

**Contra Costa County In-Home Supportive Services  
Advisory Committee Meeting  
July 17, 2018 Meeting Summary**

**Present:** Sydney Anderson, Wilson Cheng, Wendell Snyder, Mustafa Alsalihi, Keegan Duncan (on the phone), Joe Juarez (On the phone) and John Roe.

**Absent:** Chantana Vornvilaipan

**Staff:** Elizabeth Dondi, Lorena Orellana and Beatriz Salgado

**Guests:** Kim Lee

**Roll Call and Introductions:**

Sydney Anderson, chair of the AC Committee called the meeting to order at 1:10pm. Roll call was called and the sign-in sheet was completed. A quorum was established.

**Public Comment Period:**

None

**Individual Member Reports & Announcements**

John Roe reported on a Statewide program that trains police officers on how to handle people with mental illness such as Alzheimer's and dementia. The trainings are intended to provide necessary tools for the officers to be able to identify and safety refer these individuals to institutions where they can properly be treated or return them safely to their homes.

**June 19, 2018 Meeting Summary**

John Roe moved, Wendell Snyder seconded, to approve the June 19, 2018 meeting summary as written. The motion carried; see votes below:

		<b>Meeting Summary</b>			
		<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>
1	Mustafa Alsalihi	x			
2	Sydney Anderson	x			
3	Wilson Cheng	x			
4	Keegan Duncan	x			
5	Joe Juarez	x			
6	John Roe	x			
7	Wendell Snyder	x			
8	Chantana Vornvilaipan			x	

**REPORTS**

**Fraud/Quality Assurance Report:**

For the 4<sup>rd</sup>. Quarter FY 2017-2018, Anthony Macias, Quality Assurance and Program Integrity Supervisor and Analyst for Contra Costa County IHSS, gave the fraud report as follows:

This quarter (April- June) QA review 80 cases, out of these cases they conducted 14 home visits. This quarter QA focused its reviews on medical accompaniment and wait time for medical appointments. The State wants to ensure that the counties are correctly applying the regulations on these areas. The state determined that more than half of the cases reviewed had no errors. The state identified some issues with estimating the correct medical appointment wait time.

There were 30 fraud complaints received by QA, most of the reports came from County staff, few of them from the recipients themselves, a couple of them from providers. Most of the complains were consider a misapplication of the rules and regulations other than fraud. A lot of these complains were resolved without escalating any farther.

Eighteen (18) cases were identified with some findings and they were referred to administrative action. The estimated identified loss to IHSS Program was \$17,765.

**Staff Reports:**

Elizabeth reported that the appointment recommendation for Michelle Hernandez to the Board of Supervisors will be on the Agenda of Family and Human Services

Committee meeting to be held on July 23, 2018. Possibly Michelle will be participating on the next AC Meeting on September 18, 2018.

Elizabeth announced that Kim Linam, PA supervisor is retiring effective July 20, 2018. Kim previously worked with the county in IHSS Payroll, before joining Public Authority in 2007. Public Authority has started the recruitment process for a replacement.

Elizabeth also reported that on July 12, 2018, the Centers for Medicare Medicaid Services (CMS) issued a rule change that would prohibit a state from diverting Medicaid payments away from providers unless the payment arrangement is explicitly authorized by statute. The proposed regulatory change to the Medicaid Provider Reassignment rule would remove text that permits a state to make payments to third parties on behalf of an individual provider. If finalized, the proposal would eliminate the state's ability to pay for benefits such as health insurance, skills training, and other benefits customary for employees. The CMS proposal is reversing regulations adopted in 2014 by the Obama administration that explicitly authorized states to withhold payment due to the individual provider for amounts paid by the state directly to third parties for health and welfare benefits, training costs, and other benefits customary for employees. The proposed rule could eliminate health benefits and any kind of paid training for IHSS Providers. The proposal is in the comment period. The deadline for submitting comments is August 13, 2018 5pm (EST). After the comment period closes, there is no deadline for CMS to issue the final rule. The effective date for most federal regulations is 60 days from the date of publication. Elizabeth will keep the AC members posted on this rule change.

Elizabeth also gave the AC members an updated on some of the legislative bills that CAPA (California Association of Pubic authority) is following as follows:

**SB1040** –In-Home Supportive Services: natural disaster resulting in a state of emergency. This bill would require a county to use a void and reissue warrant process for any provider who lost or had damage an uncashed warrant because of a natural disaster resulting in a state of emergency. This bill would require a county, including a city and county, at the next update to its emergency plan, to integrate and require the assessment and provision of supportive services to IHSS recipients. **This bill moved from Assembly Housing and Community Development Committee and is currently in the possession of Assembly Appropriations Committee where it will be heard in August 2018.**

**AB1909**-Clarifies that State Department of Social Services is required to provide translation of written content, as defined, in languages spoken by a substantial number of providers of in-home Supportive Services. **This bill is currently on the senate Third Reading file, where it will be taken up for consideration in August 2018**

**AB 3082** –Would require the State Department of Social Services, on or before July 1, 2019, in consultation with interested stakeholders, to develop a program to address the issue of sexual harassment of IHSS providers. The bill would require the program to include a uniform statewide protocol to follow whenever a provider reports sexual harassment, a continuing program of sexual harassment education for providers and recipients, a procedure for providers to report sexual harassment with guidelines and timelines for investigation, and a procedure to ensure protection against retaliation. The bill would require the department, on or before July 1, 2020, and annually thereafter, to submit a report to the Legislature summarizing the outcomes of the program. **This bill is currently in possession of the Senate Appropriations Committee, where it is scheduled to be heard on August 6, 2018.**

Elizabeth distributed to the AC member the information John Roe requested about PACE (Programs of All-inclusive Care for the Elderly)

Elizabeth also distributed an article about SSI Benefits and Ownership of Joint Bank Accounts. The article talks about what to do when SSI benefits stop because an SSI recipient is named on another's person's bank account.

#### **Chair Report:**

Sydney Anderson commented on unconfirmed report she heard about beneficiaries of SSI being allowed to get Cal-Fresh benefits as well. She did not have details regarding this issue.

#### **Advisory Committee Expenditure Report:**

The report for June 2018 through July 10, 2018 was handed out for committee review.

#### **Health, Safety & Education Committee Report:**

Wendell Snyder reported that the meeting was held on July 10, 2018 from 1:00pm to 2:00pm. Wendell reported that the members reviewed the Training Plan for 2018. Some of the CPR trainings on East and Central Counties did not have assigned dates, but the trainings will be held in the scheduled month.

#### **Rapid Response Committee Report:**

Sydney also mentioned that the meeting was also held on July 10, 2018 from 2:00pm to 3:00pm. Sydney reported that the members reviewed the reports as follows:

In the month of March Rapid Response program received a total of 29 service requests. 15 of them were filled, 5 were cancelled, 4 were not filled, 2 Consumers did not qualify for the service, 1 service request was partially filled and 1 was in pending status. The total number of hours requested was 135.5 of which 83 were filled. For the

month of April, Rapid Response program received 25 service requests. 16 of them were filled, 5 were cancelled, 1 Consumer did not qualify for the service, 2 services request were not filled and 1 was partially filled. The total number of hours requested was 123 of which 74 were filled. Finally, in the month of May Rapid Response program received a total of 40 service requests. 24 of them were filled, 7 were cancelled, 3 were not filled, 2 Consumers did not qualify for the service, 1 service request was partially filled and 3 are still in pending status. The total number of hours requested was 202 of which 126 were filled.

The total number of providers in the entire county are 8558 and the total number of Recipients 9548.

**Nominating Committee Report:**

No report as no meeting was held. No meeting is scheduled.

**Advocacy Committee Report:**

No report as no meeting was held. No meeting is scheduled.

**California In-Home Supportive Services Consumer Alliance (CICA) Report:**

John Roe participated in the last CICA Statewide Call meeting on June 20, 2018, and reported as follows:

Regarding EVV (Electronic Visit Verification) John mentioned that there is a new proposed Federal Legislation of two bills, one in the House and the other one in the Senate to delay the implementation of EVV to January 2020.

John also reported that there is a move to possibly enhance the Electronic Timesheet System to meet EVV requirements, which would apparently remove the need for the GPS component of the EVV.

Regarding the State Budget, CAPA's (California Association of Public Authorities) highest priority is to get adequate funding for the Public Authorities. With the new MOE (Maintenance of Effort) there has been some budget shortfall for the Public Authorities

Finally, John mentioned that there has been a push by Unions and Consumer advocates for a provider back-up system to support Sick-leave. 10-pilot counties have been identified to provide data over a period of time in order to study and support the need for provider back-up system.

**Independent Living Resource (ILR) Report:**

John reported that ILR is working and planning on the next fundraising event which will be on March 2, 2019.

**SEIU 2015 Report:** None

**Unfinished Business:** None

**New Business:** None

**Next meeting:** September 18, 2018.

Sydney adjourned the meeting at 2:30pm.

**1:00 PM – 3:00 PM, 500 Ellinwood Way, Pleasant Hill**

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Sydney Anderson, Chair

The Contra Costa County In-Home Supportive Services Advisory Committee is appointed by the Board of Supervisors to provide ongoing advice and recommendations regarding in home supportive services to the Public Authority. Any comments or recommendations made by the Committee or its members do not represent the official position of the County or any of the County's officers.