

### **NOTICE/AGENDA**

# STATE COUNCIL ON DEVELOPMENTAL DISABILITIES LEGISLATIVE AND PUBLIC POLICY COMMITTEE MEETING

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JOIN ZOOM MEETING: <u>2022.LPPC.MEETING</u>

MEETING ID: 961 0387 0208

PASSWORD: 160244

OR

JOIN BY TELECONFERENCE: (VOICE ONLY)

CALL IN NUMBER: 1-888-475-4499

MEETING ID: 961 0387 0208

**DATE:** September 13, 2022

**TIME:** 10:30 AM – 2:30 PM

COMMITTEE CHAIR: Lee Bycel

Item 1. CALL TO ORDER

Item 2. ESTABLISH QUORUM

Item 3. WELCOME AND INTRODUCTIONS

### Item 4. PUBLIC COMMENTS

Page 4

This item is for members of the public to provide comments and/or present information to this body on matters not listed on the agenda. There will be up to 20 minutes allocated to hear from the public with each person allotted up to 3 minutes to comment.

Item 10.	FUTURE MEETINGS AND ADJOURNMENT	
Item 9.	MEMBER UPDATES  All	Page 29
	c. Self-Determination Program d. CalABLE	
	b. DDS Taskforce and Workgroups	
	a. Council Meeting Summary	
Item 8.	UPDATES AND STANDING AGENDA ITEMS	Page 28
	d. 2023 Bill Ideas	
	c. 2023 Policy Priorities VMTE	
	b. 2023-24 Legislative Process and Timeline	
Item 7.	a. 2022 Bill Ideas Contest	Page 12
14 7	<u>AB 971; AB 270; AB 610</u>	D 10
	Health/Safety: <u>SB 518</u> ; <u>SB 870</u> ; <u>AB 1831</u> ; <u>AB 1417</u> ; <u>AB 1400</u> ;	
	Employment: <u>SB 951</u>	
	Education: <u>SB 692</u> ; <u>SB 291</u> ; <u>AB 126</u> ; <u>AB 299</u>	
	Community Supports: SB 672; AB 1007; AB 813	
	2) Other Supported Bills	
	Housing: AB 2547 (Housing Subsidies)	
	Health/Safety: AB 1663 (Conservatorships)	
	Emerging Issues: <u>SB 1092</u> (RC Fair Hearings)	
	Education: <u>AB 2927</u> AB 2920 (Inclusive College)	
	1) Sponsored/Co-Sponsored Bills:	
	a. Status of Current Leg Package and Bill Chart	
	Lee Bycel, Committee Chair and Bridget Kolakosky, Deputy Director	
Item 6.	STATE LEGISLATIVE AND REGULATORY UPDATES	Page 11
Item 5.	APPROVAL OF MARCH 2022 MINUTES VMTE	Page 5
	on each Council agenda item, with each person allotted up to 1 minute to comment.	
	Additionally, there will be up to 10 minutes allocated to hear from the public	

### Accessibility:

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All times indicated and the order of business are approximate and subject to change.

## AGENDA ITEM 4. INFORMATIONAL ITEM

### STATE COUNCIL ON DEVELOPMENTAL DISABILITIES - LPPC

### **Public Comment**

This item is for members of the public to provide comments and/or present information to this body on matters not listed on the agenda. There will be up to 20 minutes allocated to hear from the public with each person allotted up to 3 minutes to comment.

Additionally, there will be up to 10 minutes allocated to hear from the public on each Council agenda item, with each person allotted up to 1 minute to comment.

# AGENDA ITEM 5. ACTION ITEM

### STATE COUNCIL ON DEVELOPMENTAL DISABILITIES - LPPC

### Approval of March 2022 Minutes

Members will review and approve the March meeting minutes.

### **Action Recommended**

Approve the March 17, 2022, minutes.

### Attachment(s)

March 2022 Meeting Minutes

### Handout(s)

Could be additional handout(s) day of meeting.



# DRAFT Legislative and Public Policy Committee Meeting Minutes March 17, 2022

<u>Attending Members</u>	<u>Members Absent</u>	Others Attending
Viviana Barnwell Lee Bycel (FA)	Harold Ashe (FA) Andy Imparato (DRC)	Robin Maitino-Erben Karen Mulvany
Connie Lapin (FA)		Michelle Cave
Maria Marquez (SA)	Others Attending	Janet Fernandez
Karen Millender (FA)	Chris Arroyo	Brian Wiesel
Julie Neward (FA)	Aaron Carruthers	Beth Hurn
Rosie Ryan (SA)	Victoria Schlussler	Mary Peitso
Wesley Witherspoon (SA)	Bridget Kolakosky	Tina Reszler

### 1. CALL TO ORDER

Committee Chair Lee Bycel called the meeting to order at 10:03 a.m.

### 2. ESTABLISH QUORUM

A quorum was established.

### 3. WELCOME/INTRODUCTIONS

Members and others in attendance introduced themselves.

### 4. PUBLIC COMMENTS

Karen Mulvaney stated that DDS has updated the Self-Determination frequently asked questions (FAQs) to, among other things, provide clarity on Self-Determination and conservatorships. She is relieved for clarification and wanted to bring it to the attention of the Committee. The FAQs can be found at <a href="https://www.dds.ca.gov/initiatives/sdp/">https://www.dds.ca.gov/initiatives/sdp/</a>.

Mary Peitso introduced herself to the Committee. She provided a brief background on her experience being on the SCDD Regional Advisory Committee and talked a little about conservatorship stating how happy she was to see SB 1092 introduced.

### 5. APPROVAL OF THE JANUARY 2022 MEETING MINUTES

It was carried to adopt the January 2022 meeting minutes as presented by acclamation. See page one for a record of members present.

### 6. FEDERAL LEGISLATIVE & REGULATORY UPDATES

Staff member Robin Maitino-Erben directed members to the National Association of Councils on Developmental Disabilities (NACDD) website link in their packets to review the latest legislative and regulatory updates.

### 7. STATE LEGISLATIVE AND REGULATORY UPDATES

Deputy Director Bridget Kolakosky provided members with an update on the status of the 2022 sponsored bills and announced the bill contest winners.

### AB 2920 - Arambula

Postsecondary education.

If passed, this bill will provide students with a person-centered planning process and the opportunity to pursue an educational credential in alignment with Think College Model Standards.

### SB 1092 - Hurtado

Revised fair hearing and individual program plan (IPP) process. This bill idea was submitted by family advocate Mary Peitso, and if passed, will require the IPP planning team to include at least one regional center representative authorized to make decisions on behalf of the regional center regarding services. It will revise the procedure for developing the IPP, including making ita requirement that changes to the IPP be made in a program planning meeting with the real-time participation of the consumer or, when appropriate, their parents, legal guardian, conservator, or authorized representative (unless specified requirements are satisfied). It will also require that the consumer, or, when appropriate, their parents, legal guardian, or conservator, be allowed to attend a meeting held as part of an internal process to determine the services and supports to be purchased.

### AB 1663 - Maienschein

Supported decision making and conservatorships

This bill idea was submitted by Erica Jewel, who is a professional in the field. If passed, this bill will revise various procedures in the conservatorship process. This bill will improve the current

conservatorship process and create a Supported Decision-Making Technical Assistance Program, which will be a resource for individuals and organizations to learn more about SDM and receive assistance in using it.

### AB 2547 – Nazarian

Housing Stabilization to Prevent and End Homelessness Among Older Adults and People with Disabilities Act.

This bill idea was submitted by self-advocate and former councilmember, Lisa Cooley and if passed, will require the Department of Aging, by December 31, 2023, to create and administer the Housing Stabilization to Prevent and End Homelessness Among Older Adults and People with Disabilities Program.

Deputy Director Kolakosky then presented the following bills for consideration.

**Employment** - SB 951 (Durazo) Unemployment insurance – paid family leave. Recalculates formula for the state disability insurance program so more money is put in claimants' pockets (broader than AB 138). Staff recommend supporting this bill.

**Health** - SB 870 (Portantino/Wilk) Regional Center Services – age 18 to 22. If passed, this bill would align the age requirements defined in the ADA Act with the Lanterman Act. Staff recommend supporting this bill.

**Safety** - AB 1831 (Seyarto) The Alfred E. Alquist Seismic Safety Commission. Creates a seat for a person with a disability to on the Seismic Safety Commission. Staff recommend supporting this bill.

Deputy Director Kolakosky provided a status of rollover bills listed below from 2021. For the most recent information, please click on the bill number.

- Community Supports: <u>AB 813</u>; <u>AB 1007</u>; <u>SB 672</u>
- Education: AB 126; AB 299; SB 692; SB 291
- Health/Safety: <u>AB 270</u>; <u>AB 610</u>; <u>AB 971</u>; <u>AB 1400</u>; <u>AB 1417</u>

For a complete list of the bills discussed, what they do and their status, please visit <a href="https://scdd.ca.gov/legislative">https://scdd.ca.gov/legislative</a> and <a href="public policy/">public policy/</a>.

It was moved/seconded (Witherspoon [SA]/Marquez [SA]) and carried to recommend that the Council support the 2021/22 legislative package which include watching one new bill and supporting three new bills. In addition to the roll over bills from 2021, the 2021/22 legislative package include supporting SB 951, SB 870, AB 1831, AB 2483 and watching SB 518.

Deputy Director Kolakosky provided members with a brief on the proposed state budget, stating that there is currently a proposal for establishing dental clinics (Dental Association) for specialized care, but the request must be made in such a way that ensures money is spent on specified needs and used properly.

### 8. UPDATES AND STANDING AGENDA ITEMS

Executive Director Aaron Carruthers provided a summary of the agenda for the upcoming Council meeting, which will include consideration of the 2022 legislative packet, announcing the winners of the Council's 2022 legislative contest, and a presentation on the draft 2022-23 SCDD Budget.

Committee member Maria Marquez reported that her Service Coordinator refused to accept her PCP (person-centered plan) because she could not read it. The Service Coordinator stated that it needed to look like a biography. Committee member Marquez sought assistance from Judy Mark

Committee member Connie Lapin reported that there is not enough progress with self-determination and that the SSDAC should be moving more quickly. She's looking to the Council to make this happen.

Committee member Wesley Witherspoon reported that he attended DDS' Employment Workgroup. He also stated that he thinks a suicide hotline would really help people in distress from COVID. Committee member Julie Neward responded to member Witherspoon, stating that CalHope is a suicide resource.

Hyperlinks for official agency updates on the DDS Taskforce and Workgroup, Self Determination Program and CalABLE were also provided to members in the packet and in the chat.

### 9. MEMBER UPDATES

Members provided brief updates of local legislative and regulatory activities taking place in their regions.

Committee Chair Lee Bycel reminded everyone that Tuesday's Council meeting is important and hopes to see everyone there.

Committee member Neward reported that SibNet is all about the future and establishing stakeholder groups to take on the care of brothers/sisters with I/DD.

Committee member Rosie Ryan reported that she will be doing training for the Community Living Center.

### 10. 2022 MEETINGS AND ADJOURNMENT

The remaining 2022 meeting dates are June 7<sup>th</sup> and September 13<sup>th</sup>. Meeting adjourned at 2:05 p.m.

# AGENDA ITEM 6. INFORMATIONAL ITEM

### STATE COUNCIL ON DEVELOPMENTAL DISABILITIES - LPPC

### State Legislative, Budget and Regulatory Updates

The goal of this agenda item is to review the status of the 2022 Legislative package as well as receive updates on any other relevant legislative and/or regulatory items. An updated Bill Chart will be provided the day of the meeting to assist in this discussion.

### Attachment(s)

None.

### Handout(s)

There will be additional handout(s) day of meeting.

# AGENDA ITEM 7. POTENTIAL ACTION ITEM

### STATE COUNCIL ON DEVELOPMENTAL DISABILITIES - LPPC

### 2023 Legislative Planning

The goal of this agenda item is to update members on the status of the 2023 Bill Idea Contest and for the Committee to begin activity planning for 2023. Members will begin this task by reviewing the new 2022-26 State Plan and being presented with the Legislative process and timeline. Once completed, the members will review the Council's current Policy Priorities document and determine if changes are needed. Using the 2022-26 State Plan and revised Policy Priorities documents, members will begin identifying possible legislative ideas.

To assist in guiding this discussion, staff has included the 2022-2026 State Plan, Policy Platform and Policy Priorities. The attached legislative idea sheet can be used to prepare Committee members for the discussion in advance if they wish.

At the end of this exercise, Committee and public members will be given a link to a survey where they may continue to submit legislative ideas year around.

### Attachment(s)

2023 "There Should Be A Law Contest" Flyer 2022-26 State Plan Policy Platform 2022 Policy Priorities Legislative Idea Sheet

### Handout(s)

Legislative Process and Timing Presentation Could be additional handout(s) day of meeting.

# THERE MUST BE A LAW CONTEST

If you ever had a problem in your daily life and thought, "there should be a law to fix this!" Well, there is a solution—**YOU!** 

Send the problem and your solution to the California State Council on Developmental Disabilities (SCDD) for a chance for your idea to be selected and become SCDD's next legislative priority!



A: The idea must benefit people with intellectual and developmental disabilities.

Q: Who can enter the contest?
A: Anyone can enter the contest.

### **HOW TO ENTER**

Submit your idea online at:

https://bit.ly/BillIdeas

Deadline: Friday, Sept. 30, 2022







# CONCURSO DE DEBERÍA HABER UNA LEY

Si alguna vez tuvo un problema en su vida diaria y pensó, "¡Debería haber una ley para solucionar esto!" Bueno, hay una solución—¡ÚSTED!

!Envié su problema y su solución al State Council on Developmental Disabilities (SCDD) para tener la oportunidad de que su idea sea seleccionada y se convierta en la próxima prioridad legislativa de SCDD!

P: ¿Qué ideas y soluciones puedo presentar para el concurso?

R: La idea y la solución deben beneficiar a personas con discapacidades intelectuales y del desarrollo.

P: ¿Quien puede entrar al concurso?
R: Cualquier persona puede participar en el concurso.

### **CÓMO ENTRAR**

Envié la idea por la red a:

https://bit.ly/BillIdeas

**Fecha límite:**Viernes, 30 de septiembre del 2022







### 2022-26 State Plan

### **Goal 1: Self-Advocacy**

The Council will support people with intellectual/developmental disabilities to become strong self-advocates, peer trainers and community leaders.

	Objectives
1.1	The Council will provide information, resources and 125 trainings to strengthen 1,250 self-advocates in:
	1) identifying and asking for the supports and services that they need;
	2) becoming and serving as peer trainers; and,
	3) developing skills and opportunities to engage as strong activists for issues that are important to them and their families
1.2	The Council will support self-advocates in peer networks by providing facilitation, tangible supports and peer advocacy/leadership opportunities through at least 1 statewide and 12 regional self-advocacy entities, reaching 6,000 self-advocates.
1.3	In the event of unforeseen project opportunities, emerging needs, and/or community, cross-regional or statewide requests, the Council may engage in additional activities with and/or on behalf of self-advocates and those who support and serve them.

### **Goal 2: Systems Change/Advocacy**

The Council will lead in partnership with family/self-advocates and others to protect and enhance civil rights and improve community-based systems to be more fully inclusive and supportive of people with intellectual/developmental disabilities and their families.

	Objectives
2.1	The Council will develop, improve and/or change 30 practices, 15 policies, and 10 regulations (or guidance) and/or laws in the systems of regional centers, community-based services, and governmental entities. This work will include the areas of employment, education, housing, health/safety and/or emerging issues in ways that will benefit people with intellectual/developmental disabilities and protect their civil rights, promote full inclusion, and/or provide additional supports and services, improving their lives in tangible ways.
2.2	<ul> <li>The Council will engage in 20 regional and 5 statewide innovative/special projects and/or events in the areas of employment, education, housing, health/safety and/or self-determination to:</li> <li>1) Support 5,000 people (family/self-advocates and others) in systems change efforts and give them information, skills and/or supports to increase their abilities to become effective advocates; and/or,</li> <li>2) Increase services to improve supports for people with intellectual/developmental disabilities and their families.</li> </ul>
2.3	The Council, in collaboration with California's four (4) partners (one Protection and Advocacy agency and three University Centers for Excellence in Developmental Disabilities), will seek to improve the generic service system that impacts people with intellectual/developmental disabilities by choosing an area of emphasis in the State Plan, such as education, employment, housing, and/or health/safety, and report on how that system is serving people with I/DD, gaps in that service delivery system, recommendations on how to improve the systems to meet the goals of the DD Act, and pursue policy and practice changes in those areas. The collaboration will result in 2 reports, 6 recommendations for policy or practice changes, and 2 Legislative or Administrative changes to policy or practice.

### **Goal 3: Capacity-Building/Advocacy**

The Council will partner with and support more people with intellectual/developmental disabilities and their families, so they know their rights and can advocate for and receive supports and services

	Objectives
3.1	The Council will provide (staff-led, peer-led and/or collaborative) training to 60,000 people (family/self-advocates/others) throughout the state – virtually, online and/or in person - and provide technical assistance (TA)/advocacy clinics, reaching 50,000 people with assistance and resources to identify and obtain the supports and services that will help people with intellectual/developmental disabilities live a safer and healthier life.
3.2	The Council will engage in 100 projects and events in the areas of employment, education, housing, health/safety, and/or emerging issues, reaching 25,000 people (family/self-advocates/others) with information and resources to enhance their knowledge and increase their capacity to obtain supports and services that are important to them.
3.3	In order to reduce the disparities in obtaining a free, appropriate public education, the Council will work with 5,000 Spanish-speaking family/self-advocates throughout the state to advocate for and increase the number and type/quality of special education services they receive through their own local education agencies.



# CALIFORNIA STATE COUNCIL ON DEVELOPMENTAL DISABILITIES

# **POLICY PLATFORM 2021**

### STATE COUNCIL ON DEVELOPMENTAL DISABILITIES

Over 50 years ago, the State Councils on Developmental Disabilities were established in federal statute. The Councils are currently authorized in the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (DD Act) in each of the 56 states and territories to "promote self-determination, independence, productivity, integration and inclusion in all aspects of community life" for individuals with intellectual and developmental disabilities (I/DD) and their families through advocacy, capacity building, and systems change. The Lanterman Act established the California State Council on Developmental Disabilities (Council) to fulfill those rights.

The Council is comprised of 31 members appointed by the Governor including individuals with I/DD and their families, representatives from the DD Act partners (Disability Rights California and the three University Centers for Excellence in Developmental Disabilities), and mandated state agencies that provide services and supports to individuals with I/DD. To implement the rights in the DD Act, the Council develops and implements a five-year state plan that contains goals, objectives, strategies, and outcomes designed to improve and enhance the availability and quality of services and supports. In addition to the Council's Sacramento headquarters, regional offices support individuals with I/DD and their families through activities such as advocacy, training, monitoring, and collecting and disseminating public information.

The Council works with policymakers and other stakeholders to ensure policies pertaining to the rights of individuals with I/DD are protected and enhanced by ensuring individuals with I/DD can experience equality of opportunity, full participation, independent living, and economic self-sufficiency. These four pillars are enshrined in the Americans with Disabilities Act of 1990 (ADA). The Council supports the full and robust implementation and enhancement of state and recent federal policies that enshrine the values of the ADA such as the Workforce Innovation and Opportunities Act (WIOA), Home and Community-Based Services Setting Rule (HCBS), Every Student Succeeds Act (ESSA), and Achieving Better Life Experience (ABLE) Act.

The Council believes that individuals with I/DD and their families must be included and consulted in all aspects of the policy making process to ensure their needs are adequately and appropriately addressed. The Council works to address disparities in access, outcomes, and quality for all services and supports. The Council believes in ensuring transparency and accountability for state and federal programs providing services and supports to individuals with I/DD. Furthermore, the Council believes that complexities in the service delivery system must be reduced and that assistance in navigating services

and supports should be provided to individuals with I/DD and their families. The State of California must ensure that funding is used to achieve positive outcomes for individuals with I/DD and their families.

Disparities in services and supports can result in severe health, economic, and quality of life consequences. Services and supports must be distributed equitably so that individual needs are met in a culturally appropriate and linguistically competent manner regardless of race, ethnicity, income, intellectual or physical ability, age, and geographic location. Information and materials must be provided in plain language and/or alternative formats as requested.

### PROMISE OF THE LANTERMAN ACT

The Lanterman Act promises to honor the needs and choices of individuals with I/DD by establishing an array of quality services throughout the state. Services must support people to live inclusive lives in their communities. Access to needed services and supports must be inclusive and not be limited through service caps, means testing, median rates, family cost participation fees, or other financial barriers. California must not impose artificial limitations, delays, or reductions in community-based services and supports that would compromise the health and safety of people with I/DD.

### **SELF-DETERMINATION**

Individuals with I/DD and their families must be given the option to select and direct their services and service dollars through Self-Determination. The person with I/DD is in charge. With the support of those they choose and trust, individuals with I/DD and their families are empowered to develop their own unique needs, develop their own life goals, and construct those services and supports most appropriate to reach their full potential. The process begins with a Person Centered Plan (PCP) which details their unique needs, competencies, and aspirations. Self-Determination gives individuals with I/DD the tools and the basic human right to pursue life, liberty and happiness in the ways that they choose.

### **SELF-ADVOCACY**

Individuals with I/DD must be in charge of their lives and be respected for the choices made. They must be provided the opportunity and support to be heard and be leaders in the service system and society including voting and other civic responsibilities. Individuals with I/DD must be protected against voter suppression and provided the same access to vote independently as individuals without disabilities. Self-advocates must have access to training, assistive technology, information, and materials in plain language and opportunities to participate in the policy making process.

### EMPLOYMENT AND ECONOMIC SELF-SUFFICENCY

Every person with a developmental disability should have the opportunity to be employed in competitive integrated employment (CIE). CIE means full or part time work at minimum wage or above, with wages and benefits similar to those without disabilities, fully included

with co-workers without disabilities, and located in the community. California must invest in systems change efforts that will result in a measurable increase in CIE for people with I/DD. This priority is consistent with California's Employment First Law that states CIE is the priority outcome for working age individuals with I/DD regardless of the severity of their disability.

Policies, service delivery practices, and financing must set expectations for CIE, microenterprise training, and/or self-employment. Individuals with I/DD must have access to information, benefits counseling, transition planning, job training, and inclusive post-secondary education. Adequate provider rates must be established for the provision of services and to incentivize quality and inclusive employment outcomes.

Employers must be engaged, prepared, and supported to employ individuals with I/DD. New or expanded pathways to CIE, including apprenticeships and internships, must be developed and supported for all individuals with I/DD regardless of severity of disability. The Council supports the phasing out and elimination of subminimum wage and/or segregated employment for all individuals with I/DD.

### **TRANSPORTATION**

Access to transportation is essential to education, employment, healthcare, and inclusion of individuals with disabilities. Timely accommodations must be available to people with I/DD that are available to people without disabilities. Mobility training must be a standard program among transportation providers to increase the use of available transportation and reduce reliance on costlier segregated transportation systems. Barriers between geographic areas and transportation systems must be addressed so people with I/DD can travel as safely and easily as people without disabilities. Emerging transportation options must be available and accessible to people with I/DD. Opportunities for car ownership must be increased.

### **HEALTH CARE**

Every person must have access to comprehensive, timely, quality, and affordable health care, dental care, and wellness services as well as access to plain language information and supports to help in understanding health plans and making informed decisions about their health care. This requires informed consent, individualized and appropriate medication and treatments, and an adequate network of health professionals. Individuals with disabilities must have equal access to intensive medical services, testing, and vaccinations for communicable diseases as individuals without disabilities. Testing for communicable diseases must be provided in the same timeframe as it is provided to individuals without disabilities regardless of the person's living situation (live at home, live with family, or live in congregate living.)

All individuals with disabilities, including individuals with multiple health care needs, must have access to routine preventative care, mental and/or behavioral health treatment, dental care, durable medical equipment, and reproductive health needs. Service system complexities must not delay, reduce, or dengaccess to services. Individuals must be

reimbursed for insurance co-pays, co-insurance, and deductibles when their health insurance covers therapies that are on their Individual Program Plans (IPPs).

### **EDUCATION**

Every student has the right to be safe in school and to receive a quality education with their peers that prepares them for post-secondary education and/or competitive integrated employment (CIE). Schools must ensure robust implementation of the Individuals with Disabilities Education Act (IDEA), Every Student Succeeds Act (ESSA), and other federal and state laws and regulations. Students with disabilities must be provided a free and appropriate public education and have access to the same opportunities for learning, in the classroom and online, as students without disabilities. School districts and other educational agencies must be held accountable for implementing all state and federal laws.

Students with disabilities must be educated alongside their peers without disabilities in the least restrictive environment (LRE). The needs of the student must not impact the child's placement in LRE. Parents must be provided information and training regarding how to access Free Appropriate Public Education (FAPE) and LRE. Students with disabilities must have access to the same virtual learning models as students without disabilities, and all related services must be provided for students with disabilities to access their education. Parents and students must have equal participation in the Individual Education Program (IEP) process including the ability to give informed consent. Comprehensive transition planning must be considered as part of the IEP process.

Teachers, school leaders, paraprofessionals, and other school-based professionals must be trained to use valid, positive, and proactive practices such as individualized school-wide positive behavior interventions and supports with fidelity. Schools must ensure that robust policies and practices are created and implemented to reduce bullying and harassment of students with disabilities. The Council opposes the use of all forms of seclusion and restraint. All school-based professionals and staff must be provided training on how to interact with students with disabilities.

### **HOUSING**

Statewide inclusive living options for individuals with I/DD must be increased and enhanced through access to housing and subsidies that are paired in a timely manner with needed supports and services. Community education and integration must be provided to reduce discrimination. Permanent, affordable, accessible, safe and sustained housing options must be continually developed to meet both current and future needs.

### **COMMUNITY PARTICIPATION**

Individuals with I/DD must have access to and be fully supported to fully participate in their communities with their peers without disabilities through opportunities in all areas of community life including but not limited to education, employment, recreation, organizational affiliations, spiritual development, and civic responsibilities that provide a life similar to individuals without disabilities.

### TRANSITION TO ADULT LIFE

All services, including education, rehabilitation, independent or supported living, and regional center services, must support students and adults to transition to competitive integrated employment, post-secondary education, or other opportunities including volunteering that will lead to meaningful employment in the community. Transition services must be considered at the earliest possible opportunity and across the lifespan. Adults with I/DD must have access to meaningful activities of their choice with the appropriate services and supports including aging adults.

### **SAFETY**

All people have a right to be safe. Every person must be provided emergency preparedness training for all types of emergencies or disasters. Individuals with I/DD experience a much greater rate of victimization and a far lower rate of prosecution for crimes against them. The same level of due process protections must be provided to all people. Individuals with I/DD should be trained on personal safety, how to recognize crimes, how to protect themselves against becoming victims of crime including on the internet, how to protect themselves from human trafficking, and how their participation in identification and prosecution can make a difference. In addition, too many interactions between law enforcement and individuals with I/DD end in avoidable tragedy. Law enforcement personnel, first responders, emergency medical professionals, and people in the judicial system must be trained in how to work with individuals with I/DD during the course of their duties including those who are suspects, victims, or witnesses of crimes. The Council opposes the use of all forms of seclusion and restraint

### **QUALITY AND RATES FOR SERVICES AND SUPPORTS**

Having access to and receiving quality individualized services and supports is the cornerstone for individuals with I/DD to be safe, healthy, and to promote self-determination, interdependence, and inclusion. An adequate safety net must be in place to immediately and timely address medical, mental health, behavioral, residential, staffing, equipment, or other needs when those services or supports fail, are interrupted, are not available, or additional services and supports are necessary for urgent or immediate need.

The state must streamline burdensome and duplicative regulations and processes that do not lead to positive, inclusive outcomes for individuals with I/DD and their families. Quality and timely assessment and oversight must be provided. The state must measure what matters, and the results must be administered in a culturally competent manner. The results must also be made public and be used to improve the system of services and supports. The state must restore and provide ongoing monitoring of rates to adequately support the availability of quality services for individuals with I/DD. A planned and systematic approach to rate adjustments must prioritize and incentivize quality services and supports.

For more information, contact: scdd@scdd.ca.gov | 916-263-7919



# CALIFORNIA STATE COUNCIL ON DEVELOPMENTAL DISABILITIES



# **Policy Priorities 2022**

### PROTECTING AND ENHANCING CIVIL RIGHTS

Every person with intellectual and developmental disabilities (I/DD) has the right to self-determination, equality of opportunity, full participation, independent living and economic self-sufficiency no matter their disability.

The Council will work to ensure civil rights, including identification and reduction of racial and ethnic inequalities and disparities, are protected and enhanced and full implementation of state/federal policies including but not limited to the Workforce Innovation and Opportunity Act, Home and Community-Based Services Settings Rule, Every Student Succeeds Act and Achieving Better Life Experience Act.

### **GUARANTEEING ACCESS TO EDUCATION AND EMPLOYMENT**

Every student with I/DD has the right to a quality inclusive education with their peers that prepares them for post-secondary education and/or competitive integrated employment (CIE). Students in both secondary and postsecondary education with disabilities must be provided the same opportunities for learning, in the classroom and on-line, as students without disabilities.

Every person with I/DD should have the opportunity to be employed in CIE. Individuals must have access to information, benefits counseling, transition planning, job training, career exploration and information and support for inclusive post-secondary education. New or expanded pathways to CIE must be developed and supported, including apprenticeships and internships.

The Council will work to ensure the implementation of the Individuals with Disabilities Education Act, Every Student Succeeds Act and other federal and state policies to ensure that students with disabilities are provided the services and supports needed to receive quality inclusive education.

The Council will work to ensure the full and robust implementation of the Workforce Innovation and Opportunity Act and California's Employment First Law, that policies and practices improve opportunities for and incentivize CIE, to create hiring incentives and supports for all employers and contractors and make the state a model employer.

### Identifying and Prioritizing Emerging Issues in the I/DD Community

Every person with a developmental disability should not have to deal with problems of that arise due to the emergence of inequality issues in the community. Events in our every day lives, both due to policy changes and unforeseen events, have the ability to cause unintended consequences for the I/DD community. These issues must be identified and acted upon swiftly to ensure as little harm as possible is inflicted.

The Council will work to ensure any and all emerging issues including but not limited to dealing with disparity across all I/DD issues, barriers to participating in a community setting, and roadblocks to access for people with I/DD are dealt with through policy changes. The Council will work to ensure the Self Determination Ombudsperson program at the Department of Developmental Services uses its authority to ensure people with I/DD become successful participants in the Self Determination Program.

### PROMOTING ACCESS TO QUALITY SUPPORTS IN THE COMMUNITY

Every person with I/DD should have the ability to fully participate in their communities. Receiving quality, individualized services is the cornerstone for people with I/DD to be safe, healthy and to promote self-determination, interdependence and inclusion. Community-based services/supports require adequate wages for providers; therefore, the state must restore rates. Disparities in access, outcomes and quality for services and supports must be addressed. Complexities in the service delivery systems must be reduced.

The Council will work to continue to restore the Department of Developmental Services programs cut in 2009, to make meaningful improvements to the service delivery system to reduce disparities, increase transparency and accountability and increase quality outcomes, support efforts to provide adequate wages to providers for inclusive and quality supports, and work to ensure successful implementation of the Self-Determination Program.

### **ENSURING SAFETY IN THE COMMUNITY**

Every person with I/DD has a right to be safe and must be provided emergency preparedness training and training in personal safety. Law enforcement personnel, first responders, emergency medical professionals and the judicial system must be trained in how to work with people with I/DD (including those who are suspects, victims or witnesses of crimes) during the course of their duties.

The Council will work to ensure people with I/DD are safe, free from abuse and neglect and have access to services and supports in their communities during all types of disasters or emergencies and an adequate safety net for people in crisis and access to adequate crisis intervention services.

### IMPROVING HOUSING AND COMMUNITY LIVING

Every person with I/DD should have the opportunity to live in the community. Permanent, affordable, accessible, safe and sustained housing options must be continually developed. Statewide inclusive living options for individuals with I/DD must be increased and enhanced through access to housing and subsidies that are paired in a timely manner with needed services and supports.

The Council will work to implement the policy recommendations in the Statewide Strategic Framework for Housing and create a dedicated housing fund to support integrated community housing for people with I/DD.

# State Council on Developmental Disabilities Bill Idea Form

Today's date:
I am a:  Self-Advocate  Family Member  Professional  Community Member  Other
I am a:  ☐ Councilmember ☐ RAC member ☐ EFC member ☐ SSAN member ☐ Local SDAC member ☐ None of the above
Please select the topic area: (Please check all that apply)  Education  Employment  Health  Housing  Safety  Self-Advocacy  Other

Regional Office:
North Coast (RO 01: Del Norte, Humboldt, Lake, Mendocino)
North State (RO 02: Butte, Glenn, Lassen, Modoc, Plumas, Shasta, Siskiyou,
Tehama, Trinity)
Sacramento (RO 03: Alpine, Colusa, El Dorado, Nevada, Placer, Sacramento,
Sierra, Sutter, Yolo, Yuba)
North Bay (RO 04: Napa, Solano, Sonoma)
Bay Area (RO 05: Alameda, Contra Costa, Marin, San Francisco, San Mateo)
North Valley Hills (RO 06: Amador, Calaveras, San Joaquin, Stanislaus, Tuolumne)
Central Coast (RO 07: Monterey, San Benito, San Luis Obispo, Santa Barbara
Santa Clara, Santa Cruz, Ventura)
Sequoia (RO 08: Fresno, Kern, Kings, Madera, Mariposa, Merced, Tulare)
C Los Angeles (RO 10: Los Angeles)
Orange County (RO 11: Orange)
San Bernardino (RO 12: Inyo, Mono, Riverside, San Bernardino)
○ San Diego Imperial (RO 13: Imperial, San Diego)
Contact Information:
Name: Phone Number: Email: Zip Code:
What problem do you hope to solve?
What is your solution to that problem?
Do you know if this idea has been introduced as a bill before?
Do you know if the Council has taken a position on this issue in the past?

Do you know who might oppose your idea?
Do you know who might support your idea?
Do you have more information or resources to help us learn about this issue?

## AGENDA ITEM 8. INFORMATIONAL ITEM

### STATE COUNCIL ON DEVELOPMENTAL DISABILITIES - LPPC

### **Updates and Standing Agenda Items**

The goal of this agenda item is for Committee members to provide updates on the following items and be updated on the actions of the Council.

Official agency updates on the DDS Taskforce and Workgroup, Self-Determination Program and CalABLE can be found by clicking the hyperlinks below.

- a. May Council Meeting Summary
- b. DDS Taskforce and Workgroup (Updates )
- c. Self-Determination Program (Implementation Updates)
- d. CalABLE (Updates)

### Attachment(s)

None.

### Handout(s)

Could be additional handout(s) day of meeting.

# AGENDA ITEM 9. INFORMATIONAL ITEM

### STATE COUNCIL ON DEVELOPMENTAL DISABILITIES - LPPC

### **Member Updates**

The goal of this agenda item is to allow Committee members time to provide local updates from their community on policy related issues not included in the agenda.

### Attachment(s)

None.

### Handout(s)

Could be additional handout(s) day of meeting.