

Olmstead Council Meeting

Tuesday, October 27, 2009

1:00 PM – 4:00 PM

Meeting Minutes

Approved by the Council on January 12, 2010

Members Present: Karen Davis, Laura Friend, Kevin Smith, John Russell, Elliott Birkhead, Vanessa VanGilder, Linda Maniak, David Stewart, Roy Herzbach, Ann McDaniel, Jeannie Elkins, Penney Hall, Brenda Hellwig, Steve Wiseman, Cindy Beane, Suzanne Messenger

Members Absent: Bitsy Shaw, Ted Johnson, Dave Sanders, Jan Derry, Cathy Hutchinson, Nancy Fry, Melissa Stacy, Regenia Mayne, Darla Ervin, Vonda Spencer

Proxies: none

Public: none

Other: Tina Maher

WELCOME & INTRODUCTIONS

The Olmstead Council meeting was held at the Erickson Alumni Center at WVSU in Institute, West Virginia. David Stewart, Chair called the meeting to order. Stewart welcomed members, and introductions were made.

REVIEW & APPROVE MINUTES

Stewart introduced the draft minutes from the July 21, 2009 Council meeting. Penney Hall made a motion to accept the minutes, and Kevin Smith seconded the motion. Stewart asked whether there was any discussion. No discussion was held and a vote to accept the minutes was taken with no abstentions or dissenting votes.

TRANSITION NAVIGATOR PROGRAM UPDATE

Stewart directed Council members to the Transition Navigator Program report, and Maher provided an update.

By the next meeting, Maher will provide the following to Council members:

- a brief summary of each person transitioned and diverted since July 1, 2009;
- add information to the funding report to include other sources of funding or resources leveraged; and
- rationale for allocating start-up funding in excess of the \$2,500 cap.

Council members reiterated their position that the Transition Navigator Program is to stay within the funding cap of \$2,500.00 per person for start-up funding.

OLMSTEAD OFFICE LOCATION

The Executive Committee met on September 14, 2009 to discuss location changes for the Olmstead Office. Council members were provided a copy of the Committee's recommendations. Stewart provided the Council with an update on the Council recommendation and the decision made by the Department of Health and Human Resources.

The Department of Health and Human Resources has chosen to locate the Olmstead Office under the direction of the Office of the Inspector General. Maher discussed the aspects of the move with Council members.

Hall discussed the possible need to formalize the Olmstead Council and Office in state code. Council members discussed this option, and the Executive Committee will work on this issue if necessary. The Council asked Maher to provide information on the state code and autonomy of the Inspector General's office.

Stewart also requested to meet with Sam Cook, Deputy Inspector General who will be the immediate supervisor of the Olmstead Office.

OLMSTEAD ANNUAL REPORT

Stewart introduced the draft Annual Olmstead Report for review. Council members were asked to review the draft and submit comments prior to the meeting. Stewart asked Maher to lead a review and discussion on the draft annual report. Council members will have two additional weeks to review the Annual Report and submit comments. The Executive Committee will then review the comments to finalize the report.

The Council discussed distribution of the Annual Report should go to the Governor's Office, legislators, state officials, and other relevant organizations. The formal recommendations will be distributed more widely.

OLMSTEAD PRIORITIES AND ISSUES FOR 2010

The Council discussed the need to issue formal recommendations to the Governor and other policymakers. This will be a separate document attached to the Annual Report. Recommendations will include those things the Olmstead Council can not directly develop or implement but are necessary for the implementation of the Olmstead Plan. Maher will draft the recommendations discussed by the Council and send out for a two week comment period. The Executive Committee will then finalize the document.

OTHER BUSINESS/PUBLIC COMMENT/ ADJOURNMENT

By-Laws

Stewart reminded the Council elections for officers and committees are due in November and our next meeting is in January. Due to changing the Council meeting schedule, the by-laws will need to be amended in January. Stewart discussed the need to suspend the by-laws until the January meeting when amendments will be made. Hall made a motion to suspend the by-laws dealing with election of officers and committees until the January meeting. McDaniel seconded the motion. No discussion was held and a vote to accept the motion was taken with no abstentions or dissenting votes.

Maher will work with the Executive Committee to send out draft by-law amendments 30 days prior to the next meeting.

Nurse Practice Act/Medication Administration

Steve Wiseman presented on Medication Administration and Community-Based Services during October interims to the Select Committee on Health. Wiseman provided an overview of the issues for the Council. Maher will e-mail the presentation given by Wiseman and the RN Board to Council members.

The recommendations developed by the Fair Shake Network, WV Developmental Disabilities Council, WV Olmstead Council, and WV Statewide Independent Living Council were provided in the meeting packet.

Nursing Facility Panel – Health Care Authority

Maher was asked to serve on a Health Care Authority Nursing Facility Panel to provide recommendations to the legislature on the nursing facility moratorium. Maher will provide additional information to the Council as it is available.

Wait Lists

BMS reported as of October 14th there were 263 people on the AD Waiver Managed Enrollment wait list. A copy of "Frequently Asked Questions" put out by the Bureau of Senior Services is included in the meeting handouts.

BHMF reports there were 235 people on the MR/DD Waiver wait list as September 30, 2009. The number of people who have been on the waiting list longer than 90 days was 148. A copy of the wait list data is included in the meeting handouts.

Meeting Schedule - 2010

A copy of the 2010 meeting schedule is included in the meeting handouts.

Adjournment

McDaniel made a motion to adjourn the meeting and no objections were voiced. The meeting was adjourned at 3:28 PM.