



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

**Jeffrey M. Lambaren**

**Executive Director**

3500 Coffee Road, Suite 19

Modesto, CA 95355

Phone: 209.558.1650

Fax: 209.558.2681

**STANISLAUS COUNTY  
IN-HOME SUPPORTIVE SERVICES ADVISORY COMMITTEE  
(IHSSAC)  
MEETING MINUTES – 5/11/2018**

Committee Members Present: Linda White Valerie Mitchell  
Marie Cochran Janet Ward  
Naomi Manke  
Rose Martin

Committee Members Absent: Don Bak – Advanced Notice Given

Link2Care Staff Present: Jeff Lambaren

Dignitaries and Guests: None

**OPENING REMARKS by Janet Ward**

- Meeting called to order at 1:00 p.m.

**PUBLIC COMMENT**

- None

**ACCEPTANCE OF MINUTES**

- April 13, 2018 Meeting Minutes approved.

**PUBLIC AUTHORITY UPDATE**

- None

**BUDGET UPDATE**

- Governor's May Revise Budget –
  - IHSS- The program costs have increased significantly mostly associated with overtime and the increase to minimum wage. The population is aging and it is reflected on the caseload and more services are required per individual. These increases were offset partially by slower caseload growth compared to the prior forecast, with caseload projected to be over 544,000 in Fiscal Year (FY) 2018-19. In Stanislaus County we have approximately 7, 1 50 that get services.
  - IHSS County Administration-An increase of \$24 million General Fund in FY 2018-19 to reflect estimates of county workload related to the IHSS program.
  - County IHSS Maintenance of Effort-Chapter 25, Statutes of 2017 (SB 90), specified the counties' share of IHSS costs and implemented a revised maintenance-of-effort (MOE) structure, resulting in higher county costs compared to the prior MOE levels. Based on updated revenue projections and redirections,

available 1991 Realignment revenues are expected to cover a larger share of the increased MOE costs. When combined with \$330 million in state mitigation for FY 2018-19 and \$200 million in FY 2019-20, this results in no net fiscal impact to counties through FY 2019-20.

## LEGISLATIVE UPDATE

- **AB237 (Gonzalez-Fletcher)**—*Converts the pay periods from twice per month every 2 weeks (bi-monthly), 26 pay periods in the year.* **Update:** State continues to say that this option is too costly. It doesn't appear that this bill is going anywhere. **Update #2:** Last action was 5/17/18. Will stop reporting on this.
- **AB2329 (Obernalte)**—*Similar to AB 237. This bill would align pay periods to be bi-monthly, 26 pay periods in the year.* **Update:** Turned out to be a "gut and amend bill". Language regarding IHSS was removed and it became about Board of Trustees and payments for their meetings. Jeff will keep an eye if it has anything to do with IHSS. **Update #2:** Last time it was changed became about special districts and what they can allow for stipends and other things, it really doesn't apply to IHSS anymore.
- **AB2872 (Carrillo)**—*This bill would require the California Department of Social Services (CDSS) to designate the hours, per county, to compensate providers of IHSS for educating other providers, using peer-to-peer training.* **Update:** Bill was heard 4/10/2018 and passed out of Assembly Human Services and is now referred to Assembly Appropriations Committee (until they start dealing with legislation, late May/beginning of June) Bills that are estimated to cost over a specific dollar level are required to go to the Appropriations Committee and are placed in the Suspense File. **Update #2:** Still in the Assembly Appropriations Committee Suspense File.
- **AB3200 (Kalra)**- *This bill would increase SSI/SSP benefit payment and would reinstate the Cost of Living Adjustment as of January 1, 2019 and continue to provide COLAs annually.* **Update:** Raises based on cost of living and index for future annual increase. Hasn't been a COLA since 2011. Will sit with the Appropriations Committee. **Update #2:** Still in the Assembly Appropriations Committee Suspense File.
- **SB 1040 (Dodd)**—*this bill came out of last year's tragic flooding and fires. Would expand the definition of "supportive services" to include all needs and services required during a natural disaster resulting in a declared state of emergency, and authorize, under those same circumstances, as county to allocate additional hours of supportive services. Counties could allocate addition hours for affected Recipients and expedite replacement of Provider warrants that could not be delivered or retrieved. Counties could expedite the replacement warrant process. Current warrant replacement process is typically 6 weeks, but depending on circumstances could take 6-9 months or longer. IP could be from a neighboring county.* **Update:** Passed out of the Senate Human Services and is with Senate Appropriations Committee **Update #2:** This bill has been dual referred to Assembly Human Services and Assembly Housing Committees, where it has yet to be scheduled for hearings.
- **21<sup>st</sup> Century Cure's Act**—*(Handout Electronic Visit Verification Frequently Asked Questions)—States have until January 2019 to comply with the new Federal requirements, failure to comply will cause financial penalties imposed upon the State. The handout address some of the Recipient's concerns about them not being fully engaged; concerns about being home bound, about the potential use of GPS, real time check-in /out and the level of detail about the Recipient's condition that would be required to be reported. The State has issued a Request for Information (RFI) from different vendors to see how they would implement EVV.*

**Update:** The California Department of Social Services (CDSS) does not think they will be able to implement this by January 2019. They are involved in lengthy stakeholder meeting and working with Federal Health & Human Services and Center for Medicaid/Medicare for a waiver. Penalties will start accruing to the states and escalates until the act is implemented. The federal government can waive these penalties if the state(s) is actively engaged in a good faith effort. No requirement in the Act that the states track the Providers or Recipients. **Update #2:** CDSS has confirmed it will not make the January 2019 implementation deadline. CDSS confirmed that there are no requirements for GPS tracking. They believe that the requirements can be met with minimal information: start time, end time, and the location services were provide. CDSS is planning to use the Electronic Timesheet System to facilitate the process. Currently not in real time. They believe that will bring them into compliance.

### **IHSSAC WEBSITE UPDATE**

- Public Authority Newsletter and IHSSAC Newsletter able to be combined.
- Marie provided an article with the corrections.
- Working on putting together the newsletter. When it comes out Jeff will post on both websites.

### **RETREAT PLANNING**

- Christie Almen is willing to facilitate the retreat/planning meeting.
- Retreat will be held at SVC from 11:00am– 3:00pm on August 10<sup>th</sup>, 2018.
- Members discussed having lunch at the Retreat, maybe potluck style or buy lunch. Jeff will work on the logistics.

### **COMMITTEE MEMBERS REPORT**

- None

### **AGENDA ITEMS FOR NEXT MEETING**

- Public Comment
- Acceptance of Meeting Minutes from May 11, 2018
- Public Authority Update
- Budget Update
- Legislative Update
- Website Update
- Retreat Planning
- Committee Members Report
- Next meeting June 8, 2018.

*Recorder*  
*Nancy Gunnels*