

Olmstead Subcabinet -April 13, 2015

Meeting Minutes

Meeting Details

Date: April 13, 2015

Start/End Time: 3:00 p.m.-5:00p.m.

Location: Andersen Building, 540 Cedar Street, St. Paul Rm 2370 and 2380

Chair: Commissioner Mary Tingerthal

Subcabinet members (or designees) in attendance:

Mary Tingerthal, Chair, Commissioner, Minnesota Housing Finance Agency (Minnesota Housing); Lucinda Jesson, Commissioner, Department of Human Services (DHS); Kevin Lindsey, Commissioner, Department of Human Rights (MDHR); Steve Dibb, Deputy Commissioner, Department of Education (MDE); Ed Ehlinger, Commissioner, Department of Health (MDH); Colleen Wieck, Executive Director, Governor's Council on Developmental Disabilities; Tom Roy, Commissioner, Department of Corrections (DOC); Jeremy Hanson Willis, Deputy Commissioner, Department of Employment and Economic Development (DEED); Sue Mulvihill, Deputy Commissioner, Department of Transportation (DOT).

Joining in progress: Roberta Opheim, Ombudsman for Mental Health and Developmental Disabilities (OMHDD)

Welcome, introductions and approval of agenda

The meeting was called to order at 3:00 p.m. by Commissioner Tingerthal (Minnesota Housing). Subcabinet members or their designees were asked to introduce themselves. There were no recommended changes to the agenda. The motion to approve the agenda was made by Colleen Wieck and seconded by Deputy Commissioner Mulvihill. The motion to approve the agenda passed.

Review and approval of subcabinet meeting minutes

Colleen Wieck moved to approve the minutes of the March 10, 2015 subcabinet meeting and Deputy Commissioner Hanson Willis seconded the motion. There were no comments or corrections and the motion to approve the minutes passed.

Chair's report

The Chair reported on actions taken by the newly formed Executive Committee. The subcabinet, at the March meeting, formally adopted the procedures which included the formation of an executive committee. The committee is comprised of the Chair, Commissioner Jesson, and Deputy Commissioner Hanson Willis. The committee met three times in the interim period.

The first meeting took place immediately following the March 10 subcabinet meeting. At the meeting, the committee discussed organizational matters regarding the new structure for the Olmstead Implementation Office and Compliance Office. The new structure will be supported by interagency agreements between DEED and MHFA (completed) and DHS and MHFA (which is expected to be completed July 1). Another item of discussion was the approach to the employment related items being proposed for revision to the Plan to be submitted to the Court. On March 13, the Executive Committee met with the Interagency Employment Panel and agreed upon a direction for drafting the revised Plan.

The executive committee met with the Court Monitor on March 18. Following the meeting, the executive committee requested clarification on the January 9, 2015 order from the Court and requested an extension of the due date to allow any needed changes to be made. That request for extension was denied. The Executive Committee met on March 19 and March 20 to review the proposed revisions to the Plan and approve the revised Plan, which was submitted on time to the Court on March 20.

Regarding operational matters, as of April 8th, Darlene Zangara and Kristin Jorenby officially became employees of Minnesota Housing. As of July 1st, an interagency agreement between DHS and Minnesota Housing will allow Mike Tessneer and Rosalie Vollmar to continue as DHS employees but be paid through the OIO budget to do compliance work. The OIO and Compliance now both report to the Chair. At about the same time, Minnesota Housing will take responsibility for the Olmstead Implementation Office website. Recruitment is underway for an executive assistant who will serve 60% Olmstead and 40% Interagency Council on Homelessness. In mid-May, the OIO offices are being relocated to their own space, on second floor of the Minnesota Housing building.

Finally, efforts are underway to improve and increase the level of communication with the increased involvement of Olmstead communications manager Naomi Rettke. It is important for all agencies to let Naomi know about Olmstead related events and media contacts so communications can be better coordinated.

The Court has not yet provided a response regarding the proposed revision to the Plan. The Disability Law Center submitted comments to the Court on the March Plan revisions. Advocating Change Together (ACT) also submitted a letter to the Court commenting on the Community Engagement Plan.

The Executive Committee will establish procedures for taking public comment prior to the next bimonthly meeting. The Chair indicated that if people in attendance at the meeting were interested in speaking, 15 minutes would be set aside at the meeting for the subcabinet to hear their public comments.

Director's report

The Director reported that the draft charter for the Quality of Life work group had been completed and will be submitted to the Chair for her approval. This includes input from the creator of the survey. The director indicated that a draft charter for the Dispute Resolution process would be discussed later in the meeting.

The OIO continues to respond to numerous invitations to talk about the Olmstead Plan. They recently attended a conference for self-advocates.

On May 26th the Arc Minnesota will be hosting an award event honoring the Honorable Donovan Frank.

Compliance report

Mike Tessneer asked the Subcabinet to turn to the Action Items Status Update. There were 19 items due during this reporting period. Fourteen of the nineteen were on time. One was late but complete. Four are late but in progress. This shows we are making headway on timely completion of action items.

In regards to the Monitor's 2-27-15 report to the Court reviewed at the March meeting, a letter from Assistant Commissioner DeCubellis was sent in response. The Monitor identified six items with recommendations.

- Item one will result in modifying the reports on the movement from segregated settings to include graphing census over time. This change has been adopted and will be included in the April Bimonthly Status Report.
- Item two was a request to complete the Barriers and Disincentives Report. We propose to complete the revision by the September 30th that will result in recommendations for the 2016 Legislative Session.
- Item three requested a report on the measures of Quality of Life obtained in the Pilot study. We explained that the pilot focused on studying issues associated with tool implementation. The pilot did not look at individual quality of life issues. The funding proposal is before the legislature. If adopted the next phase of the survey will begin this summer with expected results available in 2016. A comprehensive report will be available then.
- Item four proposed that the plan on individuals exiting the Department of Corrections did not meet the requirement of the Plan (HS1E). We respectfully disagreed with the Monitor's conclusion asserting that the product provided did meet the Plan requirement. Additionally the Bimonthly Status Report does include additional clarification on the process.
- Item five instructs that the Plan section SS2G/SS2G.1 be modified in accordance with direction from the Monitor. The letter refers to the Court's 1-9-15 Order where the Court does not find these items deficient. DHS assumes the Court has approved this part of the Plan and therefore DHS does not have the authority to modify it. If this is incorrect DHS respectfully requests clarification from the Court.
- Item six requests commitments for funding, staff, and supports for all steps of the Statewide Plan for Positive practices and supports implementation. The letter directs the Monitor to page 84 of the Plan which defines the financing of the Olmstead Plan.

Bimonthly report

The next item on the agenda included the presentation of the April bimonthly status report to the subcabinet. Action items in the report included items due during January and February that were moved to April by the subcabinet.

Brownell Mack and Alex Bartolic (DHS) presented the information in the Olmstead Plan Impact on Lives of Individuals section of the report. After considerable discussion on the information in the graphs, the subcabinet had the following feedback: information would be easier to understand if it was presented all in one place; add average length of stay for people with disabilities in nursing facilities; can data be sorted to identify individuals with criminal histories exiting these programs; prevalence of the use of respite care for people in ICFs/DD; and a common definition of what is meant by transfer. This information will be provided in the June bimonthly report.

Action items to be approved by the subcabinet

The next part of the meeting included approval of a series of action items. The items were presented and reviewed in the order in which they appear in the plan. There was a brief presentation by the agency person responsible, a motion to approve, and then a vote for approval. The actions are summarized below:

- **OV 2C** - By January 6, 2015 prepare proposals for legislative and fiscal changes for the 2015 legislative session.

Darlene Zangara (OIO) reported that the deadline was met. Some examples of 2015 legislative proposals that advance Olmstead action items include proposals to:

- Reform of Minnesota Supplemental Aid/Shelter Needy and Group Residential Housing to increase access to integrated housing
- Expand funding for services in supportive housing for people with serious mental illnesses
- Expand integrated health care for persons with mental illnesses through behavioral health homes
- Expand mental health crisis services
- Create Assertive Community Treatment services for adults with mental illnesses exiting Department of Corrections
- Increase funding for rental assistance for adults with mental illnesses
- Expand Positive Behavior Intervention Supports in schools
- Increase Funding for reducing the use of restrictive procedures and elimination of prone restraint in schools
- Increase funding for Individual Placement and Supports employment service

The Chair requested that the corresponding budget documents be provided as an Exhibit. The subcabinet acknowledged the report.

- **QA 4A** – By September 30, 2014 the subcabinet will adopt an Olmstead Quality Improvement plan to be administered by the Olmstead implementation office.

Darlene Zangara (OIO) reported that the deadline was not met. A Quality Improvement Plan was submitted to the Subcabinet for review and approval at the March Subcabinet meeting. The Subcabinet requested that the plan be revised to include benchmarks and goals to achieve 100% compliance on timeliness of completion of action items.

The proposed Quality Improvement Plan establishes goals to improve the timely completion of action items as reported in the Bimonthly status reports. The 2014 baseline of items were completed timely was 48%. The goal is to achieve 70% timely completion by the time of the August 2015 report and 100% timely completion by the time of the February 2016 report.

The Quality Improvement Plan is included as Exhibit 7-3. The subcabinet requested that an analysis of the pending action items for 2015 be completed to determine if the proposed percentages were feasible. The motion was to approve the proposed numbers pending further analysis. If the analysis suggests the numbers should be adjusted the Executive Committee could authorize the change.

Commissioner Jesson moved approval of the Plan and Commissioner Lindsey seconded. The motion passed

- **EM 2G** - By January 1, 2015 clarify roles and responsibilities for cross-agency employment service planning and coordination that leverages DEED/VRS, DHS and MDE funding streams to expand competitive employment in the most integrated setting.

Brownell Mack (DHS) reported that the deadline was met. The Interagency Employment Panel identified the roles and responsibilities for the three state agencies for cross-agency employment service planning and coordination. Exhibit 7-4 includes the breakdown of roles and responsibilities in three categories.

Some examples of cross-agency coordination that leverages funding streams include:

- Informed choice information gathered through DHS and MDE assessments can be shared with DEED to avoid costs of doing their own
- DHS-funded waiver services redesigned employment supports, which will enable a smoother transition from VR to employment, and allow those funded with MA waiver services to engage in planning and development of employment.
- The tools and resources on DHS-funded DB 101 can allow DEED and MDE to focus their resources in other areas to fill gaps, rather than duplicating investments into development of similar tools.
- Messaging and outreach to youth and their families done through DHS Funded DB 101 website can save MDE from having to invest funds in that messaging or in developing those tools.
- Coordinated messaging by DHS, DEED and MDE to our respective and shared clients and providers, leverage individual funding streams to bring about systems change.

The motion was to approve the report. Commissioner Jesson moved and Deputy Commissioner Dibb seconded. The motion passed.

- **EM 3F** - By January 1, 2015 provide technical assistance and support to non-integrated/facility-based employment programs to develop and design new business models that lead to competitive employment in the most integrated setting.

Brownell Mack (DHS) reported the deadline was met. Facility-based employment programs received technical assistance and support to design and develop new business models. These models will lead to increased opportunities for integrated competitive employment for individuals with disabilities.

Technical assistance has been provided in 4 different ways:

1. Association of Community Rehabilitation Educators (ACRE) customized employment training was provided to 18 agencies and 62 individuals as of December 31, 2014. By June 30, 2015 another three cohorts will be trained.
2. Of the 18 agencies, 17 received additional technical assistance. Exhibit 7-5 includes the training materials and types of technical assistance provided.
3. Moving Toward Person Centered Services training identifies steps that agencies can take to shift their cultures to person-centered and employment focused. This was provided to 41 agencies which included 61 staff.
4. The State offers technical assistance to any county that requests it. This is a new offering and only one county has requested the TA to date. Exhibit 7-5 shows the process.

The subcabinet asked for additional detail on the number of agencies targeted for this technical assistance. This information will be included in the final draft.

Deputy Commissioner Hanson Willis moved approval of the report and Commissioner Lindsey seconded. The motion passed.

- **EM 3L.1** - Beginning January 1, 2015 and on yearly basis thereafter, distribute findings, policy interpretations and recommendations from Interagency Employment Panel to state and local agencies, providers and stakeholders to ensure policy and practice strategies align with Employment First principles and increase successful competitive employment outcomes.

Brownell Mack (DHS) reported the deadline was met. The Interagency Employment Panel Annual Report is included as Exhibit 7-6 and will be distributed to counties, providers and other stakeholders through each agency's normal distribution channels once approved by the subcabinet.

The Panel reviewed input and recommendations related to employment of people with disabilities gathered over a number of years. The links to those findings are included in the report. There were no policy interpretations during the time period covered in the report; however Panel members were involved in drafting the Employment First policy.

The report includes recommendations to ensure that policy and practice strategies align with Employment First principles. Major changes at the federal level including WIOA and the new HCBS settings rule will drive the policy and funding changes necessary to increase opportunities to competitive employment for people with disabilities. Action steps for the next year include implementation of the Employment First Policy and seeking opportunities to move employment goals forward within existing resources and any additional resources made available through the 2015 legislative session.

Commissioner Jesson moved approval of the report and Commissioner Lindsey seconded. The motion passed.

- **HS 1B** - By January 30, 2015 a timeframe for completing individual assessments and facilitating moves into more integrated settings will be completed.

Brownell Mack (DHS) reported that the deadline was met. In September 2014, the "Other Segregated Settings Report" established targets for the number of individuals moving to integrated settings (Exhibit 6-13 approved in February 2015). Of the number of individuals targeted to move, the targets for the number of individuals who will complete an individual housing assessment are below:

Calendar year	Targets # of individuals moving	# of assessments completed
2015	50	0
2016	125	50
2017	300	100
2018	350	200
2019	400	200

Housing Benefits 101 website is now available to help organize information around housing options for people with low income and who need services to help maintain their housing. It can be accessed at www.hb101.org. A Finding Home interactive tool is under development and expected

to be ready for use by end of 2015. More detailed information on the website and the tool is available in Exhibit 7-7.

These goals were established as an estimate based on previous experience with a similar tool, Disability Benefits 101. The ramp-up period in the first several years was included to allow time for sufficient outreach and implementation of this tool which will be new to users. As awareness of the tool grows, it is expected that more people transitioning to community settings will be accessing the tool.

Roberta Opheim asked if the tool would provide information on how to approach issues of criminal histories and exclusion from housing. The tool does provide such information, however staff is still seeking additional resources on this topic. Colleen Wieck requested that the report provide a footnote explaining why the number of assessments would be zero in the first year (2015).

Commissioner Jesson moved to adopt the report and Commissioner Lindsey seconded. The motion passed.

- **HS 3A** - By January 6, 2015 prepare 2015 legislative proposal with the goal of increasing housing options that promote choice and access to integrated settings by reforming programs that provide housing and supports to allow greater flexibility.

Brownell Mack (DHS) reported the deadline was met. An advisory group was convened from March - July 2014 to develop a framework for the proposal, and over 600 individuals at statewide Community Conversations gave feedback and input. The legislative proposal would reform state-funded income supplement programs to offer a housing benefit with flexible housing stability services. Upon full implementation, this reform could make integrated housing affordable for 3,100 people exiting out of institutions and other segregated settings into the community.

This Legislative proposal is attached as Exhibit 7-8, and was included in the Governor's January 26, 2015 budget. On February 12, 2015 it was introduced as House File 850 and Senate File 825. If passed, implementation would begin in July 1, 2015.

The Subcabinet acknowledged the proposed legislation.

- **TR 1B** - By September 30, 2014 review administrative practices and implement necessary changes to encourage broad cross state agency coordination, including non-emergency protected transportation.

Kristie Billiar (DOT) reported the deadline was not met. Final review by MCOTA was scheduled for April 6 and 7. The report has been completed and submitted, but it was not received in time for the April meeting materials. It is being requested that this item be moved to the June meeting for subcabinet review and approval.

Commissioner Ehlinger moved to reschedule review of this item to the June meeting. Deputy Commissioner Mulvihill seconded. The motion passed.

- **TR 1D** - By January 6, 2015 prepare proposals for legislative and fiscal changes for the 2015 legislative session; priority will be given to identifying changes that will increase funding flexibility to support increased access to integrated transportation

Kristie Billiar (DOT) reported the deadline was met. A legislative proposal was submitted to increase public transit funding in greater Minnesota.

Chair Tingerthal requested that the budget document be included as an exhibit. Roberta Opheim asked what would be different if this legislation passed. Ms. Billiar stated it would increase hours of service and numbers of rides.

The Subcabinet acknowledged the proposed legislation.

- **SS 1B**- By January 1, 2015 the state will establish characteristics and criteria that define best practices in person-centered planning and the *Olmstead* requirements, to be used by state agencies to evaluate their current assessment and plan content and practices, and revise those practices accordingly.

Brownell Mack (DHS) reported the deadline was met. The work involving this action item is being managed under the "Statewide Plan: Building Effective Systems for Implementing Positive Practices and Supports." Characteristics and criteria have been established through the University of Minnesota's Institute on Community Integration and are being used in the work around related to person-centered planning.

These characteristics and criteria are informed by and aligned with the CMS Home and Community Based Services (HCBS) settings rule and Workforce Innovation and Opportunity Act (WIOA) for person-centered planning requirements. Exhibit 7-9 includes more detailed information.

Commissioner Jesson moved to approve the report and Deputy Commissioner Hanson Willis seconded. The motion passed.

- **SS 2A.2**- By January 1, 2015 for all individuals leaving for the most integrated settings, these protocols and processes will be used.
- **SS 2A.3**- By January 31, 2015 the state will develop a method to measure and track individuals transitioning from these settings to:
 - Identify whether individuals were able to access most integrated settings.
 - Identify whether they have achieved stability in most integrated settings.
 - Identify and propose resolution to problems.

Brownell Mack (DHS) reported on both of these items together. He reported that the deadline was not met for the implementation of the protocols. The process for developing the protocols was more complex than originally understood. For example, processes are used across vastly different service providers which required accommodations in the protocols. He reported that the deadline for the method to measure and track transitioning individuals was met.

In reviewing the Outreach, Transition Planning, Follow-up, and System Measurement Protocols document, it was not clear that the components of the action item were sufficiently addressed.

A request was made to move the review and approval of the revised protocols, processes and tracking report for review by the Executive Committee prior to the June Subcabinet meeting. All Subcabinet members will have an opportunity to review and comment on the protocols prior to the Executive Committee meeting.

The Subcabinet found these action items incomplete and therefore did not approve. It also acknowledged that delay of the final report until the June Subcabinet meeting could result in missing the September implementation due date. Roberta Opheim and Colleen Wieck requested to participate in reviewing and commenting on the draft report and to attend the Executive Committee.

The motion was made to move the review of these action items for review by the Executive Committee prior to the June meeting. The agency will invite subcabinet members to participate in the drafting of the report, and interested subcabinet members will be invited to attend the Executive Committee when the report is ready for review.

Commissioner Jesson moved and Deputy Commissioner Hanson Willis seconded. The motion passed.

- **SS 2H** - By January 31, 2015 DHS will make a legislative request in support of the movement of the individuals in other segregated settings within the established timelines.

Brownell Mack (DHS) reported the deadline was met. Selected legislative proposals from DHS and across state agencies were introduced to the Legislature January 27, 2015 as part of the Governor's budget in support of the movement of individuals in other segregated settings.

Examples of proposals include:

- Housing and Supportive Services for People with Disabilities
- Bridges
- Extended Employment Rate Increase
- Employment Services for People with Mental Illness (Grants)
- Transitions Initiatives Flexibility – Relates to SS2D and 2F (AMRTC/MSH)
- Improvement and Expansion of Mental Health Crisis Services - Relates to ED 1C, SS 3K, SS 3L
- Assertive Community Treatment Quality Improvement and Expansion – Relates to SS 4E
- Housing with Supports – expands housing options for Adults with Mental Illness

The Chair requested the budget documents for these items be included as an exhibit. These budget sheets will be added as an Exhibit to the final bimonthly report. The Subcabinet acknowledged these legislative proposals.

- **SS 2J** - For individuals being released from a state correctional facility:
By January 6, 2015, the DOC will develop a legislative initiative to fund an electronic health record system to assist with release to community settings with appropriate levels of support

Kate Erickson (DOC) reported the Minnesota Department of Corrections (DOC) submitted a request to the Governor's Office for funding for an electronic health record system in September 2014. The Governor included this request in his budget that was released to the Legislature in January 2015. The DOC presented this request to the oversight committees in both the Minnesota House of

Representatives and Senate on February 10, 2015. The final decision on this request will not be known until May 2015. Exhibit 7-10 includes the Budget Change item.

The Subcabinet acknowledged the legislative proposal.

- **SS 3J.1** By January 15, 2015 DHS will have completed the necessary analysis and planning to expand crisis services, diversion, and early intervention services to persons at risk of experiencing a crisis situation. The expansion plan will include projected start dates for implementation of the services.

Brownell Mack (DHS) reported the deadline was met. This action item is being completed in conjunction with the “Statewide Plan for Implementing Positive Practices and Supports” and the “Crisis Triage and Hand-Off Process” that were previously approved by the Subcabinet.

The crisis workgroup is meeting in April to create a stand-alone inventory for crisis services in the state. They will use the system for inventory and analysis system identified in the Statewide Plan.

The “Crisis Triage and Hand-Off Process” report includes strategic approaches to improve crisis services. A package of mental health reforms are before the 2015 legislature that address prevention and early intervention and expand capacity to care for children and adults with complex needs. Measurable goals will be established once the outcome of the legislative session is known. Exhibit 7 –11 provides more detail and excerpts to illustrate how this action item is embedded within each of those reports.

Roberta Opheim asked about the capacity of crisis providers to manage across the array of disabilities that need crisis support. Alex Bartolic offered to provide additional information to the Subcabinet on this issue.

Deputy Commissioner Hanson Willis moved approval of the report and Commissioner Roy seconded. The motion passed.

- **SS 4C** - By December 31, 2014, develop a plan to expand the use of assistive and other technology in Minnesota to increase access to integrated settings. The plan will specifically include an evaluation of Medicaid funding possibilities, a plan for agency collaboration regarding assistive technology, and a plan for coordinated refurbishment/reuse of assistive technology. The plan will include forecasts, goals, and timelines for expanding the use of technology that increases access to integrated settings.

Laurie Beyer-Kropuenske (ADM) reported the deadline was not met. The complexity of this action item, which requires cross-agency collaboration and coordination, resulted in multiple discussions to identify a lead with subject matter expertise and determine how best to proceed. At the March 10th Subcabinet meeting, the lead responsibility was assigned to the Department of Administration’s STAR program coordinator. STAR is Minnesota’s federally funded Assistive Technology Act program and serves Minnesotans with disabilities of all ages statewide. Transfer of duties and clarification of the lead’s responsibilities occurred on March 23; therefore, there was not sufficient time to establish and convene a workgroup to develop the expansion plan for submission to the Subcabinet at its April 13 meeting.

A request was made to submit the expansion plan to the Subcabinet for review and approval by August 31, 2015. Staff of the STAR program believes that assistive technology should be part of

each major life section of the Olmstead Plan and look forward to working with other agencies in making recommendations.

Commissioner Roy asked if MN.IT would have a role in this work. Ms. Beyer-Kropuenske stated that the work group would be reviewing MN.IT's involvement in the AT workgroup.

The Subcabinet concluded the action item was late and incomplete. This lead assignment to the Director of STAR would ensure the product will be complete and sufficient.

Colleen Wieck moved to authorize the work group to complete the assistive technology plan and submit the plan to the Subcabinet by August 31, 2015. Commissioner Lindsey seconded. The motion passed.

- **SS 4E** - By January 6, 2015, DOC and DHS will develop a legislative initiative to build capacity and/or expand Forensic Assertive Community Treatment (FACT) team services

Brownell Mack (DHS) reported the deadline was met. The Department of Human Services (DHS) submitted a request to the Governor's Office for funding to develop a Forensic Assertive Community Treatment (FACT) service in October 2014. The Governor included this request in his budget that was released to the Legislature in January 2015. DHS will not know the final decision on this request until May 2015. Exhibit 7-12 includes the Budget Change item page.

The Subcabinet acknowledged the legislative proposal.

- **ED 1E** - By February 1, 2015 submit a report to the legislature on districts' progress in reducing the using of restrictive procedures in Minnesota schools. These stakeholder recommendations on revised statutory language will be included in the report.

Daron Korte and Marikay Litzau (MDE) reported the deadline was met. On February 1, 2015, MDE submitted a report to the legislature entitled "A Report on Districts' Progress in Reducing the Use of Restrictive Procedures in Minnesota Schools." That report is available on the [MDE website](#) and was included as Exhibit 6-24 Status Report 6 Addendum that was approved at the March subcabinet meeting.

During the 2013-2014 school year the school districts reported:

- 2,740 students with disabilities experienced restrictive procedures
- 19,537 incidents of restrictive procedures (13,214 physical holds and 6,323 seclusion)
- 15 school districts reported using prone restraint one or more times
- 837 incidents of prone restraint
- 159 students with disabilities experienced one or more prone restraints

Measurable goals were established and proposed to the Court Monitor in November 2014. The first goal is for the 2014-2015 school year and will be reported in September 2015.

Note the February 2015 Report included 100% of MN school districts. This resulted in a slight increase from the numbers reported from September 2014. The number of students experiencing restrictive procedures increased from 2,707 to 2,740 and the number of total incidents went from 19,409 to 19,537. Numbers reported in September will be adjusted accordingly for the February legislative report to include all school districts)

This report needed no action by the Subcabinet.

- **HC 1A** - By January 1, 2015 establish baseline information about primary care teams across Minnesota that are able to provide integrated, person-centered primary care for persons with disabilities; establish timelines to increase the number.

Manny Munson-Regala (MDH) reported the deadline was met. The total population of persons with disabilities within the MA program is estimated at 139,732. Of those individuals, 90,191 (64.5%) received primary care services from a patient-centered certified Health Care Home in 2013.

In the November 2013 Olmstead Plan, a goal was established that by January 2016, the number of clinics that are certified as *health care homes* (HCH) would increase from the current level of 35% of Minnesota clinics to 67%. In January 2015, the number of clinics that are certified as HCHs is 356, or 56% of primary care clinics in the state.

In spring of 2015 a statewide Health Care Home Advisory Committee will convene to guide development of comparisons between existing HCH standards for patient-centered care and best practices that are specific to patients with disabilities. This group will help to develop the targets and measurable goals to increase the number of individuals receiving services from HCHs.

Roberta Opheim asked if this data was limited to people with disabilities who qualify for medical assistance and if so can we look at the broader population of people with disabilities. Mr. Munson-Regala responded that the intent is to start with this first group and eventually expand to the broader population.

This report needed no action by the Subcabinet.

Dispute resolution discussion and next steps

Darlene Zangara (OIO) presented the plan to contract with Management Analysis Division (MAD) to complete the Dispute Resolution study authorized by previous action of the Subcabinet. The contract can be approved by the Chair so it did not need subcabinet action. Roberta Opheim and Colleen Wieck raised concerns that the draft contract included language regarding consumer advocacy that expanded beyond what the Subcabinet had authorized. The contract will be amended to remove this language.

Approve Bimonthly report 7

Colleen Wieck moved to approve the Bimonthly Status Report for April with noted changes and Commissioner Lindsey seconded. The motion passed.

Other business

The next regular subcabinet meeting is scheduled on June 8, 2015 from 3 p.m. to 5 p.m. at DHS – Andersen Building.

Adjournment

The meeting was adjourned at 5:25 p.m.