

*Jennifer Wooldridge, President*  
*Jefferson County Developmental*  
*Disabilities Resource Board*  
P.O. Box 97  
Mapaville, MO 65065  
636-282-4400; fax 636-282-4410  
[jgwooldridge@dsjc.org](mailto:jgwooldridge@dsjc.org)



*Jake Jacobs, President Elect*  
*Jackson County, [jjacobs@eitas.com](mailto:jjacobs@eitas.com)*  
*Debra Miller, Secretary*  
*Howard County, [dmiller@endlessoptions.org](mailto:dmiller@endlessoptions.org)*  
*Ann Graff, Treasurer*  
*Pettis & Saline Counties, [agraff@chs-mo.org](mailto:agraff@chs-mo.org)*  
*Alecia Archer, Member-at-Large*  
*Jasper County, [jcsfb@jcsfb.com](mailto:jcsfb@jcsfb.com)*  
*Max Lytle, Past President*  
*Taney County, [maxlytle@centurytel.net](mailto:maxlytle@centurytel.net)*

*Missouri Association of County*  
*Developmental Disabilities Services*

Meeting Minutes  
May 27, 2010

Began today's discussion with a quick review of the TCM Directive put out for comment by the Division of Developmental Disabilities. It has no provision for accreditation and is not consistent with deemed status. Other information from the Division states that the Directive is for developing the assurances required by CMS, but as stakeholders why weren't county boards represented in the drafting of this document? Discussed the on call process currently used in most cases, and it seems adequate. We may choose to request the communication from CMS that specifically states what requirements of Medicaid are. May also be a case of what Missouri wrote into their waivers not what CMS specifically must have?

The question, do Division Directives apply to us? Came up again, and some considerable discussion occurred around this topic. It seems that Directives do not apply to non state entities, but they do have bearing on how the DDD will monitor providers of TCM and other services. The QA requirements for TCM seem to be very specific and not always under the control of the service providers, which brought up the question of "Are pharmacists, physicians and other direct billers to Medicaid also monitored this heavily for QA?"

Should this Directive be on hold until the TCM agreement is complete? We will ask for an extension with copies of the CMS assurances to help us in guiding the agreement process to a close as quickly as possible, but we will not make the May 31 deadline.

Question raised, who monitors the state as a TCM provider?

Plan of action agreed to

1. Jennifer Wooldridge will request an extension on the directive and the agreement as well as requesting a copy of the companion guide. The extension request will be for 60 days after the receipt of the authority for the Directive request.
2. Boards will request the extension individually as well
3. Alecia Archer will ask Kay Green for information as well.
4. Request a meeting with Roger Garlich to discuss the agreement with the language updates from yesterday. This document is available on the MAC web page as well.

Questions

- Should the "reviewers" have some credentials?
- What about potential conflict of interest for the reviewers?
- Are comments on the Directives available to the public?

**Max Lytle** moved to go to closed session for the purpose of conducting privileged and confidential communications per 610.021(1) of the Revised Statutes of Missouri. **Marcus Whitlock** seconded the motion, and the **motion carried with a roll call vote by county.**

Discussed the Jasper County lawsuit, current status is that not all requests were funded by that board at their meeting last week. Anyone can request an email from case net if any action is taken to stay informed on the status. The ballot language is the real issue here, and the outcome will affect most SB40 boards. Discussed Amicus briefs in general, and the feeling from most is that more is better when it comes to showing the filing of Amicus briefs. Last month there was a motion passed to file such a brief on behalf of MACDDS, St Charles and Boone counties have both agreed to file a brief as well. In addition, letters of support for Jasper county by individual county boards would be appreciated.

The question was raised if supported employment is considered in sheltered employment? We will probably be discussing these issues monthly as they are big issues with bigger ramifications for county boards' abilities to provide or fund services.

We had a spirited discussion concerning the match amounts being contributed already by county boards and the inequity of DDD funding. We will want to include Coalition members in our version or "spin" so that everyone is clear where we are coming from. As we discussed "spin" we included the rate equity for the TCM rate. Should this money be spent on case management or actual client services?

**Les Wagner** moved to recommend option #2 of the DDD plan as a first step for \$22,000 per FTE for all counties providing TCM starting July 1, 2010 with a three year plan for DDD to assume full match responsibility. **Vicki McCarrell** seconded the motion and the **motion carried with a roll call vote.**

**Ann Graff** moved to go out of closed session and **Marcus Whitlock** seconded the motion. **The motion carried with a roll call vote.**

The issues lists that had been posted and added to over the period of the meeting were clarified. Contact person for each issue was listed. A list will be forwarded of the issues for future reference.

**Jim Casey** moved to contribute \$100 to Honor Flight in memory of John Solomon and **Max Lytle** seconded the motion. **The motion carried.**

Issues list will be emailed to the membership and then prioritized based on responses.

Although Jeff Grosvenor forwarded links to address assurances we asked about, the links are to large documents that we don't even have total access to. An email will be forwarded to Jane Kruse asking of the questions are answered in these links concerning assurances.

Discussion of June's agenda and topics was held. It is felt that the agenda structure should keep a section for closed session as the contractual issues are not likely to be resolved this quickly. Also felt by the group that we should request specific presentations from DDD on subjects we need more information on in order to be better partners. An example would be assurances. Also include our position as funders, we deliver all applicable laws, assurances etc, and we should be on board with all changes.

We will invite Bernie Simons for open dialogue on Thursday June 24, 2010. Specific questions will be decided on Wednesday. For this and future meetings we will ask Doris to track the requests for information and the reply to each request.

There is the feeling that roles are changing quickly. We see massive cuts across DMH. County boards maybe able to position themselves as the "experts" on services and funding, get out of the state statutes that rule DMH/DDD and redesign ourselves. Relationships that work for people need to be established.

The question was posed, "are we subject to the sunshine law except for in our own by laws? Should we contact Missouri Association of Counties, a similar association?"

**Ann Graff** moved to accept Behavioral Intervention Services as an RPO and **Lynn Wells** seconded the motion. **The motion carried** with Alecia Archer opposing.