



NOTICE/AGENDA

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES EXECUTIVE COMMITTEE MEETING

This meeting is being held via teleconference within the meaning of Government Code section [11123.2](#). Members may be physically present at one or more teleconference locations. There may be members of the public body who are participating in today's meeting that were granted a reasonable accommodation per the Americans with Disabilities Act (ADA). Accessible formats of all agenda and materials can be found online at www.scdd.ca.gov

MEETING DETAILS:

TELECONFERENCE LOCATION:

SCDD HQ OFFICE
3831 North Freeway Blvd., #125
Sacramento, CA 95834

JOIN BY TELECONFERENCE:

CALL IN NUMBER: (888)-475-4499 or
(877) 853-5257
MEETING ID: 881 1966 0078

JOIN BY ZOOM:

<https://bit.ly/ExecCmteOct2023>

MEETING ID: 881 1966 0078

PASSCODE: 806105

DATE: October 24, 2023

TIME: 10:30 AM – 2:00 PM

COMMITTEE CHAIR:

Lee Bycel

Item 1. CALL TO ORDER

Item 2. ESTABLISH QUORUM

Item 3. WELCOME AND INTRODUCTIONS

Item 4. PUBLIC COMMENTS

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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 agenda item, with each person allotted up to 1 minute to comment.

Item 5. APPROVAL OF AUGUST 2023 MINUTES 
All

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Item 6. SCDD STAFF SPOTLIGHT
Riana Hardin, Self-Advocacy Coordinator

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Item 7. SPONSORSHIP REQUEST 
Ken DaRosa, Chief Deputy Director
A. Disability Voices United

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Item 8. CONFLICT OF INTEREST WAIVER REQUEST 
Brian Weisel, Legal Counsel

Page 21

- A. Elizabeth Soloway, Board Member, East Bay Regional Center
- B. Andreas Economopoulos, Board Member, Far Northern Regional Center
- C. William Moore, Board Member, Far Northern Regional Center
- D. Ramon Hooper, Board Member, Tri-Counties Regional Center
- E. Ana Quiles, North Los Angeles County Regional Center
- F. Rocio Sigala, Board Member, North LA County Regional Center

Item 9. SCDD BUDGET UPDATE
Ken DaRosa, Chief Deputy Director

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Item 10. OUT OF-STATE-TRAVEL UPDATE 
Brian Weisel, Legal Counsel

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Item 11. EXECUTIVE DIRECTOR REPORT
Aaron Carruthers, Executive Director

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Item 12. YEAR END DISCUSSION
Lee Bycel, Executive Committee Chair

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Item 13. ADJOURNMENT AND NEXT MEETING DATE

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The next meeting of the Executive Committee will be on February 2024.

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 Yaritza Sanchez at (916)-207-2856 or yaritza.sanchez@scdd.ca.gov. Please provide at least 3 business days prior to the meeting to allow adequate time to respond to all requests.

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

OCTOBER 24, 2023

**AGENDA ITEM 4.
INFORMATION ITEM**

**EXECUTIVE COMMITTEE
STATE COUNCIL ON DEVELOPMENTAL DISABILITIES**

Public Comments

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 agenda item, with each person allotted up to 1 minute to comment.

OCTOBER 24, 2023

AGENDA ITEM 5.

ACTION ITEM

EXECUTIVE COMMITTEE

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES

Approval of August 2023 Minutes

The draft minutes from the August 22, 2023, Executive Committee meeting have been included in the packet for review. Committee members will vote on whether to approve the minutes.

Attachment

August 2023 Executive Committee meeting minutes

Action Recommended

Approve the August 2023 meeting minutes.



DRAFT
Executive Committee Meeting Minutes
August 22, 2023

Members Attending

Nicole Adler (SA)
Harold Ashe (FA)
Viviana Barnwell (SA)
Kilolo Brodie-Crumsey (FA)
Lee Bycel, Chair (FA)
Harold Fujita (FA)
Julie Gaona (SA)
Kara Ponton (SA)
Wesley Witherspoon (SA)

Others Attending

Rihana Ahmad
Aaron Carruthers
Ken DaRosa
Janet Fernandez
Riana Hardin
Beth Hurn
Robin Maitino-Erben
Yaritza Sanchez
Brian Weisel

1. CALL TO ORDER

Executive Committee Chair Lee Bycel called the meeting to order at 10:40 A.M.

2. ESTABLISH QUORUM

A quorum was established.

3. WELCOME/INTRODUCTIONS

Members and others in attendance introduced themselves. Executive Committee Chair Bycel dedicated the meeting and a moment of silence to the memory of his son Micah Bycel, who passed a year ago on August 27th.

4. PUBLIC COMMENTS

There were no public comments.

5. SCDD STAFF SPOTLIGHT: RIHANA AHMAD & JANET FERNANDEZ

This month's SCDD Staff Spotlight was presented by State Plan & Self-Advocacy Manager Rihana Ahmad and State Plan Analyst Janet Fernandez. They shared details about their upbringing, family, personal interests, and their transition into their current positions.

Legend:

SA = Self-Advocate
FA = Family Advocate

N/A = not available
DNP = Did Not Participate

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6. APPROVAL OF JUNE 2023 MEETING MINUTES

Action 1

It was moved/seconded (Brodie-Crumsey [F.A.]/Witherspoon [S.A.]) and carried to approve the June 2023 meeting minutes as presented. (See last page of minutes for a voting record of members present).

7. SPONSORSHIP REQUESTS

Chief Deputy Director Ken DaRosa presented two sponsorship requests for the Committee's consideration.

The first request for \$1,500 was from the Exceptional Family Center. If approved, the requested funding would be utilized to offset some of the costs associated with promotional materials, registration forms, fliers, banners, and postage for their 14th Annual Spanish-Speaking Developmental Disabilities Conference. They were awarded a sponsorship from SCDD in 2018. The second request for \$1,500 was from the University Center for Excellence in Developmental Disabilities (UCEDD) at the MIND Institute at the University of California, Davis. If approved, the requested funding would be utilized to offset honoraria costs for speakers attending their MIND Summer Institute on Neurodevelopmental Disabilities. They were awarded sponsorships from SCDD in 2016, 2017, 2018, 2020, 2021, 2022.

Action 2

It was moved/seconded (Brodie-Crumsey [F.A.]/Ashe [F.A.]) and carried to approve the Exceptional Family Center and the University Center for Excellence in Developmental Disabilities (UCEDD) at the MIND Institute at the University of California, Davis sponsorship requests in the amounts requested. (See last page of minutes for a voting record of members present).

8. CONFLICT OF INTEREST WAIVER REQUEST

Legal Counsel Brian Weisel presented one conflict of interest waiver request for the Committee's consideration: a renewal request for Gordon Cardona. A detailed conflict of interest mitigation plan was provided in the meeting packet.

Action 3

It was moved/seconded (Ashe [F.A.]/Ponton [S.A.]) and carried to approve the conflict-of-interest waiver requests for Gordon Cardona (Harbor Regional Center). (See last page of minutes for a voting record of members present).

Legend:

SA = Self-Advocate
FA = Family Advocate

N/A = not available
DNP = Did Not Participate

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9. SCDD BUDGET UPDATE

Chief Deputy DaRosa provided a budget update based on projections as of June 30, 2023, marking the end of the state fiscal year. Final fiscal year reconciliation, however, is set for late August to allow for spending adjustments and late budget data. Program spending is expected to conclude the year under budget, with an 8% remaining balance for the Basic State Grant and 7-10% for Quality Assurance Programming and Client's Rights Advocates/Volunteer Advocacy Services. Federal grant expenses for personal services and operating costs are also under budget. Staff projects \$345,000 to be available for the Council to consider for one-time initiatives, although this figure may be adjusted. Discussion on this amount has been deferred until the year-end reconciliation is complete.

For additional information on the budget, please access the meeting packet found at <https://scdd.ca.gov/councilmeetings/>.

FEEDBACK ON JULY IN-PERSON MEETING DISCUSSION

Executive Committee Chair Bycel and Committee members Gaona and Barnwell were unable to attend the in-person Council meeting in September. Those present at the meeting expressed that the in-person aspect led to more enriching and natural discussions. Several members mentioned that being in-person helped with focus and feeling connected. Transportation issues were noted as statewide challenges affecting attendance, indicating broader community concerns for people with disabilities. Committee member Ponton brought attention to the ongoing COVID-19 risk. The Executive Director and Council Chair will continue to monitor the situation and consider Councilmember feedback to decide on future meeting formats.

10. EXECUTIVE DIRECTOR REPORT

In a recent survey assessing SCDD's organizational climate across ten domains, staff scored seven domains as "high satisfaction" and the remaining three as "neutral/high satisfaction". While no domain was ranked "low satisfaction", conflict management was the lowest-ranked domain. To address this, SCDD secured conflict resolution training sessions focusing on key aspects of conflict and communication.

During the July 2023 Council meeting, updates were provided on the results of the Self-Determination Program Evaluation. Positive themes included the program's support for self-determination principles, the freedom to choose services, and overall program satisfaction. On the other hand, participants also mentioned several challenges, including administrative hurdles, a lack of

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program information, inequalities in access and service, and issues with staff capacity and training. The Executive Summary was translated into Spanish, Chinese, and Vietnamese, and a plain-language interpretation is also being prepared. A joint public release with UCLA and Disability Rights California is scheduled for August through Constant Contact and social media.

Hannah Dunham and Hilary Baird were introduced as the Supported Decision-Making Technical Assistance Program (SDM-TAP) team, and Doug Sale returned as an Annuitant Project Manager.

11. **ADJOURNMENT AND NEXT MEETING DATE**

The next Executive Committee meeting will be held on October 24, 2023. Meeting adjourned at 1:54 P.M.

Name	Action 1 Minutes	Action 2 Sponsorships	Action 3 COIs
Adler, Nicole	Aye	Aye	Aye
Ashe, Harold	Aye	Aye	Aye
Barnwell, Viviana	Aye	Aye	Aye
Brodie-Crumsey, Kilolo	Aye	Aye	Aye
Bycel, Lee	Aye	Aye	Aye
Fujita, Harold	Aye	Aye	Abstain
Gaona, Julie	Aye	Aye	Aye
Ponton, Kara	Aye	Aye	NP
Witherspoon, Wesley	Aye	Abstain	Abstain

OCTOBER 24, 2023

**AGENDA ITEM 6.
INFORMATION ITEM**

**EXECUTIVE COMMITTEE
STATE COUNCIL ON DEVELOPMENTAL DISABILITIES**

SCDD Staff Spotlight: Riana Hardin, Self-Advocacy Coordinator

The Executive Committee is recognizing an SCDD staff member. This will provide Committee members with an opportunity to learn more about SCDD's staff, their roles throughout the organization and some of their personal interests or aspirations. This month's Spotlight will feature a short presentation from Self-Advocacy Coordinator Riana Hardin.

Handout(s)

May be handouts the day of the meeting.

OCTOBER 24, 2023

AGENDA ITEM 7.

ACTION ITEM

EXECUTIVE COMMITTEE

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES

Sponsorship Request

Chief Deputy Director Ken DaRosa will present one sponsorship request for the Committee's consideration. The sponsorship is from Disability Voices United.

Following Chief Deputy DaRosa's presentation, members will vote on whether to approve the request.

Attachment

Disability Voices United Application Package

Action Recommended

Approve the sponsorship request from Disability Voices United.

COUNCIL AGENDA ITEM DETAIL SHEET

ISSUE: Disability Voices United

AMOUNT: \$1,500.00

BACKGROUND: The California State Council on Developmental Disabilities (SCDD) supports events that promote self-advocacy, leadership and education, thereby enabling people with developmental disabilities and their family members to expand their knowledge and skills.

ANALYSIS/DISCUSSION: Disability Voices United is requesting a sponsorship for their virtual statewide conference on the Self-Determination Program. In order to remove barriers and create an even better program for everyone in the future, Disability Voices United is convening stakeholders for a conference that will promote discussions on the Self-Determination Program's future.

Attendees will include self-advocates, family members, independent facilitators, FMSs, regional center staff, service providers, advocates, and anyone else interested in the Self-Determination Program.

There will be more than 100 presenters at the conference. They expect at least 25% of speakers will be self-advocates, with a guarantee of at least one self-advocate on every panel.

SCDD's funds would be utilized to offset the costs of language interpreters and translation of conference materials.

They were awarded sponsorships in 2017, 2019, 2021, and 2022. For past events, they were awarded funding for the costs of language interpreters and translation of conference materials.

COUNCIL STRATEGIC PLAN GOAL/OBJECTIVE: Goal 2.2- The Council will engage in 40 regional and 5 statewide innovative/special projects and/or events in the areas of employment, education, housing, health/safety and/or self-determination to: 1) Support 30,000 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; 2) Engage in professional training and/or other efforts to implement systems, demonstrate or support systems change; and/or, 3) Increase services and/or improve supports for people with intellectual/developmental disabilities and their families.

PRIOR COUNCIL ACTIVITY: Since the beginning of FY 2023-24 the Council has awarded \$4,500 in funds for sponsorship requests. The Council allocates \$25,000 per fiscal year for sponsorships. The fiscal year began July 1, 2023.

STAFF RECOMMENDATION: Approve the Disability Voices United's request for sponsorship.

ATTACHMENTS(S): Disability Voices United's request for sponsorship.

PREPARED: Kristie Allensworth October 04, 2023



Judy Mark, President
530-JOIN-DVU
judymark@dvunited.org
www.disabilityvoicesunited.org

September 14, 2023

State Council on Developmental Disabilities
3831 North Freeway Blvd. #125
Sacramento, CA 95834

Dear State Council,

Disability Voices United is hosting a virtual statewide conference on the Self-Determination Program and is writing to respectfully request support in the amount of \$1,500 from the State Council. Please see our answers to your questions below:

a. The name, date, location and description of your event/conference

Our Future. Our Fight. Our Right to Self-Determination
A Statewide Virtual Conference on the Self-Determination Program
November 3, 2022, 8:30 am - 4 pm

Disability Voices United is gathering stakeholders for a conference supporting conversations on the future of the Self-Determination Program, with an eye towards breaking down barriers and building an even better program for all in the years to come.

Attendees will include self-advocates, family members, independent facilitators, FMSs, regional center staff, service providers, advocates, and anyone else interested in the Self-Determination Program.

The conference will include presentations from SDP participants and their families in California, panels of self-determination experts, and numerous breakout sessions aimed at building connections between participants, families, independent facilitators, FMSs, service providers, and regional centers while shaping a larger movement to ensure our right to a Self-Determination Program that works for us.

The conference will once more take place on a platform called Whova that gives conference attendees the ability to network with other participants as well as virtually visit all of the “booths” in our Expo. As in previous years, our Expo will include FMSs, independent facilitators, service providers, and advocates who can help individuals along their self-determination journey.

b. How this event/conference will increase the ability of consumers and family members to exercise control, choice and flexibility in the services and supports they receive, including a description of the specific way SCDD’s funding would be utilized

The Self-Determination Program is completely about the ability of self-advocates and family members to have control, choice, and flexibility over the supports and services they receive. The SCDD funds would be used to help pay for language interpreters and translation of conference materials so that all people can fully participate in the event. We are currently committed to providing simultaneous interpretation in Spanish, and are seeking funding to expand languages offered.

c. How many presenters or panelists will participate in the event and what number of the presenters or panelists will be consumers?

All of DVU’s programming centers self-advocates and family members, and our conferences are no exception. There will be more than 100 presenters at the conference. While the program has not been finalized yet, we expect at least 25% of speakers will be self-advocates, with a guarantee of at least one self-advocate on every panel.

d. The number and type of expected attendees (i.e. teachers, providers, administrators, etc.), including how many of those attendees are expected to be consumers and family members

We expect about 800-1,000 people to attend the virtual conference. These people include SDP participants and people interested in the SDP, family members of current and future participants, service providers, regional center staff, State Council staff, DRC staff, and other advocates, DDS officials, and others. We anticipate that more than 70% will be self-advocates and family members.

e. How will you conduct outreach to increase consumer and family involvement in the conference?

We have a very large mailing list of over 5,000 individuals, who are mostly self-advocates and family members. We also are promoting the conference through the regional center self-determination local advisory committees, regional center staff, and our own regular virtual events, as well as through social media.

f. A complete and total budget – See attached

g. A list of other SCDD sponsorships and grants you have previously requested and/or received

- 2022 - DVU received \$1,500 to support translation services for a previous self-determination conference.
- 2021 - DVU received \$1,500 to support translation services for a previous self-determination conference.
- 2019 - DVU received \$1,500 funding for an in-person self-determination conference.
- 2017 - Disability Voices United received support (\$999) for a series of town halls on Medicaid cuts that were co-sponsored by SCDD
- 2017 and 2019 – DVU applied for program grants from SCDD but didn't receive funding.

h. A letter of recommendation from a consumer and/or family organization that supports your efforts to improve consumer and family self-advocacy. – See attached

i. During the event, provide acknowledgement that consumer and family participation in the event is made possible, in part, with funding from the California State Council on Developmental Disabilities.

We will list SCDD and your logo on the list of our sponsors. This will include a sponsor role in the conference platform and a free booth at our Exhibitor's Expo, for which the SCDD must provide a Zoom link.

Please let me know if you need any additional information or have any questions. You can reach me at 310-621-2045 or at judymark@dvunited.org. Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script, appearing to read "Judy Mark".

Judy Mark
President



Our Future. Our Fight. Our Right to Self-Determination
A Statewide Virtual Conference on the SDP
November 3, 2023
Budget

Estimated Expenses based on 800 attendees

Whova Platform	\$ 6,000
Staffing and Consultants	\$ 35,000
Simultaneous Interpretation in five languages and ASL	\$ 12,000
Materials translation	\$ 2,000
TOTAL EXPENSES	\$ 55,000

Estimated Income based on 450 paid participants

Sponsorships from organizations & companies	\$ 25,000
Paid self-advocates and family members (350 @ \$60 each)	\$ 21,000
Paid professionals (100 @ \$100 each)	\$ 10,000
TOTAL INCOME	\$ 56,000

Other Conference Sponsors: DVU has just begun soliciting sponsor but we anticipate there will be sponsors who are FMSs, independent facilitators, regional centers, service providers, and others.



September 14, 2023

California State Council on Developmental Disabilities
3831 N. Freeway Boulevard, Suite 125
Sacramento, CA 95834

Dear State Council,

The Integrated Community Collaborative (ICC) is writing to support the request for funding from the State Council on Developmental Disabilities to pay for Spanish and other language interpretation and translation for Disability Voices United's upcoming self-determination conference.

The ICC is a community-based organization of parents and consumers designed to promote equity, equality and eradicate purchase of services disparities for individuals with I/DD. We are eager to help make the implementation of the Self-Determination Program successful for all communities and have participated in numerous outreach and training efforts to support this important program.

This conference is critical for many participants and families to ensure they have the necessary knowledge to access their civil right to self-determination, as well as to ensure that participants and families help shape the next years of the program. Many of the families we work with would not be able to access the conference or the conversations it will include without translation or interpretation. Since Latinos are already significantly underserved and face major disparities, we need to make sure that our community has the same access to this crucial information as English speakers.

Thank you very much for your consideration. Please let me know if you have any questions.

Sincerely,

Elizabeth Gomez

Elizabeth Gomez
Director, ICC

SPONSORSHIPS AWARDED FOR 2023-2024

Agency Name:	Event Date:	Amount Requested:	Amount Awarded:	Amount Invoiced:	Remaining Funds:
Special Needs Resource Foundation of San Diego	7/13/2023	\$1,500	\$1,500	\$1,500	\$23,500
Exceptional Family Center	9/16/2023	\$1,500	\$1,500		\$22,000
University Center for Excellence in Developmental Disabilities (UCEDD) at the MIND Institute at the University of California, Davis	7/28/2023	\$1,500	\$1,500	\$1,500	\$20,500

OCTOBER 24, 2023

AGENDA ITEM 8.

ACTION ITEM

EXECUTIVE COMMITTEE

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES

Conflict of Interest Waiver Requests

Legal Counsel Brian Weisel will present conflict of interest waiver requests from the following members:

- A. Elizabeth Soloway, Board Member, East Bay Regional Center
- B. Andreas Economopoulos, Board Member, Far Northern Regional Center
- C. William Moore, Board Member, Far Northern Regional Center
- D. Ramon Hooper, Board Member, Tri-Counties Regional Center
- E. Ana Quiles, North Los Angeles County Regional Center
- F. Rocio Sigala, Board Member, North Los Angeles County Regional Center

Committee members will vote on whether to approve these requests.

Attachments

Staff analysis detail sheets for Regional Center Board Members Elizabeth Soloway, Andreas Economopoulos, William Moore, Ramon Hooper, Ana Quiles, and Rocio Sigala.

Action Recommended

Approve the conflict of interest waiver requests.

COUNCIL AGENDA ITEM DETAIL SHEET

ISSUE: Regional Center Conflict of Interest (COI)

BACKGROUND: Codified in Welfare and Institutions (W&I) Code sections 4500 et seq., the Lanterman Act requires regional centers to submit conflict of interest statements and proposed resolution plans to the Department of Developmental Services (DDS) and the Council.¹ The Director of DDS may waive conflict of interest requirements of a contracting agency (i.e., a regional center) with approval of the State Council.²

The Council is being presented with information reviewed under the existing SCDD criteria and process approved by the Council. This approach provides for staff analysis of regional center conflict of interest issues.

Elizabeth Soloway, Board Member, Regional Center of the East Bay:

Elizabeth Soloway is a member of the Regional Center of the East Bay (RCEB) Board of Directors. Ms. Soloway is a licensed professional fiduciary and has both financial and board expertise. Ms. Soloway is also a parent.

Information regarding the RCEB Board's recruitment and appointment process is available at <https://www.rceb.org>

Ms. Soloway also serves on the Board of Wellspring Educational Services (Wellspring), a non-public school and registered agency for children on the autism spectrum. Wellspring provides a summer program and applied for and approved RCEB as a vendor for a summer camp. Ms. Soloway was not involved in the vendor process.

The Council previously approved a COI waiver request under the same circumstances in February 2023.

DISCUSSION:

Conflict of Interest: Department of Developmental Services (DDS) Regulation³ 54520 provides in part that a conflict of interest exists when the

¹ Welf. & Inst. Code § 4626, subd. (I).

² Welf. & Inst. Code § 4628.

³ DDS' current regulations are published at California Code of Regulations, title 17, § 50201 et seq.

board member, or a family member of a regional center board member, holds any of the below positions for a provider:

- (1) a governing board member;**
- (2) a board committee member;
- (3) a director;
- (4) an officer;
- (5) an owner;
- (6) a partner;
- (7) a shareholder;
- (8) a trustee;
- (9) an agent;
- (10) an employee;
- (11) a contractor;
- (12) a consultant;
- (13) a person who holds any position of management; or
- (14) a person who has decision or policy making authority.

Ms. Soloway's conflict of interest arises because she is board member of a school that applied for and was approved as a vendor for RCEB as a summer camp.⁴ To address and mitigate the conflict, RCEB submitted the following Conflict of Interest Resolution Plan (Plan):

1. As a governing RCEB board member, Ms. Soloway will not participate in any discussion or vote on any matter involving Wellspring Education Services or out-of-home respite services for children including but not limited to: any discussions, recommendations, or decisions about contracts, service agreements, or any other fiduciary related items that may apply to Wellspring Educational Services or out-of-home services.
2. Ms. Soloway would disclose the existence and nature of the conflict of interest to RCEB's Board and have it noted in the Board records.
3. Ms. Soloway would abstain from voting on any matter pertaining to Wellspring Educational Services and out-of-home respite or any matter which could impact out-of-home respite services of children and supports or any competitor in the same service categories.

⁴ Cal. Code Regs., title 17, § 54520(a)(10).

4. Should matters related to Wellspring Educational Services or children's out-of-home respite case arise during and RCEB Board or committee meeting, Ms. Soloway will refrain from participating in the discussion.
5. RCEB's Board President and members are responsible for ensuring Ms. Soloway complies with Welfare and Institutions Code section 4622(k)(2).
6. RCEB's Board President and members are responsible for ensuring that the plan and its safeguards are applied and monitored.

The proposed Plan appears to mitigate concerns over a conflict of interest that could result based upon Ms. Soloway's membership on a school board with a RCEB vendor. Accordingly, staff recommends reapproval of Ms. Soloway's waiver request.

STAFF RECOMMENDATION: Approve Ms. Soloway's waiver request.

ATTACHMENT: Ms. Soloway's COI reporting statement and Plan.

PREPARED BY: Legal Counsel Brian Weisel – October 9, 2023.

COUNCIL AGENDA ITEM DETAIL SHEET

ISSUE: Regional Center Conflict of Interest (COI)

BACKGROUND: Codified in Welfare and Institutions (W&I) Code sections 4500 et seq., the Lanterman Act requires regional centers to submit conflict of interest statements and proposed resolution plans to the Department of Developmental Services (DDS) and the Council.¹ The Director of DDS may waive conflict of interest requirements of a contracting agency (i.e., a regional center) with approval of the State Council.²

The Council is being presented with information reviewed under the existing SCDD criteria and process approved by the Council. This approach provides for staff analysis of regional center conflict of interest issues.

Andreas Economopoulos, Board Member, Far Northern Regional Center:

Andreas Economopoulos is a new member of the Board of Directors of the Far Northern Regional Center (FNRC). Mr. Economopoulos also works for Impact Solutions, a FNRC vendor providing job training services. Andreas is in an internship program through O2 employment services.

The FNRC Board of Directors has a public member recruitment and appointment process which is subject to public review and engagement. FNRC recruits perspective board members by advertising their recruitment efforts within the agency, with their community partners, and using public forums, i.e. community meetings/networks/county coordinating councils, websites and E-Blast notifications. Where there are County Coordinating Councils, the Councils make recommendations to the County Board of Supervisors who make the actual appointment. For Counties without a County Coordinating Council, final appointments are decided by the membership committee of the FNRC Board of Directors which completes the appointment process.

Mr. Economopoulos is a new Board Member of FNRC. This is the first time the Council has reviewed this Conflict of Interest Waiver.

¹ Welf. & Inst. Code § 4626, subd. (f).

² Welf. & Inst. Code § 4628.

DISCUSSION:

Conflict of Interest: Department of Developmental Services (DDS) Regulation³ 54520 provides in part that a conflict of interest exists when the board member, or a family member of a regional center board member, holds any of the below positions for a provider:

- (1) a governing board member;
- (2) a board committee member;
- (3) a director;
- (4) an officer;
- (5) an owner;
- (6) a partner;
- (7) a shareholder;
- (8) a trustee;
- (9) an agent;
- (10) an employee;**
- (11) a contractor;
- (12) a consultant;
- (13) a person who holds any position of management; or
- (14) a person who has decision or policy making authority.

Mr. Economopoulos's conflict of interest arises because he is a governing board member of a FNRC service provider.⁴ To address the conflict, Mr. Economopoulos, in coordination with FNRC, submitted the following Conflict of Interest Resolution Plan (Plan):

1. Mr. Economopoulos will not make any recommendation, participate in any decision or vote on any contract regarding Impact Solutions;
2. Economopoulos will not promote Impact Solutions to any FNRC staff or consumers;

³ DDS' current regulations are published at California Code of Regulations, title 17, § 50201 et seq.

⁴ Cal. Code Regs., title 17, § 54520(a)(10).

3. Should issues involving FNRC's contract with Impact Solutions arise during the course of a FNRC Board meeting, Mr. Economopoulos will excuse himself from the meeting room;
4. Mr. Economopoulos will not access any files kept by FNRC relating to Impact Solutions;
5. Mr. Economopoulos will not participate individually, or as part of a group, in the preparation, presentation, formulation, or approval or reports, plans, policies, analyses, opinions or recommendations pertaining to Impact Solutions.

The proposed Plan appears to mitigate concerns over a conflict of interest that could result based upon Mr. Economopoulos's Board Membership with a FNRC service provider.

STAFF RECOMMENDATION: Approve Mr. Economopoulos's waiver request.

PREPARED BY: Legal Counsel Brian Weisel – October 9, 2023.

COUNCIL AGENDA ITEM DETAIL SHEET

ISSUE: Regional Center Conflict of Interest (COI)

BACKGROUND: Codified in Welfare and Institutions (W&I) Code sections 4500 et seq., the Lanterman Act requires regional centers to submit conflict of interest statements and proposed resolution plans to the Department of Developmental Services (DDS) and the Council.¹ The Director of DDS may waive conflict of interest requirements of a contracting agency (i.e., a regional center) with approval of the State Council.²

The Council is being presented with information reviewed under the existing SCDD criteria and process approved by the Council. This approach provides for staff analysis of regional center conflict of interest issues.

William Moore, Board Member, Far Northern Regional Center:

William Moore is a new member of the Board of Directors of the Far Northern Regional Center (FNRC). Mr. Moore is also employed approximately 16 hours/week at The Little Red Hen and We Care a Lot, FNRC vendors.

The FNRC Board of Directors has a public member recruitment and appointment process which is subject to public review and engagement. FNRC recruits perspective board members by advertising their recruitment efforts within the agency, with their community partners, and using public forums, i.e. community meetings/networks/county coordinating councils, websites and E-Blast notifications. Where there are County Coordinating Councils, the Councils make recommendations to the County Board of Supervisors who make the actual appointment. For Counties without a County Coordinating Council, final appointments are decided by the membership committee of the FNRC Board of Directors which completes the appointment process.

Mr. Moore is a new Board Member of FNRC. This is the first time the Council has reviewed this Conflict of Interest Waiver.

¹ Welf. & Inst. Code § 4626, subd. (I).

² Welf. & Inst. Code § 4628.

DISCUSSION:

Conflict of Interest: Department of Developmental Services (DDS) Regulation³ 54520 provides in part that a conflict of interest exists when the board member, or a family member of a regional center board member, holds any of the below positions for a provider:

- (1) a governing board member;
- (2) a board committee member;
- (3) a director;
- (4) an officer;
- (5) an owner;
- (6) a partner;
- (7) a shareholder;
- (8) a trustee;
- (9) an agent;
- (10) an employee;**
- (11) a contractor;
- (12) a consultant;
- (13) a person who holds any position of management; or
- (14) a person who has decision or policy making authority.

Mr. Moore's conflict of interest arises because he employed at two FNRC service providers.⁴ To address the conflict, Mr. Moore, in coordination with FNRC, submitted the following Conflict of Interest Resolution Plan (Plan):

1. Mr. Moore will not make any recommendation, participate in any decision or vote on any contract regarding We Care a Lot Foundation or The Little Red Hen;
2. Should issues involving FNRC's contract with We Care a Lot Foundation or The Little Red Hen arise during the course of a FNRC Board meeting, Mr. Moore will excuse himself from the meeting room;

³ DDS' current regulations are published at California Code of Regulations, title 17, § 50201 et seq.

⁴ Cal. Code Regs., title 17, § 54520(a)(10).

3. Mr. Moore will not access any files kept by FNRC relating to We Care a Lot Foundation or The Little Red Hen;
4. Mr. Moore will not participate individually, or as part of a group, in the preparation, presentation, formulation, or approval or reports, plans, policies, analyses, opinions or recommendations pertaining to We Care a Lot Foundation or The Little Red Hen.

The proposed Plan appears to mitigate concerns over a conflict of interest that could result based upon Mr. Moore's Board Membership with FNRC service provider(s). Mr. Moore has reported no other conflicts of interest.

STAFF RECOMMENDATION: Approve Mr. Moore's waiver request.

PREPARED BY: Legal Counsel Brian Weisel – October 9, 2023.

COUNCIL AGENDA ITEM DETAIL SHEET RENEWAL

ISSUE: Regional Center Conflict of Interest (COI)

BACKGROUND: Codified in Welfare and Institutions (W&I) Code sections 4500 et seq., the Lanterman Act requires regional centers to submit conflict of interest statements and proposed resolution plans to the Department of Developmental Services (DDS) and the Council.¹ The Director of DDS may waive conflict of interest requirements of a contracting agency (i.e., a regional center) with approval of the State Council.²

The Council is being presented with information reviewed under the existing SCDD criteria and process approved by the Council. This approach provides for staff analysis of regional center conflict of interest issues.

Ramon Hooper, Board Member, Tri-Counties Regional Center: Ramon Hooper is a self-advocate who was appointed as a member of the Board of Directors of Tri-Counties Regional Center (TCRC) on October 6, 2018. Mr. Hooper works for Momentum Work Inc., a TCRC vendor. His job duties involve facilities maintenance. Mr. Hooper is not involved in the individual selection of vendors who will work with TCRC.

TCRC has a public member recruitment and appointment process which is subject to public review and engagement. Candidates for the TCRC board may be recommended by organizations representing individuals with developmental disabilities and/or their family members, service providers, the general public or self-referral.

The Council Previously approved a conflict waiver for Ramon Hooper for a similar employment position with a different vendor in 2019, 2021, and 2022.

¹ Welf. & Inst. Code § 4626, subd. (I).

² Welf. & Inst. Code § 4628.

DISCUSSION:

Conflict of Interest: Department of Developmental Services (DDS) Regulation³ 54520 provides in part that a conflict of interest exists when the board member, or a family member of a regional center board member, holds any of the below positions for a provider:

- (1) a governing board member;
- (2) a board committee member;
- (3) a director;
- (4) an officer;
- (5) an owner;
- (6) a partner;
- (7) a shareholder;
- (8) a trustee;
- (9) an agent;
- (10) an employee;**
- (11) a contractor;
- (12) a consultant;
- (13) a person who holds any position of management; or
- (14) a person who has decision or policy making authority.

Mr. Hooper's conflict of interest arises because he is employed by Momentum Work Inc., a TCRC vendor.⁴ To address the conflict, Mr. Hooper submitted the following Conflict of Interest Resolution Plan (Plan):

1. Mr. Hooper shall not involve himself in any business dealings with Momentum Work Inc.
2. Mr. Hooper shall recuse himself from voting on any Board matters involving decisions specifically involving Momentum Work Inc., including voting and contract reviews.
3. Mr. Hooper is not to allow any decisions he makes in the course of his duties as a Board member to be influenced by the fact that he is employed with Momentum Work Inc.
4. If such an occasion did occur, Mr. Hooper understands he is to remove himself from any decision-making involving Momentum Work Inc.

³ DDS' current regulations are published at California Code of Regulations, title 17, § 50201 et seq.

⁴ Cal. Code Regs., title 17, § 54520(a)(10).

5. Mr. Hooper shall not participate either individually, or as part of a group, in the presentation, preparation, formulation or approval of reports, plans, policies, analyses, or opinions regarding Momentum Work Inc.
6. The TCRC Board President and Executive Director shall ensure that all confidential matters related to the status of Momentum Work Inc. will not be discussed with Mr. Hooper and will be responsible for ensuring this Plan and its safeguards are applied and monitored.

The proposed Plan appears to mitigate concerns over a conflict of interest that could result based upon Mr. Hooper's employment with a TCRC vendor. Furthermore, Mr. Hooper's membership on the TCRC Board appears to help WRC meet the composition requirements set forth in W&I Code section 4622. Accordingly, staff recommends approval of this waiver request.

STAFF RECOMMENDATION: Approve Mr. Hooper's waiver request.

ATTACHMENT: Mr. Hooper's COI reporting statement and Plan.

PREPARED BY: Legal Counsel Brian Weisel – October 9, 2023.

COUNCIL AGENDA ITEM DETAIL SHEET RENEWAL

ISSUE: Regional Center Conflict of Interest (COI)

BACKGROUND: Codified in Welfare and Institutions (W&I) Code sections 4500 et seq., the Lanterman Act requires regional centers to submit conflict of interest statements and proposed resolution plans to the Department of Developmental Services (DDS) and the Council.¹ The Director of DDS may waive conflict of interest requirements of a contracting agency (i.e., a regional center) with approval of the State Council.²

The Council is being presented with information reviewed under the existing SCDD criteria and process approved by the Council. This approach provides for staff analysis of regional center conflict of interest issues.

Ana Quiles, North Los Angeles County Regional Center: Ana Quiles serves on the North Los Angeles County Regional Center (NLACRC) Board of Directors as the Board's Treasurer. Ms. Quiles's mother and sister are employed with Caring Family Supports, which is a NLACRC vendor. Ms. Quiles's mother and sister provide respite, personal assistance and day care Ms. Quiles's daughters, who are consumers of NLACRC. Additionally, Ms. Quiles's father, sister, and brother are employed with Caring Family Supports to provide respite and personal assistance for Ms. Quiles's nephews, who are consumers of NLACRC.

The Council previously approved a waiver for Ana Quiles in June 2022.

DISCUSSION:

Conflict of Interest: Department of Developmental Services (DDS) Regulation³ 54520 provides in part that a conflict of interest exists when the board member, or a family member of a regional center board member, holds any of the below positions for a provider:

- (1) a governing board member;
- (2) a board committee member;

¹ Welf. & Inst. Code § 4626, subd. (f).

² Welf. & Inst. Code § 4628.

³ DDS' current regulations are published at California Code of Regulations, title 17, § 50201 et seq.

- (3) a director;
- (4) an officer;
- (5) an owner;
- (6) a partner;
- (7) a shareholder;
- (8) a trustee;
- (9) an agent;
- (10) an employee;**
- (11) a contractor;
- (12) a consultant;
- (13) a person who holds any position of management; or
- (14) a person who has decision or policy making authority.

Ms. Quiles's conflict of interest arises because of multiple family members employed by a NLACRC vendor.⁴ To address the conflict, Ms. Quiles resubmitted the following Conflict of Interest Resolution Plan (Plan):

1. Ms. Quiles will have no interaction as a board member with any matter that might impact Caring Family Supports, and specifically she will recuse herself from any vote on any matter that could impact Caring Family Supports.
2. Ms. Quiles will, in every conceivable manner, not interact with the Board on any matter that could conceivably impact Caring Family Supports.
3. Ms. Quiles will not participate as a board member in the consideration, preparation, review, presentation, formulation or approval of any report, plan, opinion, recommendation or action regarding Caring Family Supports or any actions creating policy or approaches that would impact Caring Family Supports and other respite, personal assistance and day care vendors.
4. Ms. Quiles will not review or participate as a board member in any discussions, recommendations, or decisions about Purchase of Service (POS) authorizations for Caring Family Supports and other respite, personal assistance and day care vendors.

⁴ Cal. Code Regs., title 17, § 54520(a)(10).

5. Ms. Quiles will not review or in any way participate as a board member in the preparation, consideration, or any follow-up related to Special Incident Reports from or about Caring Family Supports and other respite and personal assistance and day care vendors.
6. Ms. Quiles will not create, review, or in any way participate as a board member in, any corrective action plans for Caring Family Supports and other respite, personal assistance and day care vendors.
7. Ms. Quiles will not participate as a board member in any discussions, recommendations, action, or resolution of any complaints pertaining to Caring Family Supports and other respite, personal assistance and day care vendors.
8. Ms. Quiles will take no part as a board member in decisions regarding vendor appeals, or fair hearings involving Caring Family Supports and other respite, personal assistance and day care vendors.
9. Ms. Quiles will not as a board member access vendor files or other information the region center maintains about Caring Family Supports and other respite, personal assistance and day care vendors, either in electronic or hard copy form.
10. Ms. Quiles shall not participate as a board member in developing, creating, or recommending any POS policies, or other policies, that might apply to Caring Family Supports and other respite, personal assistance and day care vendors. Instead, these tasks will become the responsibility of other board members.
11. Ms. Quiles will not be involved as a board member in the negotiation, discussion, obligation or commitment of NLACRC to a course of action involving Caring Family Supports and other respite, personal assistance and day care vendors.
12. The NLACRC Board will be informed about this plan.

//

The proposed Plan appears to mitigate concerns over a conflict of interest that could result based upon Ms. Quiles's family members' employment by a NLACRC vendor.

Ms. Quiles has reported no other conflicts of interest. Accordingly, the staff recommendation is to approve Ms. Quiles's waiver request.

STAFF RECOMMENDATION: Approve Ms. Quiles's waiver request

PREPARED BY: Brian Weisel, Legal Counsel – October 5, 2023.

COUNCIL AGENDA ITEM DETAIL SHEET RENEWAL

ISSUE: Regional Center Conflict of Interest (COI)

BACKGROUND: Codified in Welfare and Institutions (W&I) Code sections 4500 et seq., the Lanterman Act requires regional centers to submit conflict of interest statements and proposed resolution plans to the Department of Developmental Services (DDS) and the Council.¹ The Director of DDS may waive conflict of interest requirements of a contracting agency (i.e., a regional center) with approval of the State Council.²

The Council is being presented with information reviewed under the existing SCDD criteria and process approved by the Council. This approach provides for staff analysis of regional center conflict of interest issues.

Rocio Sigala, Board Member, North Los Angeles County Regional Center:

Rocio Sigala (Sigala) is currently on the Board of the North Los Angeles County Regional Center (NLARC). Sigala's sister, Belen Sigala, provides respite and personal assistance and daycare for her nephew, a consumer of NLACRC. Belen is employed with Helpful Hands, a vendor of North Los Angeles County Regional Center.

The Council previously approved a conflict waiver request for Sigala at its February 2023 Meeting.

DISCUSSION:

Conflict of Interest: Department of Developmental Services (DDS) Regulation³ 54520 provides in part that a conflict of interest exists when the board member, **or a family member** of a regional center board member, holds any of the below positions for a provider:

- (1) a governing board member;
- (2) a board committee member;
- (3) a director;

¹ Welf. & Inst. Code § 4626, subd. (I).

² Welf. & Inst. Code § 4628.

³ DDS' current regulations are published at California Code of Regulations, title 17, § 50201 et seq.

- (4) an officer;
- (5) an owner;
- (6) a partner;
- (7) a shareholder;
- (8) a trustee;
- (9) an agent;
- (10) an employee;**
- (11) a contractor;
- (12) a consultant;
- (13) a person who holds any position of management; or
- (14) a person who has decision or policy making authority.

Sigala's conflict of interest arises because a Sigala's family member is a respite worker for a NLARC vendor.⁴ To address the conflict, Sigala submitted a conflict resolution plan, attached. In summary:

1. Sigala will screen off of any discussion or vote involving Helpful Hands as a vendor of NLARC.
2. Sigala will not review or in any way participate as a board member in the preparation, consideration, or any follow-up related to Special Incident Reports from or about Helpful Hands and other respite, personal assistance and daycare vendors.
3. Sigala will not create, review, or in any way participate as a board member in, any corrective action plans for Helpful Hands and other respite, personal assistance and daycare vendors.
4. Sigala will not participate as a board member in any discussions, recommendations, action, or resolution of any complaints pertaining to Helpful Hands and other respite, personal assistance and daycare vendors.
5. Sigala will take no part as a board member in decisions regarding vendor appeals, or fair hearings involving Helpful Hands and other respite, personal assistance and daycare vendors.

⁴ Cal. Code Regs., title 17, § 54520(a)(10).

6. The NLACRC Board of Trustees will be informed about this Plan of Action.

The proposed Plan appears to mitigate concerns over a conflict of interest that could result based upon the respite services Sigala's sister provides to a NLARC vendor. Accordingly, the staff recommendation is to approve Rocio Sigala's waiver request.

STAFF RECOMMENDATION: Approve Rocio Sigala's waiver request.

PREPARED BY: Legal Counsel Brian Weisel – October 9, 2023.

OCTOBER 24, 2023

**AGENDA ITEM 9.
INFORMATION ITEM**

**EXECUTIVE COMMITTEE
STATE COUNCIL ON DEVELOPMENTAL DISABILITIES**

SCDD Budget Update

Chief Deputy Director Ken DaRosa will provide Committee members with an update on the Council's budget.

Attachments

Budget Narratives
FY 2023/24 Budget Display
October Budget Projections
Line-Item Summary



SFY 2023-24 Budget Update

Key Takeaways:

- The State Fiscal Year 2023-24 Budget was approved by the full Council on May 23, 2023.
- In August 2023, SCDD was notified of an increase in its 2023 Basic Stage Grant award of \$29,000.
- Also, in August 2023, the state reached agreement with labor unions which included salary increases.
- Over the next three years, most employees will see annual salary increases of 3 percent, with an increase of up to 4 percent possible in year three if state revenues can support it.
- Some positions also will see a one-time, four percent increase in the first year in addition to the three percent increase for all covered employees.
- SCDD's Office Technicians are among the positions receiving the four percent special salary adjustment (i.e., the additional 4 percent).
- These changes are effective July 1, 2023.
- Staff have revised the budget previously approved to reflect the changes resulting from the grant increase and the approved bargaining agreements.
- The budget package also includes the most recent report on budget expenditures (as of September 1, 2023) and projected budget balances for the current fiscal year

Discussion:

The package before the Committee includes a budget report for State Fiscal Year (SFY) 2023-24 expenditures as of September 1, 2023, and projected budget balances.

The package also includes budget adjustments reflecting a modest increase in SCDD's Basic State Grant award (\$29,000) and budget changes based on recently bargained salary increases. Some budget line items were reduced to accommodate the increased personal services costs tied to salary increases.

As a reminder, the Council approved the SFY 2023-24 budget on May 23, 2023. This item is being brought back to the Executive Committee to inform members of changes that were not foreseen when the budget previously was approved.

General Salary Increase and Special Salary Adjustment

In August 2023 the State negotiated collective bargaining agreements with the union representing approximately 95,000 state employees.

The agreement provides for an annual 3 percent salary increase each of the next two years. In the third year of the agreement, employees may receive a four percent salary increase if the state has sufficient funding to support that level of increase. If sufficient funding is not available, employees will still receive a three percent increase.

The negotiated agreement includes a special salary adjustment for several, specified classifications including Office Technicians. These classifications will receive a one-time salary increase of 4 percent in addition to the three percent previously mentioned. For many of these classifications, special salary increase ensures the starting wage is \$20 per hour and ensures employees in those jobs stay ahead of prevailing minimum wage.

Budget Adjustments

The negotiated agreements will increase BSG Salaries and Wages by \$148,000 in 2023-24. The salary increases also affect the QA (\$69,000), CRA/VAS (\$39,000), and SDM-TAP (\$21,000) program budgets.

To offset increased BSG costs, reductions were applied to various line items such as General Expense (\$10,000), Printing (\$10,000), and Postage (\$2,000). Additionally, our projected Salary Savings (i.e., anticipated savings resulting from accumulated vacant positions over the course of the fiscal year) was adjusted to 8 percent, aligning with historical trends.

Basic State Grant (BSG) Budget and Expenditures

The SFY 2023-24 BSG budget is \$8,062,000. Expenditures to date (September 1, 2023), include:

- Personal Services: Total expenditures to date (\$764,159) result in a remaining balance of \$5,482,841 (approximately 88 percent). The current vacancy rate is 14 percent –a total of 7 vacancies.
- OE&E: Expenses under this category total \$96,751, with a remaining balance of \$1,418,249.
- Program Development Grants: Cycle 46 grantees began their work in early October. As a result, no expenditures have been recorded.

Quality Assurance (QA) Reimbursements from DDS

Total QA funding available is \$3,672,000. Expenditures to date total \$483,277, and the budget balance is \$3,188,723. These reflect:

- Personal Services: Year-to-date expenditures of \$449,738 leave a remaining balance of \$1,829,262 (approximately 80 percent). The vacancy rate is 17 percent (i.e., three vacancies).

- OE&E: Year-to-date expenditures of \$33,539 for this line-item result in a remaining balance of \$1,359,066 (approximately 98 percent).

Client's Rights Advocates/Volunteer Advocacy Services (CRA/VAS) Reimbursements from DDS

Total CRA/VAS funding available is \$1,661,000. Expenditures to date total \$244,942, with a remaining balance of \$1,416,058 (85.3 percent). In summary, expenditures include:

- Personal Services: Year-to-date expenditures \$220,527 for a remaining balance of \$1,069,473 (approximately 83 percent). The vacancy rate is 11 percent (i.e., one position).
- OE&E: Expenses under this category total \$24,414, with a remaining balance of \$346,586 (93.4 percent).

It's important to note that the QA and CRA/VAS programs are funded by reimbursement from DDS, and that SCDD is reimbursed for actual expenses. Any projected savings has no fiscal impact on other programs.

Supported Decision-making Technical Assistance Program (SDM-TAP)

Committee and Council budget updates will now include SDM-TAP spending reports. The program is funded from a one-time \$5 million appropriation. It includes \$2 million to establish and operate the program, and \$3 million for grants.

The SDM-TAP team has begun work engaging stakeholders and partners to design the program grants and technical assistance contracts that can support both the program and the grantees.

Total SDM-TAP funding available is \$5,000,000. Expenditures to date total \$19,330 and are limited to Personal Services. Most of the OE&E budget will fund program support contracts (approximately \$1.2 million). The grant budget (\$3 million) is a separate line-item.



State Council on Developmental Disabilities

Fiscal Year 2023-24 Proposed Budget Revised October 2023

Categories	Council Budget	SCDD Budget - Other Sources			TOTAL
	*Basic State Grant	Quality Assessment	Clients' Rights Advocates/ Volunteer Advocacy	Supported Decisionmaking Technical Assistance Program	
	Federal Grant	State Contract	State Contract	Budget Act of 2022 2-Year Budget	
1. Personal Services:					
Net Salaries & Wages	\$ 4,393,000	\$ 1,543,000	\$ 859,000	\$ 488,000	\$ 7,283,000
Temporary Help / Honorarium	\$ 60,000	\$ -	\$ -	\$ -	\$ 60,000
Worker's Compensation	\$ 55,000	\$ 3,000	\$ 5,000	\$ 2,000	\$ 65,000
Staff Benefits	\$ 2,090,000	\$ 733,000	\$ 426,000	\$ 265,000	\$ 3,514,000
Less 8% Salary Savings From Vacancies	\$ (351,000)				\$ (351,000)
Total Personal Services	\$ 6,247,000	\$ 2,279,000	\$ 1,290,000	\$ 755,000	\$ 10,571,000
2. Operating Expense and Equipment:					
General Expense	\$ 50,000	\$ 18,000	\$ 5,000	\$ 12,000	\$ 85,000
Printing	\$ 30,000	\$ 562,000	\$ 9,000	\$ 6,000	\$ 607,000
Communications	\$ 55,000	\$ 40,000	\$ 10,000	\$ 12,000	\$ 117,000
Postage	\$ 9,000	\$ 211,605	\$ 1,000	\$ 6,000	\$ 227,605
Travel-in-State :	\$ 175,000	\$ 5,000	\$ 32,000	\$ 16,000	\$ 228,000
Out-of-State Travel	\$ 8,000	\$ -	\$ -	\$ -	\$ 8,000
Training (Tuition and Registration)	\$ 35,000	\$ 3,000	\$ 15,000	\$ 10,000	\$ 63,000
Facilities Operations (Rent)	\$ 550,000	\$ 282,000	\$ 24,000	\$ -	\$ 856,000
Utilities	\$ 8,000	\$ 2,000	\$ -	\$ -	\$ 10,000
Interdepartmental Services	\$ 250,000	\$ 164,000	\$ 134,000	\$ 6,000	\$ 554,000
External Contract Services	\$ 100,000	\$ 30,000	\$ 3,000	\$ 1,165,000	\$ 1,298,000
Information Technology	\$ 215,000	\$ 50,000	\$ 45,000	\$ 12,000	\$ 322,000
Statewide Cost Allocation Plan (SWCAP)	\$ 25,000	\$ -	\$ -	\$ -	\$ 25,000
Other Items of Expense	\$ 5,000	\$ 25,000	\$ 93,000	\$ 3,000,000	\$ 3,123,000
Total Operating Expense and Equipment	\$ 1,515,000	\$ 1,392,605	\$ 371,000	\$ 4,245,000	\$ 7,524,000
3. Community Grants / Other Projects	\$ 300,000	\$ -	\$ -	\$ -	\$ 300,000
4. Total SCDD Budget by Source	\$ 8,062,000	\$ 3,672,000	\$ 1,661,000	\$ 5,000,000	\$ 18,395,000
5. Total Basic State Grant Award	\$ 8,064,000				
6. Difference between Total Council Budget and Basic State Grant Award	\$ 2,000				
*Footnotes					
Cash Reserve	\$ 1,750,000				
Estimated Unexpended Funds Available	\$ 345,000				



State Council on Developmental Disabilities

Council Report for State Fiscal Year 2023 - 2024

As of September 1, 2023

Expenditures through August 2023

Federal Grant	Annual Budget	Monthly Expenditures	Year-To-Date Expenditures	Balance	Positions	#
Personal Services & Benefits	\$ 6,247,000	\$ 397,398	\$ 764,159	\$ 5,482,841	# Positions	50
Operating Expenses	\$ 1,515,000	\$ 51,257	\$ 96,751	\$ 1,418,249	# Vacancies	7
Grants / Special Items	\$ 300,000	\$ -	\$ -	\$ 300,000		
Total	\$ 8,062,000	\$ 448,655	\$ 860,910	\$ 7,201,090	Vacancy %	14%

Quality Assessment	Annual Budget	Monthly Expenditures	Year-To-Date Expenditures	Balance	Positions	#
Personal Services & Benefits	\$ 2,279,000	\$ 219,746	\$ 449,738	\$ 1,829,262	# Positions	18
Operating Expenses	\$ 1,392,605	\$ 22,020	\$ 33,539	\$ 1,359,066	# Vacancies	3
Total	\$ 3,672,000	\$ 241,766	\$ 483,277	\$ 3,188,723	Vacancy %	17%

Clients' Rights Advocates/ Voluntary	Annual Budget	Monthly Expenditures	Year-To-Date Expenditures	Balance	Positions	#
Personal Services & Benefits	\$ 1,290,000	\$ 93,078	\$ 220,527	\$ 1,069,473	# Positions	9
Operating Expenses	\$ 371,000	\$ 20,597	\$ 24,414	\$ 346,586	# Vacancies	1
Total	\$ 1,661,000	\$ 113,675	\$ 244,942	\$ 1,416,058	Vacancy %	11%

Supported Decision-Making Technical Assistance Program	Annual Budget	Monthly Expenditures	Year-To-Date Expenditures	Balance	Positions	#
Personal Services & Benefits	\$ 755,000	\$ 19,330	\$ 19,330	\$ 735,670	# Positions	3
Operating Expenses	\$ 1,245,000	\$ -	\$ -	\$ 1,245,000	# Vacancies	0
Grant Awards	\$ 3,000,000	\$ -	\$ -	\$ 3,000,000		
Total	\$ 5,000,000	\$ 19,330	\$ 19,330	\$ 4,980,670	Vacancy %	0%

Total	#
# Positions	80
# Vacancies	11
Vacancy %	14%

State Council on Developmental Disabilities

Council Report for State Fiscal Year 2023 - 2024

As of September 1, 2023

Expenditures through August 2023

Federal Grant	Budgeted Base	Current Month Expenditure	YTD Expenditure	Remaining Balance	Remaining Percentage
PERSONAL SERVICES (PS & PB)					
Salaries & Wages w/ Benefits	6,247,000	397,398	764,159	5,482,841	87.8%
OPERATING EXPENSE (OE&E)					
General Expense (Meeting/Conf/ Office Equip)	50,000	3,508	3,508	46,492	93.0%
Printing	30,000	1,758	1,758	28,242	94.1%
Communications	55,000	1,704	1,704	53,296	96.9%
Postage	9,000	918	918	8,082	89.8%
Travel-in-State	175,000	1,246	1,246	173,754	99.3%
Out-of-State Travel	8,000	3,196	3,196	4,804	60.0%
Training (Tuition and Registration)	35,000	325	45,819	(10,819)	-30.9%
Facilities Operations (Rent)	550,000	36,685	36,685	513,315	93.3%
Facilities Plng/Maint. & Utilities	8,000	30	30	7,970	99.6%
Interdepartmental Services	250,000	1,888	1,888	248,112	99.2%
External Contract Services	100,000	-	-	100,000	100.0%
Information Technology (Computer, Software)	215,000	-	-	215,000	100.0%
Statewide Cost Allocation Plan (SWCAP)	25,000	-	-	25,000	100.0%
Other Items of Expense	5,000	-	-	5,000	100.0%
Subtotal OE&E	1,515,000	51,257	96,751	1,418,249	93.6%
SPECIAL ITEM (PROGRAM 20)	300,000	-	-	300,000	100.0%
TOTAL	8,062,000	448,655	860,910	7,201,090	89.3%

Quality Assessment	Budgeted Base	Current Month Expenditure	YTD Expenditure	Remaining Balance	Remaining Percentage
PERSONAL SERVICES (PS & PB)					
Salaries & Wages w/ Benefits	2,279,000	219,746	449,738	1,829,262	80.3%
OPERATING EXPENSE (OE&E)					
General Expense (Meeting/Conf/ Equipment)	18,000	1,567	1,567	16,433	91.3%
Printing	562,000	1,957	1,957	560,043	99.7%
Communications	40,000	753	753	39,247	98.1%
Postage	211,605	-	-	211,605	100.0%
Travel-in-State	5,000	460	460	4,540	90.8%
Training (Tuition and Registration)	3,000	325	325	2,675	89.2%
Facilities Operations (Rent)	282,000	16,223	27,742	254,258	90.2%
Facilities Plng/Maint. & Utilities	2,000	-	-	2,000	100.0%
Interdepartmental Services	164,000	-	-	164,000	100.0%
External Contract Services	30,000	736	736	29,264	97.5%
Data Processing (Software, Supplies & Misc.)	50,000	-	-	50,000	100.0%
Other Items/ Client Services	25,000	-	-	25,000	100.0%
Subtotal OE&E	1,392,605	22,020	33,539	1,359,066	97.6%
TOTAL	3,672,000	241,766	483,277	3,188,328	86.8%

State Council on Developmental Disabilities

Council Report for State Fiscal Year 2023 - 2024

As of September 1, 2023

Expenditures through August 2023

Clients' Rights Advocates/ Volunteer Advocacy Services	Budgeted Base	Current Month Expenditure	YTD Expenditure	Remaining Balance	Remaining Percentage
PERSONAL SERVICES (PS & PB)					
Salaries & Wages w/ Benefits	1,290,000	93,078	220,527	1,069,473	82.9%
OPERATING EXPENSE (OE&E)				-	
General Expense (Meeting/Conf/ Equipment)	5,000	1,567	1,567	3,433	68.7%
Printing	9,000	250	250	8,750	97.2%
Communications	10,000	286	286	9,714	97.1%
Postage	1,000	-	-	1,000	100.0%
Travel-in-State	32,000	2,486	2,486	29,514	92.2%
Training (Tuition and Registration)	15,000	-	-	15,000	100.0%
Facilities Operations (Rent)	24,000	8,521	12,338	11,662	48.6%
Interdepartmental Services	134,000	-	-	134,000	100.0%
External Contract Services	3,000	736	736	2,264	75.5%
Data Processing (Software, Supplies & Misc.)	45,000	-	-	45,000	100.0%
Other Items/ Client Services	93,000	6,750	6,750	86,250	92.7%
Subtotal OE&E	371,000	20,597	24,414	346,586	93.4%
TOTAL	1,661,000	113,675	244,942	1,416,058	85.3%

Supported Decision-Making Technical Assistance Program	Budgeted Base	Current Month Expenditure	YTD Expenditure	Remaining Balance	Remaining Percentage
PERSONAL SERVICES (PS & PB)					
Salaries & Wages w/ Benefits	755,000	19,330	19,330	735,670	97.4%
OPERATING EXPENSE (OE&E)					
General Expense (Meeting/Conf/ Equipment)	12,000	-	-	12,000	100.0%
Printing	6,000	-	-	6,000	100.0%
Communications	12,000	-	-	12,000	100.0%
Postage	6,000	-	-	6,000	100.0%
Travel-in-State	16,000	-	-	16,000	100.0%
Training (Tuition and Registration)	10,000	-	-	10,000	100.0%
Facilities Operations (Rent)	-	-	-	-	0.0%
Facilities Plng/Maint. & Utilities	-	-	-	-	0.0%
Interdepartmental Services	6,000	-	-	6,000	100.0%
External Contract Services	1,165,000	-	-	1,165,000	100.0%
Data Processing (Software, Supplies & Misc.)	12,000	-	-	12,000	100.0%
Subtotal OE&E	1,245,000	-	-	1,245,000	100.0%
Grant Awards	3,000,000	-	-	3,000,000	100.0%
TOTAL	5,000,000	19,330	19,330	4,980,670	99.6%

OCTOBER 24, 2023

AGENDA ITEM 10.

ACTION ITEM

EXECUTIVE COMMITTEE

STATE COUNCIL ON DEVELOPMENTAL DISABILITIES

Out of-State-Travel Update

In 2016, California instituted the State Funded Travel Ban prohibiting state employees from traveling to states that discriminate based on sexual orientation, gender identity, or gender expression. The Council adopted its policies to conform with the State's policy. Recently, SB 447 repealed this ban, introducing the Building and Reinforcing Inclusive, Diverse, Gender-Supportive Equity (BRIDGE) Project by the GO-Biz agency, aimed at promoting social equity, civil rights, and anti-discrimination through marketing and advertising campaigns.

Legal Counsel Brian Weisel will provide Committee members with more information on this recent change and members will vote whether to rescind the Council's Out-of-State Policy to conform with State policy.

Attachments

Detail Sheet

SCDD Out-of-State Travel Policy

SB 447 Text

Action Recommended

Rescind the Council's Out-of-State Policy.

COUNCIL AGENDA ITEM DETAIL SHEET

ISSUE: Out-of-State Travel Policy Update

BACKGROUND: In 2016, California passed the “State Funded Travel Ban” statute, which prohibited a state agency employee or committee member from traveling to any state that had discriminated on the basis of sexual orientation, gender identity, or gender expression. The Council then created its own travel policy mirroring the new state law.

This session, the Legislature passed and the Governor signed SB 447, which repealed the State Funded Travel Ban and instead authorizes the GO-Biz agency to establish the Building and Reinforcing Inclusive, Diverse, Gender-Supportive Equity Project (BRIDGE Project) to promote social equity, civil rights, and antidiscrimination through marketing and advertising campaigns.

DISCUSSION:

Though the initial State Funded Travel Ban bill was originally passed with good intentions to spare California staff and members from discrimination, implementation became cumbersome, somewhat ineffective, and may have had the opposite of the intended effect.

Nearly half the states in the nation eventually were on the ever-growing list, prohibiting travel for valuable trainings and networking opportunities for California staff and members. If a state worker did in fact travel to a “banned” state, they had to fund the trip themselves. This led to several national conferences where California did not attend at all, when every other state had representation. Instead of using the threat of California dollars to get states to change policy, they simply did not, and California’s voice was left “out of the room.”

STAFF RECOMMENDATION: Rescind Council’s Out-of-State Policy to conform with updated state law.

ATTACHMENTS: Current policy, text of SB 447.

PREPARED BY: Legal Counsel Brian Weisel – October 9, 2023.

Senate Bill No. 447
CHAPTER 199

An act to amend Section 12096.3 of, to add Article 16 (commencing with Section 12100.170) to Chapter 1.6 of Part 2 of Division 3 of Title 2 of, and to repeal Section 11139.8 of, the Government Code, and to amend Section 4646 of the Welfare and Institutions Code, relating to economic development, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 13, 2023. Filed with Secretary of State September 13, 2023.]

LEGISLATIVE COUNSEL'S DIGEST

SB 447, Atkins. GO-Biz: Building and Reinforcing Inclusive, Diverse, Gender-Supportive Equity Project.

(1) Existing law establishes the Governor's Office of Business and Economic Development (GO-Biz) to serve the Governor as the lead entity for economic strategy and the marketing of California on issues relating to business development, private sector investment, and economic growth. In this regard, existing law authorizes GO-Biz to make recommendations to the Governor and the Legislature on new state policies and to provide data, information, and assistance, as specified.

This bill would further authorize GO-Biz to establish the Building and Reinforcing Inclusive, Diverse, Gender-Supportive Equity Project (BRIDGE Project) to promote social equity, civil rights, and antidiscrimination through marketing and advertising campaigns. The bill would establish the BRIDGE Project Fund and would make the money available to the office upon appropriation by the Legislature for the purpose of implementing the project, and would authorize the office to receive donations into the fund. The bill would authorize the office to contract with a private, nonprofit agency, as specified, and to use the services of volunteer advertising agencies and donated media to conduct marketing activities. The bill would require the office to convene an advisory committee of no more than 10 members, as defined, to advise the office on BRIDGE Project media campaigns, as specified. The bill would authorize the office to consult with any state agency with expertise relating to the purpose of the BRIDGE Project, as specified.

The bill would provide that any media campaign funded pursuant to this project may, among other things, be on a national scale and, to the extent possible, may target audiences in a state or states, or a media market that includes a state or states that have enacted a law that voids or repeals, or has the effect of voiding or repealing, an existing state or local protection against discrimination on the basis of sexual orientation, gender identity, or gender expression, or have enacted a law that authorizes or requires discrimination against same-sex couples or their families or on the basis of sexual orientation, gender identity, or gender expression, including any law that creates an exemption to antidiscrimination laws in order to permit discrimination against same-sex couples or their families or on the basis of sexual orientation, gender identity, or gender expression. The bill would also add a provision specifying that nothing in the provisions regarding GO-Biz shall be interpreted to require a state employee or officer to travel to a state or states that have enacted a law that would discriminate on the basis of sex, sexual orientation, gender identity, or gender expression, or that has the effect of prohibiting conduct or activities otherwise protected under the laws of this state.

(2) Existing law prohibits a state agency and the Legislature from requiring any of its employees, officers, or members to travel to, or from approving a request for state-funded or state-sponsored travel to, any state that has enacted a law that voids or repeals, or that has the effect of voiding or repealing, existing state or local protections against discrimination on the basis of sexual orientation, gender identity, or gender expression or that has enacted a law that authorizes or requires discrimination against same-sex couples or their families or on the basis of sexual orientation, gender identity, or gender expression, as specified.

This bill would repeal those provisions prohibiting a state agency and the Legislature from requiring travel to specified states and would make a conforming change.

(3) This bill would declare that it is to take effect immediately as an urgency statute.

DIGEST KEY

Vote: 2/3 Appropriation: no Fiscal Committee: yes Local Program: no

BILL TEXT

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS
FOLLOWS:

SECTION 1. Section 11139.8 of the Government Code is repealed.

SEC. 2. Section 12096.3 of the Government Code is amended to read:

12096.3. The office shall serve the Governor as the lead entity for economic strategy and the marketing of California on issues relating to business development, private sector investment, and economic growth. In this capacity, the office may:

(a) Recommend to the Governor and the Legislature new state policies, programs, and actions, or amendments to existing programs, advance statewide economic goals and respond to emerging economic problems and opportunities, and ensure that all state policies and programs conform to the adopted state economic and business development goals.

(b) Coordinate the development of policies and criteria to ensure that federal grants administered or directly expended by state government advance statewide economic goals and objectives.

(c) Market the business and investment opportunities available in California by working in partnership with local, regional, federal, and other state public and private institutions to encourage business development and investment in the state.

(d) Provide, including, but not limited to, all of the following:

(1) Economic and demographic data.

(2) Financial information to help link businesses with state and local public and private programs.

(3) Workforce information, including, but not limited to, labor availability, training, and education programs.

(4) Transportation and infrastructure information.

(5) Assistance in obtaining state and local permits.

(6) Information on tax credits and other incentives.

(7) Permitting, siting, and other regulatory information pertinent to business operations in the state.

(e) Establish a well-advertised telephone number, an interactive internet website, and an administrative structure that effectively supports the facilitation of business development and investment in the state.

(f) Encourage collaboration among research institutions, startup companies, local governments, venture capitalists, and economic development agencies to promote innovation.

(g) In cooperation with the federal government, foster relationships with overseas entities to improve the state's image as a destination for business investment and expansion.

(h) Conduct research on the state's business climate, including, but not limited to, research on how the state can remain on the leading edge of innovation and emerging sectors.

(i) Support small businesses by providing information about accessing capital, complying with regulations, and supporting state initiatives that support small business.

(j) Establish the Building and Reinforcing Inclusive, Diverse, Gender-Supportive Equity Project (BRIDGE Project) to promote social equity, civil rights, and antidiscrimination through marketing and advertising campaigns.

SEC. 3. Article 16 (commencing with Section 12100.170) is added to Chapter 1.6 of Part 2 of Division 3 of Title 2 of the Government Code, to read:

Article 16. Building and Reinforcing Inclusive, Diverse, Gender-Supportive Equity Project

12100.170. This article shall be known, and may be cited, as the Building and Reinforcing Inclusive, Diverse, Gender-Supportive Equity Project (BRIDGE Project).

12100.171.

(a) There is hereby established, within the office, the BRIDGE Project.

(b) The purpose of the BRIDGE Project is to raise public awareness and promote civil rights and antidiscrimination through education, advertising, and marketing activities.

(c) There is hereby created the BRIDGE Project Fund within the office. Moneys in the account shall be available, upon appropriation by the Legislature, for the purposes of this article. The office is authorized to receive donations into the fund.

(d) The office may contract with a private, nonprofit agency that is the leading producer of public service advertisements and is able to use the services of volunteer advertising agencies and donated media to conduct the marketing activities required by this article.

(e) Any media campaign funded pursuant to this article is subject to all of the following requirements:

(1) A media campaign funded pursuant to this article shall not promote a political purpose or feature in any manner the image or voice of any elected public official or candidate for elected office, or

directly represent the views of any elected public official or candidate for elected office.

(2) Media campaigns may be on a national scale and, to the extent possible, may target audiences in a state or states, or a media market that includes a state or states that have enacted a law that voids or repeals, or has the effect of voiding or repealing, an existing state or local protection against discrimination on the basis of sexual orientation, gender identity, or gender expression, or have enacted a law that authorizes or requires discrimination against same-sex couples or their families or on the basis of sexual orientation, gender identity, or gender expression, including any law that creates an exemption to antidiscrimination laws in order to permit discrimination against same-sex couples or their families or on the basis of sexual orientation, gender identity, or gender expression.

(3) Media campaigns funded pursuant to this article shall be designed to educate the public and promote antidiscrimination, issues LGBTQ+ communities face, civil rights, acceptance and inclusion of all people regardless of race, religion, gender, sexual orientation, age, and ability.

(f) The office shall convene an advisory committee of no more than 10 members to advise the office on BRIDGE Project media campaigns, including, but not limited to, the content of media campaigns, emerging issues relevant to the purpose of the BRIDGE Project, evaluation of current and potential campaigns, and strategic outreach to communities affected by the campaign. The advisory committee members shall include LGBTQ+ advocates, marketing and public relations professionals, and representatives from research institutions as necessary to develop and evaluate media campaigns funded pursuant to this article. The advisory committee members shall be determined by the director.

(g) Nothing in this article shall be interpreted to require a state employee or officer to travel to a state or states that have enacted a law that would discriminate on the basis of sex, sexual orientation, gender identity, or gender expression, or that has the effect of prohibiting conduct or activities otherwise protected under the laws of this state.

(h) When implementing this article, the office may consult with any state agency with expertise relating to the purpose of the BRIDGE Project, as outlined in subdivision (b).

SEC. 4. Section 4646 of the Welfare and Institutions Code, as amended by Section 17 of Chapter 44 of the Statutes of 2023, is amended to read: 4646.

(a) It is the intent of the Legislature to ensure that the individual program plan and provision of services and supports by the regional center system is centered on the individual and the family of the individual with developmental disabilities and takes into account the needs and preferences of the individual and the family, if appropriate, as well as promoting community integration, independent, productive, and normal lives, and stable and healthy environments. It is the further intent of the Legislature to ensure that the provision of services to consumers and their families be effective in meeting the goals stated in the individual program plan, reflect the preferences and choices of the consumer, and reflect the cost-effective use of public resources.

(b) The individual program plan is developed through a process of individualized needs determination. The individual with developmental disabilities and, if appropriate, the individual's parents, legal guardian or conservator, or authorized representative, shall have the opportunity to actively participate in the development of the plan.

(c) An individual program plan shall be developed for any person who, following intake and assessment, is found to be eligible for regional center services. These plans shall be completed within 60 days of the completion of the assessment. At the time of intake, the regional center shall inform the consumer and, if appropriate, the consumer's parents, legal guardian or conservator, or authorized representative, of the services available through the state council and the protection and advocacy agency designated by the Governor pursuant to federal law, and shall provide the address and telephone numbers of those agencies.

(d) Individual program plans shall be prepared jointly by the planning team. Decisions concerning the consumer's goals, objectives, and services and supports that will be included in the consumer's individual program plan and purchased by the regional center or obtained from generic agencies shall be made by agreement between the regional center representative and the consumer or, if appropriate, the parents, legal guardian, conservator, or authorized representative at the program plan meeting.

(e) Regional centers shall comply with the request of a consumer or, if appropriate, the request of the consumer's parents, legal guardian, conservator, or authorized representative, that a designated representative receive written notice of all meetings to develop or revise the individual

program plan and of all notices sent to the consumer pursuant to Section 4710. The designated representative may be a parent or family member.

(f) Notwithstanding any other law, until June 30, 2024, a meeting regarding the provision of services and supports by the regional center, including a meeting to develop or revise the individual program plan, shall be held by remote electronic communications if requested by the consumer or, if appropriate, if requested by the consumer's parents, legal guardian, conservator, or authorized representative.

(g) At the conclusion of an individual program plan meeting, an authorized representative of the regional center shall provide to the consumer, in written or electronic format, a list of the agreed-upon services and supports, and, if known, the projected start date, the frequency and duration of the services and supports, and the provider. The authorized representative of the regional center shall sign the list of agreed-upon services and supports at that time. The consumer, or if appropriate, the consumer's parent, legal guardian, conservator, or authorized representative shall sign the list of agreed-upon services and supports prior to its implementation. The consumer, or if appropriate, the consumer's parent, legal guardian, conservator, or authorized representative, may elect to delay receipt of the list of agreed-upon services and supports pending final agreement, as described in subdivision (h). If the consumer, or if appropriate, the consumer's parent, legal guardian, conservator, or authorized representative, elects to delay the receipt of the list of agreed-upon services and supports for 15 days, the list shall be provided in the preferred language of the consumer, or of the consumer's parent, legal guardian, or authorized representative.

(h) If a final agreement regarding the services and supports to be provided to the consumer cannot be reached at a program plan meeting, then a subsequent program plan meeting shall be convened within 15 days, or later at the request of the consumer or, if appropriate, the parents, legal guardian, conservator, or authorized representative or if agreed to by the planning team. The list of the agreed-upon services and supports described in subdivision (g) and signed by the authorized representative of the regional center shall be provided, in writing or electronically, at the conclusion of the subsequent program plan meeting, and shall be provided in the preferred language of the consumer, or of the consumer's parent, legal guardian, conservator, or authorized representative. Additional program plan meetings may be held with the agreement of the regional center representative and the consumer or, if appropriate, the parents, legal guardian, conservator, or authorized representative.

(i) An authorized representative of the regional center and the consumer or, if appropriate, the consumer's parent, legal guardian, conservator, or authorized representative shall sign the individual program plan and the list of the agreed-upon services and supports prior to its implementation. If the consumer or, if appropriate, the consumer's parent, legal guardian, conservator, or authorized representative, does not agree with all components of the individual program plan, the consumer may indicate that disagreement on the plan. Disagreement with specific plan components shall not prohibit the implementation of services and supports agreed to by the consumer or, if appropriate, the consumer's parent, legal guardian, conservator, or authorized representative. If the consumer or, if appropriate, the consumer's parent, legal guardian, conservator, or authorized representative, does not agree with the plan in whole or in part, the consumer shall be sent written notice of their appeal rights, as required by Sections 4701 and 4710.

(j) (1) A regional center shall communicate in the consumer's preferred language, or, if appropriate, the preferred language of the consumer's family, legal guardian, conservator, or authorized representative, during the planning process for the individual program plan, including during the program plan meeting, and including providing alternative communication services, as required by Sections 11135 to 11139, inclusive, of the Government Code and implementing regulations.

(2) A regional center shall provide alternative communication services, including providing copies of the list of services and supports, and the individual program plan in the preferred language of the consumer or the consumer's family, legal guardian, conservator, or authorized representative, or both, as required by Sections 11135 to 11139, inclusive, of the Government Code and implementing regulations.

(3) The preferred language of the consumer or the consumer's family, legal guardian, conservator, or authorized representative, or both, shall be documented in the individual program plan.

SEC. 5. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the California Constitution and shall go into immediate effect.

The facts constituting the necessity are:

To protect civil rights and prevent discrimination, it is necessary that this act go into effect immediately.

OCTOBER 24, 2023

**AGENDA ITEM 11.
INFORMATION ITEM**

**EXECUTIVE COMMITTEE
STATE COUNCIL ON DEVELOPMENTAL DISABILITIES**

Executive Director Report

SCDD Executive Director Aaron Carruthers will provide Committee members with an update on recent Council activities and upcoming goals.

Handout

Executive Director Report

OCTOBER 24, 2023

**AGENDA ITEM 12.
INFORMATION ITEM**

**EXECUTIVE COMMITTEE
STATE COUNCIL ON DEVELOPMENTAL DISABILITIES**

Year End Discussion

Committee Chair Lee Bycel and Committee members will engage in an end of the year discussion of highlights from last year and hopes for next year to wrap up the Committee's work.

OCTOBER 24, 2023

**AGENDA ITEM 13.
INFORMATION ITEM**

**EXECUTIVE COMMITTEE
STATE COUNCIL ON DEVELOPMENTAL DISABILITIES**

Adjournment and Next Meeting Date

The next meeting of the Executive Committee is scheduled for February 2024.