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*Missouri Association of County
Developmental Disabilities Services
www.macdds.org*

Our Mission:

MACDDS is dedicated to the promotion of county initiatives in developmental disability services.

MINUTES

Wednesday, December 7, 2011

Capitol Plaza Hotel – Jefferson Room, Jefferson City, MO

1:00 – 3:00 PM

Call to Order: Jake Jacobs, President

Introductions/General Announcements/Celebrations of Success

- Jackson County assigned its 1000th person to case management.
- Max Lytle announced they have received another HUD grant to build an apartment building.
- Janice Tilman announced that they have received their 7th three year accreditation with CARF.
- Charlie Washburn announced that Clay County will be starting case management in January.
- Deb Miller announced they have hired their 4th case manager. They are working on a collaborative employment venture with Cooper County.
- Jorgi MacNamara announced that Randolph County is hiring case managers.
- Nancy Hayes announced they have received two vans.
- Alicia Archer announced that their TCM program is now 13 years old.
- Cindy Langford thanked Boone County for the loan of one of their vehicles to assist after the Joplin tornado.
- Ann Graff announced that they are excited to be starting case management in Clay County. They have broken ground on their Greenhouse program which will create up to 15 jobs for people with dd.

1. Minutes from September meeting – Brenda Rocoerto made a motion to approve the minutes. Dan Cole seconded and the motion passed unanimously.
2. Finance/Treasurer Report - Financials: Ann Graff, Treasurer. Lynn Smith made a motion to approve the financials. Deb Miller seconded and the motion passed unanimously.
3. Proposed Dues Structure and Budget (Executive Team plus Lynn Wells, Andrea Purdome, and Lindell Harrison)
 - a. Janice Tilman stated that she had emailed the group with her concern that the budget is high. Jenny Ames asked if there was anyone in mind for the

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position. Jake responded that there was not. Jenny also asked if there was a specific place in mind for the office. Jake responded that the person should be housed in Jefferson City so there will not be so much travel required on the executive committee. Charlie Washburn stated that his board was concerned about the over 800% increase in dues and that there was short notice. Ann replied that the executive committee discussed offering a payment plan to counties that needed it. Peg Capo asked if anyone has indicated they would no longer participate in MACDDS due to the increase. Jake stated that Peggy Kutchback indicated they would not renew. Tim Crews stated that he is concerned that the increase is significant but he will assess at the end of a year what he has received for the cost and then determine if he will continue. Ann stated that she believes we will have to be very targeted in what the person accomplishes. Peg asked the committee to explain the rationale for a full-time versus part-time position. Jake stated that the group did not believe the kind of person needed in the position would be interested in a part-time position. Ann stated that there is also a lot of work to be done and a true presence cannot be established in 20 hours per week. Les stated that it has also fallen to the executive committee to provide the hours and that this is very difficult to manage. Ron Kruse stated that he is very much in favor of the Executive Director and that the group will be able to take the issues and work through them. Jake stated that he has a Board Member who is a lobbyist with AARP and she stated that heartily endorsed the idea and that she did not know how the group got anything done. Tim Crews asked if there had been a decision made about how to hire the staff. Jake said that until the membership approves the executive committee did not feel it was appropriate to proceed on that level. Jennifer Wooldridge stated that she could anticipate her Board committing to the first year and see how things go. Marcus stated that he believes there should be performance expectations established and a means to measure the outcomes. Several RPOs were in attendance and indicated that the increase will not prevent them from continuing. Jim Casey stated that he was concerned that his Board would not support such a high percentage increase. Alicia Archer stated that she thought it might be better to only increase by 75% the first year because the position will not be there for a full year. Jennifer stated that her comptroller stated that the cost of her being out of the office could be seen as more important than the increase in dues and her presence at home is far more valuable to the agency.

Alicia Archer made a motion to implement the proposed dues structure on an ongoing basis, but at 50% the first year. Lindell seconded.

Discussion was held about alternatives for the amount.

Alicia amended her motion to 75%.

Further discussion was held regarding the budget.

The motion passed with one member, Charlie Washburn, opposing and one member abstaining.

4. **Agency Liaison Reports:**

MARF (B. Barnes), Betsy reported that there is a proposed CSR on documentation which is being drafted only for the CPS staff. There is a pilot program for ISLs being done by Steve Harter, Jhan Hurn, and Marcus Whitlock. It is on hold for CMS approval. Betsy stated that RNs must go through all of the training any of the other staff has to do.

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Voc Rehab (*M. Cook & R. Largent*), Rebecca stated that the team is still looking at discovery and exploration for supported employment. She stated that the Supported Employment programs are very successful, but they are always looking to improve.

Supported Employment (*W. Hays*), APSE is going to bring in a speaker to educate about “discovery”. Roger Garlich stated that the DDD has started an employment mentoring group. Email Roger to get information on future meetings. Information is on the DMH website.

MO Planning Council (*B. Blackwell*), Brent reported that the council met and had several speakers

Sheltered Workshops (*A. Graff*), Brent reported that he attended the meeting and they discussed concerns with the turnover in the legislature. They have a legislative meeting in January.

Congress on Disability (*M. Whitlock*), Met in January. Chief priority is to make sure their legislative priorities are in line with other stakeholders.

Mental Health Commission (*D. Miller*), Peg Capo attended last month since it was in her region. Discussion was held about partnership for hope. 1.7% growth in state needed to make the budget. They fear more reductions as a result. Keith stated that there would be a shortfall, but it is vague until after the state of the state address.

Committee Reports:

Executive (*J. Jacobs*); Jake reported that the committee met this morning and discussed exempt vs. non-exempt positions. Also, the committee did not need to discuss the funding originally requested by DDD because they withdrew the request. The committee determined to trade our old system to Boone County for their newer system then purchasing additional microphones. This will result in a cost of 6 to 8 thousand dollars rather than 10 to 12 thousand dollars.

Public Awareness (*D. Miller*); Deb reported that annual reports are distributed. The PR collaboration with the Planning Council is moving ahead of schedule and posters should be in next month.

Education & Training (*J. Casey*); Jim reported that the mid-year training may be the speaker from the conference about Board of Directors. Discussion was held about the value of the speaker and the wish to bring him in for the mid-year training. Doris indicated that Michelle Darden referred him.

Governmental Affairs (*P. Capo/M. Sullivan-Thomas*); Peg invited new members. There has been redistricting resulting in many changes. Peg discussed SB449 Senator Rupp’s bill to put a plan together to close habilitation centers. Last year MACDDS did not take a formal stand on it. It is believed this will go further next year. Rep. Grisamore came to an even in St. Charles and he is going to be foiling another disability related bill. He is very committee to disability issues. MARF is looking at the issue of municipalities restricting the number of individuals with disabilities who can live together in one home. Rate parity/equity will be addressed by the committee. Mary testified before the Mental Health appropriations committee. She did not get a lot of questions, but was able to educate. Les stated that the draft of legislation to address the issue of independent contractors has been sent to Bill and Sarah. Jake stated that he heard from Rep. Grisamore that he would be interested in putting together a bill to address the rate inequity.

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Regulations/Standards/Policy (*J. Tilman*); No report.

Finance (*A. Graff*); No report, discussed earlier in meeting.

Quality Assurance/Enhancement (*R. Kruse*); Ron discussed the number of surveyors sent by CARF and the possibility of CARF speaking to the membership. Jennifer asked if there would be a fee. Ron did not know.

College of Direct Support (*R. Garlich*); Roger reported that 2500-3000 learners and 26 sites. Betsy stated she thought there was an increase in cost this year. Roger was unaware of this and will investigate.

Respite Coalition (*J. Casey*). No report.

5. **Workgroup Reports:**

TCM (*K. Butler*); Peg Capo stated that the group asked that changes from the division come in an organized manner. Ron Burg is working on updating the TCM manual. There was discussion about whether TCM billing could be used to meet spenddown and Roger will provide the language with the authority which does allow this.

SIS (*A. Purdome*), no report.

Discussion was held about self-directed support and sleep vs. awake staff. Several members stated they had been advised to “finagle” in regard to this. The consensus of the group was that the Boards do not “finagle” and are exposed to excess liability resulting from the self-directed services being allowed to operate outside of the parameters of DMH provider services, but Board Case Managers being responsible for case managing.

Ann distributed a revised budget reflecting the 75% reduction as per the motion passed earlier in the meeting. The budget still works. Alicia Archer made a motion to accept the revised budget. Dan Cole seconded. The motion passed unanimously.

Ann reported that her agency is doing trial electronic data transfers directly to the DMH servers.

3:00 – 3:15 PM

Break

3:15 – 4:00 PM

Medicaid Audit Unit Update – Markus Cicka, Director

Missouri Medicaid Audit and Compliance, Missouri Department of Social Services
In Missouri three agencies get the federal dollars: DMH, DHSS, and DSS. Markus is charged with investigations for fraud and abuse in the system. Linda Lueberring, State Budget Director, is his direct supervisor now. MMAC (MO Medicaid Audit and Compliance) was formed to centralize his function. They are to detect and prevent all Medicaid fraud and abuse. Recovery Audit Contractor (RAC) was awarded and they will be paid on a contingency fee basis. Provider review group go and review fee for service providers. They can issue provider sanctions, do corrective action plans, recover payments and refer suspected fraud to an investigative unit. They do data mining to determine who they will audit as well as referrals, and exception reports. They look for billing outside of the norms. Historically reviews were done by requesting the information from the provider, then the reviewer performed the review at his/her desk. Now analysts go out in the field and do unannounced visits in order to be more apt to detect fraud.

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Providers may receive sanctions or administrative actions based on audit findings. Provider education is sometimes provided. Claims may also be referred to another state agency. If there is a credible allegation of fraud, they are required to suspend payments. The suspension can be full or partial suspension of payments. MMAC.mo.gov is their new website. Betsy asked about the fingerprinting issue and background screenings. He stated that it will be dependent upon the category the Medicaid provider is in, which shall be determined shortly.

4:00 – 5:00 PM **General Discussion** - Issues; Task List; develop questions for Bernie

Discussion Items:

- Exempt/Non-Exempt Status for SC/CM's (Jennifer Wooldridge, Jefferson County)
The Jefferson County HR Director, Mike Busche presented information detailing why that agency has chosen to classify their staff as non-exempt professionals. They provided a detailed handout with information that guided their decision. Mike can be reached at cmbusche@nextstepforlife.org for additional information and copies of specific policies.

Jake Jacobs adjourned the meeting at 4:55 pm.

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Thursday, December 8, 2011
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9:00 – 9:15 AM

Call to Order – Jake Jacobs, President

- Impact of health care reform on individuals and staff of provider agencies
(Wendy Hayes, Macon County) Wendy stated that its coming in 2014. She stated that as she reads through the changes implemented each year, she is very concerned about the impact it will have on her agency. She suggested that MACDDS might need to find a means to get more information for the group. Jake stated that he has been asked to serve on a committee in this regard and he will funnel the information through to MACDDS.
- Federal reauthorization of the Surface Transportation Act [5310, 5316, 5317 Programs] (Jake Jacobs, Jackson County) Jake stated that in his region there is fear related to these programs getting lost in the shuffle when consolidation occurs and suggested that the membership contact legislators in this regard. Discussion was held about the receipt of these payments and that there is a significant lag time in receiving payments from these programs.
- Documentation requirements for Independent Living Skills Development
(Jan Jones, Greene County) Jan stated that some providers in the Springfield area have expressed concerns with the current documentation requirements and asked if anyone had similar concerns. Discussion was held and most agreed that it is ultimately the QDDP who drives how well the documentation process works.
- Home State Health Plan: contact by in-state and out-of-state agencies – *see attached document provided by Jane Kruse*
Discussion was held about the letters received by many county boards. It is not known why SB40's were targeted by the agencies, but it was agreed that County Boards are not proponents of managed care for persons with DD.
- Jake stated that since yesterday the group voted to fund the executive director position at 75% he wanted to be certain that the group is in agreement that the position is intended to be ongoing, not nine months. Discussion was held about setting up a committee to interview along with the Executive Committee. Ron stated that he understood the vote to be about dues structure, not about making the Executive Director position a "pilot" for the organization. Les asked if there are others who have a different position, but are being silent. There was no response.
- Jake asked about getting additional information regarding stories from individuals who are participating in the Partnership for Hope waiver. Alicia suggested that the stories be collected consistently, so that we are collecting the appropriate data. Data could be subjective in the forms of anecdotes and stories as well as survey data that could be more objective. DMH is going to ask the MO Foundation for Health for a grant to document the success of Partnership for Hope. MACDDS is asked to assist and provide some in-kind services to help in this effort.

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9:15– 10:00 AM Update, Expansion of Regional Rapid Response Collaborative, and Available E-Learning Autism Modules - Kit Glover and Julie LePage

Overview of the Office of Autism Services. Autism navigators are located in the local Regional Offices. Julie provided copies of the Show-Me State Plan for autism spectrum disorders. This is a comprehensive State Plan developed by the MO Commission on Autism Spectrum Disorders. The plan is also available online on their website. There are four autism diagnosis treatment and training centers in the state of MO.

10:00 – 10:15 AM **Break**

10:15 – 11:00 AM Children's Integration Proposal - Cindy Mueller

Eligibility Coordinator/Director of Children and Youth Services,
Division of Developmental Disabilities

Discussion was held as to the fragmentation of children's services and how to improve the system. The system of care legislation charged the DMH to lead the public mental health authority for all children's issues. The other agencies don't see DMH as the leader due to the fragmentation within the Division's three silos. The other state agencies indicated that they did not know what DMH did or who to contact. The Proposal to Integrate DMH Children's Services has been developed to address these issues. Cindy provided a draft copy of the Proposal to Integrate DMH Children's Services. The Department is developing a single contact to help with this and to improve service planning. This is a means to unify policy as it relates to kids. The office of comprehensive child mental health was created by legislation in 2005. They have the authority to recommend policies for funding, but no authority over funding. The Children's Office will not have new FTE. Current funding will be maintained with every division.

11:00 AM - NOON Updates and Open Discussion – Bernie Simons

Bernie was unable to attend due to the Mental Health Commission meeting at the same time. Vicki McCarrell asked if the SB40 Boards who are in counties who also have a mill tax for children's services and/or mental health services. Roger suggested that if any SB40 is interested in joining a group to create a local group to similarly collaborate on children's services, to sign up on the sheet he sent around the table. Vicki talked about agencies providing community specialist services. There are only 11 providers around the state currently using this service outside of ISLs. There is a huge variance and Vicki and Les are meeting to attempt to develop a survey to get the information to create more uniformity. Discussion was held about ways to increase rate uniformity throughout the DD services. The current dilemma is that it would cost over \$40M to bring rate equity across all services, so attempts are being made to gradually fix this problem. Vicki stated that there are currently 30 counties not participating in Partnership for Hope. The Governor has invited all of these counties to meet and discuss how they could participate. A meeting will be held to provide them with information on next Thursday. Ann asked

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Vicki about the ISL pilot that is going to begin. Vicki said they are waiting on approval from CMS, so it is not yet official. The Division has to get approval from MMAC on all of their policy. Guidelines were sent to CMS this week. There was no scientific rationale for who participates in the pilot. They needed to keep it very small. They also felt it would be good to not have people who were on the work group and would have a fresh perspective. MMAC will have to audit 100% of the services provided in the pilot. AO, Jhan Hurn, and Marcus will be the providers. The pilot involves changes on the ISL budgets including transportation, nursing, and QDDP. MOHealthnet brought CMS to the table. The goal is to improve the system and documentation requirements. During the pilot, the changes must be 100% budget neutral. On the billing side there will be two additional billings per person. MOHealthnet is driving how these services must be separately documented. They do not like “bundled” services. Lynn Smith stated that it is not cost neutral for the provider because the services taken off the budget will not be figured into the 15% administrative fee and there is additional staff time required for the new billing. Vicki stated that the Division is really not trying to increase the burden on the providers. Lynn stated she understands the intent, but wanted to be sure everyone is aware before the transition occurs. Vicki said that there is a proposal on Bernie’s desk which will standardize the implementation timeline for any new requirements from the Division. Jeff asked if anyone is having difficulty with Partnership for Hope slots. No one reported any issues. Jeff stated that DDD has served about 365 people off the wait list through caseload growth funds. The Division is continuing to serve 10, 11, and 12’s. FY13 budget recommendations have been provided to the Governor’s office. \$700M is still needed for the budget. It will be tight. There are 314 people left in the Habilitation Centers. Only 10 people reside at Nevada Habilitation Center now.

Jake Jacobs adjourned the meeting at 11:45 a.m.