no changes to the 2017-18 Headquarters budget of \$63.2 million (\$36.2 million GF).

### **2018-19**

The May Revision proposes \$68.3 million (\$40.1 million GF) for Headquarters in 2018-19, which is a \$0.7 million increase (\$0.5 million GF increase) compared to the Governor's Budget. The increase results from the following two Budget Change Proposals (BCPs):

**Electronic Visit Verification (EVV)**

\$0.3 million increase (\$0.2 million GF increase) to fund two, two-year limited-term basis positions to participate in the planning and alternatives analysis of a statewide EVV solution. The BCP is a California Health and Human Services Agency proposal to support planning of a federally mandated EVV system across multiple programs.

**Person-Centered Planning**

\$0.4 million increase (\$0.3 GF increase) to contract with a consultant to work with the Department and stakeholders to develop and implement training for consumers, families, and regional centers on person-centered practices and planning. Additionally, funds will be used to contract for the development of an online training module that can be utilized for ongoing, future training of consumers, families, service providers, and newly-hired regional center staff.

**2018 May Revision  
Program and Funding Summary  
(Dollars in Thousands)**

	2017-18*	2018-19	Difference
<b>Community Services Program</b>			
Regional Centers	\$6,358,800	\$6,879,880	\$521,080
<b>Totals, Community Services</b>	<b>\$6,358,800</b>	<b>\$6,879,880</b>	<b>\$521,080</b>
General Fund	\$3,742,305	\$4,103,311	\$361,006
Program Development Fund (PDF)	2,253	2,253	0
Developmental Disabilities Svs Acct	150	150	0
Federal Trust Fund	52,964	53,272	308
Reimbursements	2,560,388	2,720,154	159,766
Mental Health Services Fund	740	740	0
<b>Developmental Centers Program</b>			
Personal Services	\$419,083	\$318,200	-\$100,883
Operating Expense & Equipment	64,286	66,349	2,063
<b>Total, Developmental Centers</b>	<b>\$483,369</b>	<b>\$384,549</b>	<b>-\$98,820</b>
General Fund	\$358,135	\$299,150	-\$58,985
Federal Trust Fund	0	0	0
Lottery Education Fund	323	323	0
Reimbursements	124,911	85,076	-39,835
<b>Headquarters Support</b>			
Personal Services	56,301	59,136	2,835
Operating Expense & Equipment	6,855	9,142	2,287
<b>Total, Headquarters Support</b>	<b>\$63,156</b>	<b>\$68,278</b>	<b>\$5,122</b>
General Fund	\$36,232	\$40,121	\$3,889
Federal Trust Fund	2,705	2,707	2
PDF	320	320	0
Reimbursements	23,473	24,703	1,230
Mental Health Services Fund	426	427	1
<b>Totals, All Programs</b>	<b>\$6,905,325</b>	<b>\$7,332,707</b>	<b>\$427,382</b>
<b>Total Funding</b>			
General Fund	\$4,136,672	\$4,442,582	\$305,910
Federal Trust Fund	55,669	55,979	310
Lottery Education Fund	323	323	0
PDF	2,573	2,573	0
Developmental Disabilities Svs Acct	150	150	0
Reimbursements	2,708,772	2,829,933	121,161
Mental Health Services Fund	1,166	1,167	1
<b>Totals, All Funds</b>	<b>\$6,905,325</b>	<b>\$7,332,707</b>	<b>\$427,382</b>
<b>Caseloads</b>			
Developmental Centers	534	323	-211
Regional Centers	317,596	332,738	15,142
<b>Departmental Positions</b>			
Developmental Centers	3,859.6	3,182.7	-676.9
Headquarters	417.5	444.0	26.5

\*Total Expenditures do not reflect the statewide item for Employee Retention Incentives of \$20.1 million that was added by the 2016 Budget Act and displayed in the Governor's Budget Galley.

**UPDATE ON SELECT  
COMMITTEE ON  
INTELLECTUAL AND  
DEVELOPMENTAL  
DISABILITIES**



## Select Committee on Intellectual and Developmental Disabilities

Committee Members	District	Office & Contact Information
<a href="#">Jim Frazier (Chair)</a>	Dem - 11	<a href="#">Contact Assembly Member Jim Frazier</a> <b>Capitol Office, Room 3091</b> P.O. Box 942849, Sacramento, CA 94249-0011; (916) 319-2011
<a href="#">Autumn R. Burke</a>	Dem - 62	<a href="#">Contact Assembly Member Autumn R. Burke</a> <b>Capitol Office, Room 5150</b> P.O. Box 942849, Sacramento, CA 94249-0062; (916) 319-2062
<a href="#">Heath Flora</a>	Rep - 12	<a href="#">Contact Assembly Member Heath Flora</a> <b>Capitol Office, Room 3098</b> P.O. Box 942849, Sacramento, CA 94249-0012; (916) 319-2012
<a href="#">Evan Low</a>	Dem - 28	<a href="#">Contact Assembly Member Evan Low</a> <b>Capitol Office, Room 4126</b> P.O. Box 942849, Sacramento, CA 94249-0028; (916) 319-2028
<a href="#">Brian Maienschein</a>	Rep - 77	<a href="#">Contact Assembly Member Brian Maienschein</a> <b>Capitol Office, Room 4139</b> P.O. Box 942849, Sacramento, CA 94249-0077; (916) 319-2077
<a href="#">Chad Mayes</a>	Rep - 42	<a href="#">Contact Assembly Member Chad Mayes</a> <b>Capitol Office, Room 4098</b> P.O. Box 942849, Sacramento, CA 94249-0042; (916) 319-2042
<a href="#">Jose Medina</a>	Dem - 61	<a href="#">Contact Assembly Member Jose Medina</a> <b>Capitol Office, Room 2141</b> P.O. Box 942849, Sacramento, CA 94249-0061; (916) 319-2061
<a href="#">Kevin Mullin</a>	Dem - 22	<a href="#">Contact Assembly Member Kevin Mullin</a> <b>Capitol Office, Room 3160</b> P.O. Box 942849, Sacramento, CA 94249-0022; (916) 319-2022
<a href="#">Blanca E. Rubio</a>	Dem - 48	<a href="#">Contact Assembly Member Blanca E. Rubio</a> <b>Capitol Office, Room 5175</b> P.O. Box 942849, Sacramento, CA 94249-0048; (916) 319-2048
<a href="#">Marie Waldron</a>	Rep - 75	<a href="#">Contact Assembly Member Marie Waldron</a> <b>Capitol Office, Room 4130</b> P.O. Box 942849, Sacramento, CA 94249-0075; (916) 319-2075
<a href="#">Shirley N. Weber</a>	Dem - 79	<a href="#">Contact Assembly Member Shirley N. Weber</a> <b>Capitol Office, Room 3123</b> P.O. Box 942849, Sacramento, CA 94249-0079; (916) 319-2079

# **STATE LEGISLATIVE UPDATE**

Bill Number	Author	<b>Bill Summary</b> Text of Bills, Status and Additional Analysis can be read at <a href="https://leginfo.legislature.ca.gov/">https://leginfo.legislature.ca.gov/</a>	<b>Council Position or LPPC Recommendation</b> as of May 23, 2018
<p><b>Goal 1 (Self-Advocacy): Californians with I/DD and their families reflecting the diversity of the state will have increased information and supports to advocate for civil and service rights to achieve self-determination, integration and inclusion in all areas of community life.</b></p> <p>Note: Objectives and expected outcomes related to policy are included under other goals since we work on self-advocacy across every issue area.</p>			
<p><b>Goal 2 (Employment): Californians with I/DD and their families reflecting the diversity of the state will have increased information to obtain competitive, integrated employment.</b></p>			
AB 2171	Frazier (D)	Would require the Superintendent, the Director of Developmental Services, and the Director of Rehabilitation to develop, or amend an existing, interagency agreement to ensure the seamless and coordinated delivery of services and supports to individuals with disabilities who are eligible for special education services or who are eligible for services provided by the State Department of Education, the State Department of Developmental Services, or the Department of Rehabilitation for individuals with developmental disabilities. The bill would require the interagency agreement to include specified components and to be submitted to the Legislature on or before January 1, 2020.	Council Sponsored
AB 3074	Frazier (D)	Would authorize a consumer in a supported employment program or work activity program who has the stated goal of integrated competitive employment in his or her IPP to request to use tailored day services in conjunction with his or her existing program to achieve that goal, if specified criteria are met, including that the type, amount, and provider of tailored day service allowed under these provisions is determined through the IPP process. The bill would specify the maximum hours of tailored day services that may be authorized in conjunction with existing services under these provisions.	<b>LPPC Recommending Support, Delegated Authority Used to Support</b>

SB 1274	McGuire (D)	Current law generally prohibits county welfare departments and the State Department of Social Services from disclosing records and information concerning the administration of public social services for which grants-in-aid are received from the United States government, such as CalWORKs and CalFresh, and requires that those records and information be kept confidential, except as prescribed. Current law establishes the Employment First Policy, which is the policy that opportunities for integrated, competitive employment be given the highest priority for working-age individuals with developmental disabilities, regardless of the severity of their disabilities. This bill would, notwithstanding the general prohibition above, require the State Department of Social Services to disclose eligibility and enrollment data for the CalWORKs and CalFresh programs to the State Department of Developmental Services to assist that department in the implementation of the Employment First Policy, as specified, to the extent permitted under federal law and regulations.	Council Sponsored
AB 2253	Irwin (D)	Current law requires that an ABLE account only be established for a designated beneficiary who is a resident of the United States, and that the board market the program to residents of the United States to the extent funds are available. Current law also provides that moneys in, contributions to, and any distribution for qualified disability expenses from, an ABLE account, not to exceed \$100,000, do not count toward determining eligibility for a state or local means-tested program. This bill would repeal the \$100,000 limitation on moneys in, contributions to, and distributions for qualified disability expenses from, an ABLE account, for purposes of determining eligibility for a state or local means-tested program.	<b>LPPC Recommending Support</b>
<b>Goal 3 (Housing): Californians with I/DD and their families reflecting the diversity of the state will have increased access to affordable, accessible, safe, and fully integrated housing that provides choice and flexibility regarding where and with whom they live.</b>			

**Goal 4 (Health & Safety): Californians w/ I/DD and their families reflecting the diversity of the state will have increased information to access health, public safety, and related services that meet their needs and health care choices.**

<b>Health-Related</b>			
AB 2331	Weber (D)	Current law requires an individual to disclose to a regional center during an assessment whether he or she is eligible to receive health benefits, including under Medi-Cal. Current law requires the State Department of Developmental Services to maintain the confidentiality of information and records obtained in the course of providing intake, assessment, and services, as specified. This bill would require a consumer of services provided by a regional center to disclose during the initial intake whether he or she is enrolled in the Medi-Cal program. The bill would authorize the department to disclose to the county or DHCS information for the purposes of enabling the county or DHCS to perform determinations or redeterminations of eligibility for Medi-Cal beneficiaries.	Support, As Introduced
AB 2430	Arambula (D)	Current law requires the department to exercise its option under federal law to implement a program for aged and disabled persons, as described. Current law requires an individual under these provisions to satisfy certain financial eligibility requirements, including, among other things, that his or her countable income does not exceed an income standard equal to 100% of the applicable federal poverty level, plus an income disregard of \$230 for an individual, or \$310 in the case of a couple, except that the income standard determined shall not be less than the SSI/SSP payment level for a disabled individual or couple, as applicable. This bill would instead require, upon receipt of federal approval, all countable income over 100% of the federal poverty level, up to 138% of the federal poverty level, to be disregarded, after taking all other disregards, deductions, and exclusions into account for those persons eligible under the program for aged and disabled persons.	Support
SB 1011	Roth (D)	Would authorize a petition to establish a limited conservatorship for a person with developmental disabilities to be additionally supported by the most recent individual program plan (IPP) regarding the proposed limited conservatee and provide this plan with similar protections from disclosure as the supplemental information provided in support of a petition.	<b>LPPC Recommending Opposition, Delegated Authority Used to Oppose</b>
SB 1190	Skinner (D)	Would establish the Eugenics Sterilization Compensation Program, to be implemented by the California Victim Compensation Board for the purpose of providing victim compensation to any survivor of state-sponsored sterilization conducted pursuant to eugenics laws that existed in the State of California between 1909 and 1979. The bill would require the board, in consultation with community-based organizations, to conduct outreach to locate any qualified recipient, as defined, notify that person of the process to apply for victim	<b>LPPC Recommending Support</b>

		compensation, and review and verify all applications for victim compensation, as specified.	
<b>Safety-Related</b>			
AB 1985	Ting (D)	Current law requires the Commission on Peace Officer Standards and Training (POST) to develop guidelines for instruction and training of law enforcement officers addressing hate crimes. Current law requires state law enforcement agencies to adopt a framework or other formal policy on hate crimes created by POST. This bill would clarify that a disability is protected under the law regardless of whether it is temporary, permanent, congenital, or acquired by heredity, accident, injury, advanced age, or illness.	<b>LPPC Recommending Support</b>
AB 3006	Stone (D)	Would require each county welfare department and any other county entity that provides child welfare services, as defined, to ensure that a recipient of child welfare services who is deaf or hard of hearing has equal access to those services at no cost to the recipient. The bill would require each county welfare department to designate one staff person to serve as the Deaf and Hard of Hearing Coordinator, as described, for the delivery of child welfare services in the county to children who are deaf and hard of hearing.	<b>LPPC Recommending Support , Delegated Authority Used to Support</b>
<b>Goal 5 (Early Intervention, Education, Transition &amp; Post-Secondary Education): Californians with I/DD and their families reflecting the diversity of the state will have increased information, in order to obtain inclusive education services throughout the lifespan.</b>			
AB 2291	Chiu (D)	Current law provides that school districts and county offices of education are responsible for the overall development of a comprehensive school safety plan for each of its schools, and requires the plans to include, among other elements, appropriate strategies that will address the school's procedures for complying with current laws related to school safety, including a discrimination and harassment policy, as specified. Current law provides that the Legislature encourages, as comprehensive school safety plans are reviewed and updated, all plans, to the extent that resources are available, to include policies and procedures aimed at the prevention of bullying. This bill would delete the statement encouraging comprehensive school safety plans to include policies and procedures aimed at the prevention of bullying.	Support
AB 2657	Weber (D)	Would authorize an educational provider, as defined, to use behavioral restraints, which includes physical and mechanical restraints, or seclusion, as defined, only if a pupil's behavior presents an imminent danger of serious physical harm to the pupil or others, and if other specified conditions are met. The bill would prohibit an educational provider from using a behavioral restraint or seclusion in certain circumstances, including, but not limited to, using seclusion or a behavioral restraint for the purpose of coercion, discipline, convenience, or retaliation, and would prohibit the use of certain restraint and seclusion techniques.	Support

SB 354	Portantino (D)	Would revise the definition of “parent” to specify that it also includes the educational rights holder and the conservator of a child. The bill would instead require that a person who meets the definition of “parent,” including all categories of people included in that definition, be determined to be the “parent” for purposes of these provisions if there is a judicial decree or order identifying that person, as specified.	Support (2-yr bill supported in 2017)
AB 2704	O’Donnell (D)	Would revise and recast provisions related to Family Empowerment Centers on Disability, including requiring the Department of Education to give priority, determined by the Superintendent of Public Instruction, as specified, to grant applicants in underserved or high-need regions, increasing the minimum base rate for each center awarded a grant from \$150,000 to \$223,000 commencing with the 2019–20 fiscal year, and, commencing with the 2020–21 fiscal year, providing for an annual cost-of-living adjustment of the grant amount, as specified.	<b>LPPC Recommending Support</b>
<b>Goal 6 (Formal &amp; Informal Community Supports): Formal &amp; Informal Community Supports: Californians with I/DD and their families reflecting the diversity of the state will have increased information and supports to access community-based services available to the general population.</b>			
AB 1909	Nazarian (D)	Would clarify that the State Department of Social Services is required to provide translations of written content, as defined, in languages spoken by a substantial number of providers of in-home supportive services. The bill would permit the department to work with counties and the County Welfare Directors Association to repurpose existing, county-produced translations of written content.	Support
AB 2244	Acosta (R)	Current law prohibits a regional center from paying a greater rate to a provider of certain services or supports, as specified, or from approving a service level for a residential service provider that would result in an increase in state costs, unless the regional center demonstrates that the approval is necessary to protect the consumer’s health or safety and the department has granted prior written authorization or, in certain circumstances, unless the increase is required by a contract between the regional center and the vendor, as specified. This bill would deem a request from a regional center for prior written authorization approved by the State Department of Developmental Services if the department does not act on the request within 30 calendar days of receipt of the request, unless the director, in his or her discretion, determines that additional time is reasonably necessary to fully and fairly evaluate the request, as specified.	Support
AB 2587	Levine (D)	Would delete that application of vacation leave to the waiting period, consistent with the removal of the 7-day waiting period for these benefits on and after January 1, 2018. This bill contains other existing laws.	Support

AB 2623	Holden (D)	Current law authorizes the State Department of Developmental Services to contract with regional centers to provide various services and supports to persons with developmental disabilities. Current law sets forth the department's and the regional center's authority to establish provider rates. Current law prohibits certain provider rate increases, but authorizes increases to those rates as necessary to adjust employee wages to meet the state minimum wage law. Current law further requires the department to adopt regulations that specify rates, calculated on the basis of a cost model, including, among other things, changes in the state or federal minimum wage, for community care facilities serving persons with developmental disabilities, as specified. This bill would require the cost model described above to also include changes in local minimum wage.	Support
AB 3158	Mathis (R)	Current law imposes civil liability upon any person or persons, firm, or corporation who denies or interferes with admittance to or enjoyment of public facilities or otherwise interferes with the rights of an individual with a disability, as specified. This bill would prohibit a cause of action on the basis of a construction-related access barrier in an existing public accommodation by an individual who alleges to have been aggrieved by the existence of the access barrier from accruing unless specified conditions are met, including that a written notice has been sent to the owner and operator, as specified.	Oppose
AB 3200	Kalra (D)	Under current law, benefit payments under SSP are calculated by establishing the maximum level of nonexempt income and federal SSI and state SSP benefits for each category of eligible recipient, with an annual cost-of-living adjustment, effective January 1 of each year. Current law prohibits, for each calendar year, commencing with the 2011 calendar year, any cost-of-living adjustment from being made to the maximum benefit payment unless otherwise specified by statute, except for the pass along of any cost-of-living increase in the federal SSI benefits. Current law continuously appropriates funds for the implementation of SSP. This bill would reinstate the cost-of-living adjustment beginning January 1 of the 2019 calendar year.	Support
AB 3002	Grayson (D)	Existing law also requires each city, county, or city and county to provide applicants for a business license or equivalent instrument or permit with certain information regarding compliance with disability access provisions under federal and state law, including information on legal obligations from specified state agencies. This bill would require the above local jurisdictions issuing building permits for commercial construction to make available a notice containing specified information regarding disability access. The bill would also require a local building inspector or planning department to provide the informational notice to an applicant for a commercial building permit, as specified.	<b>LPPC Recommending Support</b>