

PASC Governing Board Meeting Minutes

April 7, 2014

1) CALL TO ORDER/ROLL CALL

Ms. Navarro called the meeting to order. Mr. Oliver called the roll:

Members present: Mr. Adler, Ms. Bardeaux, Ms. Becker Kennedy, Ms. Belton, Mr. Castano, Mr. Davila-Castro, Mr. Magady, Ms. Navarro, Ms. Poole

Members absent: Ms. Boomshaft, Mr. MacDonald, Ms. Miles, Ms. Otero

2) READING OF MISSION STATEMENT – ATTACHMENT B

The mission statement was read by Mr. Magady.

3) COMMENTS FROM THE PUBLIC ON ISSUES NOT ON THIS AGENDA

Sawako Nitao from LACCC and the Aging Coalition announced that the 15th Annual Hope and Recovery Conference in English will be held on April 29th in Alhambra.

Hugh Hallenberg thanked Mr. Oliver for making copies of the Board packet available to members of the public who request it, and reported that he is willing to speak to groups of potential IHSS consumers throughout LA County about the Program.

4) MINUTES – TO BE RE-AGENDIZED AND APPROVED AT THE MAY 5, 2014 PASC BOARD MEETING

5) FINANCIAL REPORT – APPROVAL OF FEBRUARY 2014 – ATTACHMENT D-1 FINANCIAL REPORT – APPROVAL OF FEBRUARY 2014 NPER – ATTACHMENT D-2

February 2014 Financial Report approved on motion of Mr. Castano, seconded by Ms. Belton, by consensus. February 2014 Financial Report – NPER approved on motion of Mr. Castano, seconded by Ms. Belton, by consensus.

In accordance with California Government Code Section 53646(b)(1), Mr. Wagstaff reported on interest income for February 2014.

6) BOARD CHAIR'S REPORT

Ms. Navarro reported that the union is conducting an aggressive campaign for a ballot proposition regarding mandatory 75-hour training, which threatens the IP mode. In Massachusetts, a proactive, substantive dialogue between the disability community and the union has taken place on this issue.

Ms. Navarro recently discussed ongoing legal actions to delay proposed new overtime regulations with the Disability Rights Legal Center.

Ms. Navarro reported that CALIF participates in LILAC, which is reviewing proposals from HMOs to contract for case management as a result of Covered California.

Systems Change Advocates from six ILCs will hold a stakeholders' summit with consumers at Rancho Los Amigos National Rehabilitation Center on April 11th.

7) EXECUTIVE DIRECTOR'S REPORT

a) MMR – ATTACHMENT F

Mr. Thompson called Board members' attention to the report in the Board packet.

Ms. Becker Kennedy requested that future reports include information on PASC's activities regarding mandatory provider training and provider overtime, as well as copies of letters Mr. Thompson has written; Mr. Thompson agreed.

Mr. Adler suggested that PASC hold formal conversations with the union regarding mandatory provider training; Mr. Thompson agreed.

b) (CAL PERS) PAY SCHEDULE FOR PERSONAL ASSISTANCE SERVICES COUNCIL OF LOS ANGELES COUNTY PER CALIFORNIA CODE OF REGULATIONS §570.5 – ATTACHMENT G

Approved on motion of Mr. Adler, seconded by Ms. Becker Kennedy, by majority with one opposed.

c) 75 HOUR TRAINING – ATTACHMENT H

Mr. Thompson called Board members' attention to the letter in the Board packet explaining the rationale behind this training, and to a recent poll of voters on this issue.

Mr. Adler stated the following motion: That the office put together a statement of the PASC setting forth the reasons why we oppose the 75-hour initiative, and circulate it to the Board for comment. Seconded by Ms. Bordeaux. Approved by consensus.

d) CAPA – ATTACHMENT I

Mr. Thompson called Board members' attention to the documents in the Board packet requested by the Managed Care Committee and the Board Chair, and emphasized that CAPA provides a wealth of information and is a well-respected and powerful organization in Sacramento.

In response to questions from Mr. Adler, Mr. Thompson agreed to confirm delays in implementation of the statewide public authority, and to confirm Ms. Keeslar's statements regarding state and federal overtime laws.

Ms. Belton reported that a conference on aging will be held in Pasadena on April 26th. **Mr. Thompson suggested that a report from Ms. Belton on LACOA be added as a standing agenda item; Ms. Navarro agreed.**

1) CAPA POLICY STATEMENT

2) LEGISLATIVE SCENARIO OVERTIME

3) LEGISLATIVE DEADLINES

4) CAPA LEGISLATIVE WATCH

In response to concerns from Ms. Becker Kennedy, Mr. Thompson described CAPA's legislative process.

Board members discussed concerns with proposed legislation AB 1522.

8) MANAGED CARE COMMITTEE

Ms. Becker Kennedy reported that she and Mr. Adler will be meeting with Dr. Spiller.

Mr. Adler stated the following motion: That we support those four things in a legislative recommendation that's taken to CAPA. *[Note to Greg and Willis: I have listened to the tapes in their entirety, and do not hear any list of the "four things" this refers to.]* Seconded by Ms. Becker Kennedy. Approved by consensus.

In response to questions from Board members, Ms. Tostado-Hernández reported that four other counties allow online provider training; the legislation specifies that the training must be onsite. DPSS has requested clarification on this from the state, and has not yet received an answer. Ms. Tostado-Hernández stated that, if a provider has not received payment from IHSS for one year, they are required to repeat the training and show their documentation in person.

a) CCI 60 DAY NOTICE – ATTACHMENT J

Ms. Becker Kennedy called Board members' attention to the attachment in the Board packet; Board members discussed services covered by Medicare and Medicaid and the results of opting in or opting out.

Mr. Adler requested that Mr. Thompson present a list of misleading and incomplete statements in this notice to CAPA and to the state. Mr. Thompson agreed, and responded that many advocacy organizations are actively opposing these notices and have been regularly notifying the state of these concerns for the past year.

b) CCI 90 DAY NOTICE – ATTACHMENT K

c) CONSUMER MAJORITY BOARD – ATTACHMENT L

9) REGISTRY REVIEW COMMITTEE

Ms. Poole reported that the Committee discussed proposed overtime rules, and reimbursement for travel time and wait time at doctors' offices.

Ms. Poole reported on IHSS-related legislation AB1703, AB1533, and AB2641. **Mr. Adler asked Mr. Thompson to write a letter opposing AB2641; Mr. Thompson agreed,** and reported that CAPA opposes this bill.

10) DPSS REPORTS

Ms. Tostado-Hernández reported that 13,291 providers in LA County work between 160 and 283 hours per month. 65% of the total 140,000 LA County providers are family members. Mr. Thompson reported that 49,000 providers statewide exceed 160 hours per month.

Ms. Tostado-Hernández outlined the new provider enrollment and retroactive payment process.

Mr. Thompson requested that Ms. Tostado-Hernández look into the issue of a consumer majority for the PASC Governing Board; Ms. Tostado-Hernández agreed.

11) SEIU-ULTCW REPORTS

A union representative distributed a quarterly call report.

12) MISSION MOMENTS

None.

13) FUTURE AGENDA ITEMS

Ms. Belton requested that Ms. Douglas attend the July meeting.

14) CLOSED SESSION

None.

15) OPEN SESSION

None.

16) ADJOURN

Meeting adjourned on motion of Ms. Belton, seconded by Ms. Becker Kennedy.

Approved by

Date minutes approved

ACTION POINTS

- Ms. Becker Kennedy requested that future reports include information on PASC's activities regarding mandatory provider training and provider overtime, as well as copies of letters Mr. Thompson has written; Mr. Thompson agreed.
- Mr. Adler suggested that PASC hold formal conversations with the union regarding mandatory provider training; Mr. Thompson agreed.
- In response to questions from Mr. Adler, Mr. Thompson agreed to confirm delays in implementation of the statewide public authority, and to confirm Ms. Keeslar's statements regarding state and federal overtime laws.
- Ms. Belton announced that a conference on aging will be held in Pasadena on April 26th. Mr. Thompson suggested that a report from Ms. Belton on LACOA be added as a standing agenda item; Ms. Navarro agreed.
- Mr. Adler requested that Mr. Thompson present a list of misleading and incomplete statements in this notice to CAPA and to the state. Mr. Thompson agreed.
- Mr. Adler asked Mr. Thompson to write a letter opposing AB2641; Mr. Thompson agreed, and reported that CAPA opposes this bill.
- Mr. Thompson requested that Ms. Tostado-Hernández look into the issue of a consumer majority for the PASC Governing Board; Ms. Tostado-Hernández agreed.