



**THE IN-HOME SUPPORTIVE SERVICES
ADVISORY COMMITTEE**

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**STANISLAUS COUNTY
IN-HOME SUPPORTIVE SERVICES ADVISORY COMMITTEE (IHSSAC)
MEETING MINUTES
07/18/2014**

Committee Members Present: Linda White Valerie Mitchell
Joan Blackwell Connie Muller
Rose Martin Marie Cochran

Committee Members Absent: Carmen Morad

IHSS & Link2Care Staff Present: Jeff Lambaren

OPENING REMARKS by Linda White

- Meeting called to order at 1:05 p.m.

PUBLIC COMMENT

- No public in attendance

ACCEPTANCE OF MINUTES

- Meeting minutes from the June 13, 2014 meeting were accepted.

PUBLIC AUTHORITY UPDATE

(Note handouts were color coded)

- Orange – Disability Visibility Project launches in San Francisco Bay Area, Chicago and Atlanta. This is a year-long campaign to encourage Americans with disabilities to record their stories at three StoryCorps locations mentioned above from July 2014-2015. Their aim is to record and preserve disability history by creating an archive that will be included in the American Folklife Center at the Library of Congress celebrating the upcoming 25th anniversary of the Americans with Disabilities Act (ADA). Website information and phone number of project manager given. Nothing planned for this area.
- Blue – 2014 State Long-Term Services and Supports Scorecard Results. The report showed California with an overall ranking of “9”. Number of indicators = “19”. Indicators shown were: “8” substantial improvements; “10” little or no change and “1” substantial decline.
- White - CICA Membership dues were processed. CICA information distributed. Charley Bean should be emailing Linda and Valerie. If they have not heard from him, Jeff suggested they email him.
- Green – In Illinois – homecare provider sued the state for making her join a union to be a care provider. Illinois Court – if you are using the benefit you have to pay and dismissed the claim. Supreme Court ruled that it is unlawful to require payment.

Waiting for it to come to California. Unclear at this time how we're going to affect California. County payroll has nothing to do with it, refer providers to the union.

- Yellow – Judge Delays Dual Injunction Decision. The lawsuit was brought on by the Los Angeles County Medical Association (LACMA) and several independent living centers. They are trying to protect the vulnerable dual-eligible population (those eligible under both Medicare and Medi-Cal). The judge didn't feel entirely comfortable in giving a ruling until she completely reviews the testimony. A new hearing has been set for August 1st.
- White – FY 12-13 Fraud report. Members were encouraged to read at their leisure. First couple pages (Executive Summary) are the most interesting. Stanislaus information is page 23-28 (Middle Counties). Page 35 shows the Summary and Conclusion.
- Changes are planned for the registry and provider training, to make it easier to get on the registry and training. The Link2Care website will also need to be updated to reflect changes that have and will occur.
- Handout – New IHSS Overtime Rules: Providers cannot work more than 66 hours (61 hours with the current 7% Legislative Mandated Action (LMA)) hours per week without exception.
- Travel and wait time were approved with the passage of Senate Bill (SB) 855; however the California Department of Social Services (CDSS) is still working out the details. Travel time is only available if a Provider goes from Recipient A to Recipient B without a break in between. Waiting time for a medical appointment can be claimed only when actually assisting the recipient with at the appointment, not when the Provider is just waiting for the appointment to end. All effective January 1, 2015.
- 2010 in Sonoma County, a care provider sued 2 individuals and the county for failure to pay wages (Guerrero v Webber). Judge dismissed county involvement siting the IHSS Recipient as the employer and the responsible party. The Provider appealed the decision to the State Supreme Court. The State Supreme Court reversed the lower court's decision and remanded the case back to the lower court for trial siting that both the county and Recipient are joint employers. The case was settled out of court.

BUDGET UPDATE

- Nothing new, the State's budget is approved for Fiscal Year 2014-15. Budget action will be minimal until the Governors January Budget (January 2015) for FY 2015-16.

LEGISLATIVE UPDATE

- Not really any legislative action until late December-January.

FURTHER ACTION PLANNING FOR 2014

- Newsletter will be posted after Committee approval. Jeff would like another article (doesn't need to be IHSS related) by next Monday-Tuesday and in the future would like a week before the meeting so it can be reviewed at the meeting. Article assignment for the remaining of the year: August – Connie; September – Rose; October - Marie; November – Joan; and December –Valerie.
- Update IHSSAC website add training video, more content
- Kaiser Foundation – looking for story of how home care has helped keep people out of skilled nursing facilities. Jeff contacted Linda to see if she would be willing sharing her story, she was and her contact information was provided should she be selected.

COMMITTEE MEMBERS REPORT

- None.

AGENDA ITEMS FOR NEXT MEETING

- Public Comment
- Acceptance of Meeting Minutes from July 18, 2014 meeting
- Public Authority Update
- Budget Update
- Legislative Update
- Further Action Planning for 2014
- Committee Members Report
- Agenda Items for Next Meeting

Debi Baker, Recorder