



NOTICE/AGENDA

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES LEGISLATIVE AND PUBLIC POLICY COMMITTEE MEETING POSTED AT: www.scdd.ca.gov

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JOIN ZOOM MEETING: [2023.LPPC.MEETING](#)

MEETING ID: **961 0387 0208**

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JOIN BY TELECONFERENCE: (VOICE ONLY)

CALL IN NUMBER: **1-888-475-4499**

MEETING ID: **961 0387 0208**

DATE: March 16, 2023

TIME: 10:30 AM – 3:30 PM

COMMITTEE CHAIR: Harold Ashe

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.

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.

**Item 5. APPROVAL OF JANUARY 2023 MINUTES **

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**Item 6. STATE LEGISLATIVE AND BUDGET UPDATES **

Page 9

Bridget Kolakosky, Deputy Director

- a. Update on Legislative Priorities
 - b. 2022 Bill Contest Update
 - c. 2023 Bill Introduction
 - Sponsor/Co-Sponsor: [SB 37](#);
 - Support:
 - ✓ Civil Rights: [AB 248](#); [AB 545](#)
 - ✓ Education: [AB 87](#); [AB 447](#); [SB 483](#);
 - ✓ Housing: [AB 1097](#); [SB 246](#)
 - ✓ Human Service: [AB 222](#); [AB 244](#); [AB 1568](#); [SB 271](#);
 - ✓ Public Safety: [AB 280](#); [AB 946](#); [AB 1567](#)
 - d. Supported Decision Making
-

Item 7. SILENCE = VIOLENCE PRESENTATION

Page 15

Teresa Anderson, The ARC

Item 8. UPDATES AND STANDING AGENDA ITEMS

Page 24

- a. Council Updates
 - b. DDS Taskforce and Workgroup Updates
 - c. Self-Determination Program
 - d. CalABLE
-

Item 9. MEMBER UPDATES

Page 25

All

Item 10. 2023 MEETINGS AND ADJOURNMENT

September 12th and October 26th

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) 263-7919. Requests must be received by 5 business days prior to the meeting.

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

March 16, 2023

**AGENDA ITEM 4.
INFORMATIONAL ITEM**

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES – LPPC

Public Comment

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March 16, 2023

AGENDA ITEM 5.

ACTION ITEM

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES – LPPC

Approval of January 2023 Minutes

Members will review and approve the January meeting minutes.

Action Recommended

Approve the January 17, 2023, meeting minutes.

Attachment(s)

January 17, 2023 Meeting, Minutes



DRAFT

**Legislative and Public Policy Committee Meeting Minutes
January 17, 2023**

Attending Members

Viviana Barnwell (FA)
Connie Lapin (FA)
Julie Neward (FA)
Rosie Ryan (SA)
Wesley Witherspoon (SA)

Members Absent

Harold Ashe (FA)
Lee Bycel (FA)
Andy Imparato (DRC)
Maria Marquez (SA)

Others Attending

Chris Arroyo	Judy Mark
Aaron Carruthers	Victoria Schlusser
Veronica Bravo	Nina Spiegelman
Michelle Cave	Erick Thurmond
Sofia Cervantes	Santiago Vazquez
Charlotte Emerson	Brian Weisel
Eden Rosales	
Bridget Kolakosky	
Albert Feliciano	
Robin Maitino-Erben	

1. CALL TO ORDER

The meeting was called to order by Deputy Director, Bridget Kolakosky. The Committee then appointed Committee member Julie Neward Chair Pro-Tem.

2. ESTABLISH QUORUM

A quorum was established at 10:38 AM.

3. WELCOME/INTRODUCTIONS

Members and others in attendance introduced themselves.

4. PUBLIC COMMENTS

Nina Spiegelman from DVU provided comment on legislation that DVU is sponsoring called the Disability Equity and Accountability Act (DEAA). The bill's intent is to create more oversight and accountability for regional centers. Ms. Spiegelman provided a broad overview of the specifics and hopes that the Council will support this bill. Committee member Connie Lapin also spoke in support of this bill.

5. **APPROVAL OF THE SEPTEMBER 2022 MEETING MINUTES**

It was moved/seconded (Lapin [FA]/Witherspoon [SA]) and carried to adopt the September 2022 meeting minutes as corrected. See page one for a record of members present.

Correction

Page 9, under members update, correct minutes to state that the SDP Connect meets bi-weekly (not monthly).

6. **PURPOSE OF LPPC AND OVERVIEW OF LEGISLATIVE PROCESSES**

Deputy Director Bridget Kolakosky provided members with an overview of the Committee's purpose, the state's legislative process and a list of important dates to remember. Following the presentation, Committee member Connie Lapin requested a new red book once available.

7. **LEGISLATIVE AND REGULATORY UPDATES**

Deputy Director Bridget Kolakosky provided an overview of the 2022 Bill Idea Contest submissions and trends. Safety was a reoccurring theme that showed up several times in the submissions.

Deputy Director Kolakosky then provided members with an in-depth overview of the SB639 legislative report as well as Senator Durazo's plans to introduce a bill to address employment. Public member, Judy Mark endorsed the report and stated that it was informative, well done and invited SCDD to come present on the report.

8. **2023 LEGISLATIVE PRIORITIES**

Following the Legislative Updates, Deputy Director Kolakosky segued into recommendations designed to engage the Committee and have a targeted legislative priority for 2023.

The first recommendation was that the Committee spend time at each 2023 meeting exploring safety issues that could lead to bill ideas for 2024. The second recommendation is to prioritize employment and housing in 2023.

[Committee member Connie agreed with the priorities recommended, but would like self-determination to also be a focus.

Deputy Director Kolakosky concluded her presentation of this item by updating members on the current state of the legislature and the budget.

Public member, Judy Mark spoke about accountability and transparency and stated she hopes to work with the Committee on these important issues.

9. **PANEL PRESENTATION ON ABUSE**

Ms. Eden Rosales from the Long-Term Care Ombudsman Program provided members with an introduction to the Department of Aging's program.

This informative presentation provided an overview of the role of the Ombudsman office and how issues of persons with disabilities and aging are interconnected. Ms. Rosales also talked about her role with Silence = Violence, a network of organizations, state departments and advocates that raise awareness of violence and exploitation of the elderly and people with I/DD.

Following her presentation, members asked several questions and requested that Silence = Violence be invited to present at the March meeting.

10. **UPDATES ON STANDING AGENDA ITEMS**

Executive Director Aaron Carruthers provided a summary of the agenda for the upcoming Council meeting, which will include vice-chair elections, presentations focused on self-advocacy, and an update on the Governor's 2023 proposed budget.

Committee member Connie Lapin reported that there continues to be a lack of guidance and movement with the Self-Determination Program and requested an update from Executive Director Aaron Carruthers on the status of the Evaluation Survey. Executive Director Carruthers responded by providing the status.

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 Zoom meeting chat.

11. **MEMBER UPDATES**

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

Connie Lapin reported that she attended the DVU SDP Conference on December 2nd. The conference was informative, insightful, and had great turnout.

12. **2023 MEETINGS AND ADJOURNMENT**

The meeting was adjourned at 2:17 PM. The 2023 meeting dates are March 16th, September 12th, October 26th.

March 16, 2023

AGENDA ITEM 6.

ACTION ITEM

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES – LPPC

State Legislative and Budget Updates

The goal of this agenda item is to go through the bills listed on the agenda and make recommendations on the bills identified under agenda item 6c. These recommendations will be brought to the Council at the March meeting.

Members may be asked to share their top 8 to 10 bills to take positions on.

To assist in guiding this discussion, staff has included Legislative Policy Priorities. Bills that are acted upon should reflect these approved priorities.

Members will also be provided updates on Supported Decision Making and the Council's sponsor/co-sponsored bill(s).

Action Recommended

It is staff's recommendation that the Committee provide a list of up to 10 legislative bills for Council consideration at the March meeting.

Attachments

SCDD Policy Priorities

March 2, 2023, Legislative Bill Chart

Handout(s)

Could be additional handout(s) day of meeting.

Policy Priorities 2023-24

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 with disabilities must be provided the same opportunities for learning, in the classroom and online, 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 & 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.

2023 Bill Chart

Bill Number	Author	Intro	Bill Summary	Current Status/Notes	Position	Policy Category
SB 37	Caballero	2/15/23	bill provides rental cash assistance to prevent homelessness	Housing/Hum. Serv	Sponsor	Housing
AB 248	Mathis	1/18/23	Amends outdated and offensive language such as "retarded" from California laws and replaces with "individuals with intellectual or developmental disabilities" I/DD.	Hum. Serv	Support	Civil Rights/Judiciary
AB 545	Pellerin	2/8/23	This bill would expand the list of required supplies to include specified items to assist voters with disabilities. And eliminate the requirement that the voter issue a declaration under oath before receiving assistance. (DRC Sponsor)	Elections	Support	Civil rights/Voting
AB 447	Arambula	2/6/23	(AB 2920 in 2022) creates inclusive college opportunities, creates pilot program in CSU/UC.	Not heard until 3/20/23	Support	Education
AB 87	Quirk-Silva	1/4/23	extends the authorization of audio recordings of individualized education program team meetings by a parent, guardian, or local educational agency to team meetings for pupils with an adopted plan (DRC Sponsor)	Education	Support	Education

2023 Bill Chart

SB 483	Cortese	2/14/23	would prohibit the use of “prone restraint”, which physically or mechanically restrains students in a face down position. Unfortunately, prone restraint is often used on students with special needs (DRC Sponsor)	ED/ Approp	Support	Education
AB 1097	Rivas	2/15/23	This bill would prohibit the use of a person’s credit history as part of the application process for a rental housing accommodation without offering the applicant the option of providing alternative evidence of ability to pay when applying for a government rent subsidy. (ARC Support)	Not heard until 3/18/23	Support	Housing
SB 246	Ochoa-Bogh	1/26/23	bill adds a representative from SCDD to the California Interagency Council on Homelessness (ICH) so that ICH can have the perspective of those with developmental disabilities who have experienced homelessness.	Hum. Serv/Housing	Support	Housing
AB 1568	Wood	2/17/23	Developmental services: independent living skills services: rates. Bill would require that independent living skills services have functional skills training components, including, cooking, money management, use of medical and dental services, and community resource awareness, and would prohibit those services from being conducted in a center-based environment. The bill would require the department, on or before August 1, 2023, to revise and implement an equitable and cost-effective ratesetting procedure for state payment for independent living skills services, including that independent living skills services shall not be categorized as a community-based day program or adult day program and the ratesetting procedure shall reflect the reasonable cost of independent living skills services.	Not heard until 3/20/23	Support	Hum. Serv
AB 222	Arambula	1/10/23	creates a workgroup to ensure civil rights and services in regional centers. (DRC Sponsor)	Judiciary	Support	Hum. Serv
AB 244	Wilson	1/17/23	Specialized Inclusivity Training for Childcare Staff Grant Program. This bill would, establish the Specialized Inclusivity Training for Child Care Staff Grant Program, to be administered by the department. The bill would require the Department of Social Services, to award grants to child care centers and family child care homes to fund staff training on including children with disabilities and to collect data from child care centers and family child care homes that receive grants to determine whether the training provides better access to childcare for children with disabilities.	Hum. Serv.	Support	Hum. Serv

2023 Bill Chart

SB 271	Dodd	1/31/23	This bill would require an original manufacturer, of a powered wheelchair to provide documentation, parts, embedded software, firmware, and tools used to inspect, diagnose, maintain, and repair the wheelchair to an owner or an independent repair provider for the purposes of providing service on the equipment in the state, on fair and reasonable terms and costs. The bill would also require an original manufacturer, for a powered wheelchair that contains an electronic security lock or other security-related function, to provide any documentation, parts, embedded software, firmware, or tools needed to reset the lock or function when disabled in the course of providing services.	B., P. & E. D. and JUD.	Support	Hum. Serv
AB 1567	Members Garcia, Wendy Carrillo, Connolly, Friedman, and Papan (Principal coauthors: Assembly Members Arambula, Lee, and McCarty) (Coauthors: Assembly Members Mike Fong, Haney, Lowenthal, Robert Rivas, and Schiavo)	2/17/23	The Office of Emergency Services and the Department of Forestry and Fire Protection shall provide technical assistance to disadvantaged communities, severely disadvantaged communities, or vulnerable populations, including those with access and functional needs , socially disadvantaged farmers or ranchers, and economically distressed areas to ensure the grant program reduces the vulnerability of those most in need.	Not heard until 3/20/23	Support	Public Safety
AB 280	Holden	1/24/23	The bill would among many other things, prohibit facilities from involuntarily placing an individual in segregated confinement if the individual belongs to a designated population, including, that the individual has a mental or physical disability or that the individual is under 26 years of age or over 59 years of age. The bill would require the facility to periodically check on the individual and have a medical or mental health professional periodically assess the individual. (DRC Sponsor/ARC Support)	Public Safety- first hearing cancelled request of author 2/13/23	Support	Public Safety
AB 946	Nguyen	2/14/23	bill would authorize a law enforcement agency to request the Department of the California Highway Patrol to activate an Endangered Missing Advisory if the agency receives a report of a missing person and the agency determines that all of conditions are met regarding the investigation of the missing person, including, among others, that the person is developmentally disabled. (ARC Support)	Not heard until 3/17/23	Support	Public Safety

March 16, 2023

**AGENDA ITEM 7.
INFORMATIONAL ITEM**

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES – LPPC

Silence = Violence Presentation

Public Policy Director, Teresa Anderson from the Arc has been invited to present on Silence = Violence (S=V). S=V is network of self-advocates, organizations and agencies that share information about crime and violence against older people and people with disabilities.

Attachment(s)

S=V PowerPoint Presentation

Handout(s)

May be additional handout(s) day of meeting.



State Council on Developmental Disabilities Legislative and Public Policy Committee Meeting March 9, 2023

Teresa Anderson

Public Policy Director

The Arc/UCP CA Collaboration

Teresa@thearcca.org



Silence = Violence Network

A network of self advocates, organizations, and agencies that share information about crime and violence against older people and people with disabilities.

- Began in 2015 with Supported Life Institute, CA Foundation for Independent Living Centers, Self-Advocates (Survivors of Abuse), and the Board Resource Center
- Purpose was to learn, share information, education, and see what can be done to create a safer community for older people and people with disabilities



General Safety

What makes you feel safe when:

- You are at home
- You are at work or your day program
- You are out with friends or family
- You are doing things in the community (like shopping, going out to eat, etc.)

Personal Safety

- Do you think there is a difference between general safety and personal safety?
- What do you think is important to know about personal safety?
- Do you think people should be taught about personal safety when they are in high school? For example, do you think high school students should be taught about dating?
- What about after high school?

Transportation

- Transportation – what kind of transportation do you use?
- Where do you like to go?
- Are there places you don't go because of transportation but you would like to go?
- What would you change about the transportation you use?
[For example, if you use the bus, are the bus stops safe? Are they on a busy road? Are there people there that scare you?]



Relationships

What relationships are important to you?

- Family
- Friends
- Boyfriend/Girlfriend
- Wife/Husband
- Co-Workers
- Neighbors
- Direct Support Professional (staff)
- Service Provider



Community

If you were shopping by yourself and you got hurt, who would you ask for help?

What do you think it means to live in a safe community?

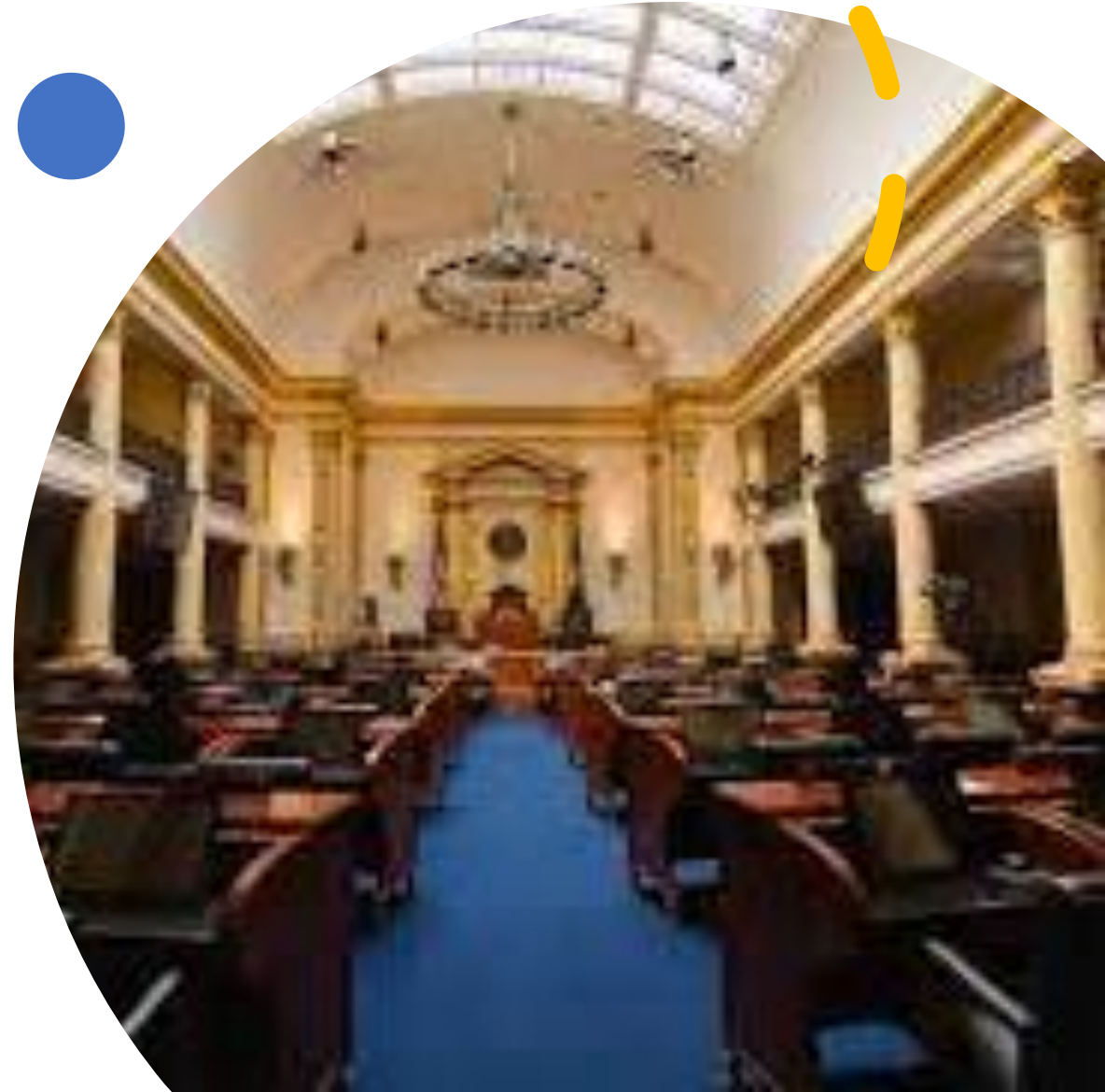
What do you think it means to be safe in the community?

What would you change about your community?



If You Were a Legislator...

What law would you want to make?



March 16, 2023

**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. Council Meeting Summary
- b. DDS Taskforce and Workgroup ([Updates](#))
- c. Self-Determination Program ([Implementation Updates](#))
- d. CalABLE ([Updates](#))

Attachment(s)

None – may be additional handout(s) day of meeting.

March 16, 2023

**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.