

Adult Services Committee Meeting April 10, 2019

In attendance: John Carroll, Angela Ellis, Clint Lewis, Felissa Ferrell, Donna Fayko-Rowan, April Snead-Scotland, Laurie Potter-Hyde, Dora Ann Carter-Halifax, Pam Stewart-Carteret, Sarah Manus Smith-DAAS, Denyse Leake-DAAS, Lisa Jackson-DMH,DD/SAS, Preston Craddock-Green, LV McKillow-Johnston, Wendy Whitfield-Johnston, Lara Gurganus-Wayne, Rebecca Smith-Buncombe, Lindsey Shewmaker-Orange, Crystal Black-Cumberland, Mary Ann Mehan-Craven, Tonja Jordan-Davis-Craven, Glenda Reed-Wake, Kimberly Lassiter Fisher-Orange, Tichina Hamer-DHSR-Adult Care, Donza McLeon-Stanley, Andrew Payne-Franklin.

Counties calling in: Chatham, Tyrell, Guilford, Cumberland, Chowan, Dare, Anson, Halifax, Alamance, Caldwell, Henderson, Rockingham, Johnston, Forsyth, Lincoln, Nash, Wilkes, Montgomery, Davidson, Cabarrus, Gaston, Richmond, New Hanover, Haywood County, Edgecombe, Martin, Vance, Alexander and Jackson Counties.

1. Welcome
2. Approval of March 13, 2019 minutes: Wendy Whitfield from Johnston County approved the minutes; second by Donna Fayko from Rowan County.
3. NC Senior Tar Heel Legislature-Rosalyn Pettyford presenting the information.
 - a. There is an actual law, introduced by Senator Bev Purdue, SB 479, that passed is law now- NCGA 143B 181.55
(<https://www.ncleg.net/sessions/1993/bills/senate/pdf/s479v2.pdf>) Some of the reasons why the bill was introduced and adopted: To Promote Citizen involvement and involve older adults in the legislative process
(<http://www.ncsthl.org/aboutNcSTHL.html>)
 - b. One (1) delegate and one (1) alternative from each county are allowed.
 - c. Donna White has introduced numerous bills during this legislative session. One bill is to alleviate the waiting list for HHCBG (HB 335), asking for \$7 million recurring funds.
 - d. Legislative priorities for 2019: (1) Increase funding for HHCBG-make this funding recurring to ensure cost-effective home and community based needs for the elderly, malnourished, homebound, dependent and those socially and economically needy. (2) Maintain and Increase Funding for Senior Centers-there are 171 senior centers in 97 counties; asking for \$350,000 increase in funding. (3) Increase funding for Project C.A.R.E-increase the funding by \$500,000. (4) Strengthen and fund NC APS program. We discussed with the NCGA the need for \$7 million in the State budget. FY 17-18 APS service costs \$26,216,078; \$4,846,003 from federal SSBG; **\$21,368,602 in county funding**. (5) Staff-to-Patient Ratio in Nursing Homes-making a recommendation of the number of

staff to residents ratio for nursing homes to have to support those residents, which would impact the quality.

- e. Concerns that the governor's budget did not have funds to address what the Senior Tar Heel Legislature had recommended.
 - f. SB 337/HB619-Rethinking Guardianship and Home and Community Care Block Grant.
 - g. Mary Edwards has a document that tracks bills that could impact our older adults. This may be a helpful tool to share with the adult services committee.
 - h. Question: What can APS units do to support the Senior Tar Heel Legislature? Find out who is on the HHS appropriations committee to share those stories and the need. HHS LOC-get those notifications and share the information with those members. Aging committee-Rep. Hurley and Rep. Farmer-Butterfield and talk to your own representatives and senators in your regions about concerns for older and disabled adults.
 - i. Question: How do we (County DSS) partner with the NCSTHL? Thank you for asking us to come speak at your committee. Talk with your delegates in your county from NCSTHL. Ask for reports or the press releases/share information after you have your meeting.
 - j. Question: How many counties were represented-at our March meeting, it was around 60-80 in attendance.
4. Guardianship Inter-County Cooperation-Joyce Massey-Smith-Please see updates under DAAS.
5. Partner Updates:
- a. ACLS: Tichina Hamer:
 - i. HB 325-this is in regard to service plans-the 3050R-this is the care plan-the providers want to use in lieu of the PCS plans.
 - ii. HB 410-generators for adult care homes.
 - iii. SB361-repeal of Certificate of Need; introducing to allow PACE beneficiaries to reside in ACH or multi-units; reciting rules-ACH specialist cannot recite it if construction has already cited the issue.
 - iv. There has been conversations about a bill that allows Facilities receive deemed status-that would remove our functionality of complaints-it is an anticipated bill.
 - b. DAAS: Sara Manus-Smith
 - i. There has been information shared at a previous meeting on information and contracting with the guardianship corporations. The scope of work is very specific. The corporation has to be appointed within the first 5 days of the month to count that individual and invoice for that service. They review the invoice and then verify the information (this is for the STATE contracts/funding, roughly 1400 slots). There are certain conditions which allow corporations to turn away an appointment; it is in the scope

of work. What we are seeing are wards that have severe mental health issues which require considerable hours of staff time and resources from the agency.

- ii. Question: How does the State gather the information when the Corporations don't complete 5027. A revised DCDL sent Friday, 7016A is for the corporations. Concerns about social security numbers and how the information it is shared. It will be held confidential; so please get that information.
 - iii. There are 6 guardianship corporations: Case Management Services, Phoenix Counseling Center, G. Jims LLC, The ARC of NC Guardianship Services, Empowering Lives, and Hope for the Future.
 - iv. Question: When working with the corporation and we contract with them and they are not fulfilling that contractual agreement on our wards; what are our options? Talk to that corporation and discuss what is not happening per the Scope of Work.
 - v. We have a new APS consultant: Denyse Leake-she started about one month ago. She is from Moore County. She has been working with some of our APRs.
 - vi. Question: Helping to determine who should be guardian (Inter-county guardianship)? Medicaid versus location, etc. There is nothing in NCGS or any written guideline. The statute says *the county/entity that can best serve that individual*. Sometimes the Medicaid (county) is moving with the Wards, in an effort to help them access services in the area they are living.
 - vii. With Elder Abuse Awareness coming up, invite commissioners, legislators, etc. so they can see first-hand what is happening in APS, giving case examples. Stories help bring the issue to light. Will be talking with Joyce Massey Smith and staff to expand on this issue in the future.
 - viii. If you have concerns about appointments or Interim Guardianship: Talk to your Clerk, build that relationship and discuss concerns.
- c. DMH: Lisa Jackson-
- i. Clarify from the March Meeting Minutes: that HB70 has not "crossed over" to the Senate yet, so without further action on this proposed legislation, the current legislation will stand with the deadline of June 1, 2019. In late March, the bill did make it out of the house but did make changes to the timeline for certain providers to connect to the HIE system: the deadline shifts from June, 2019 to June 1, 2020.
 - ii. On-going work regarding the Tailored Plans continues; the Department has requested that the NC Association of County Commissioners assist with developing recommendations for the Tailored Plan regions. Each of the seven LME-MCO Board Chairs was asked to select one County

Commissioner representative to represent their respective organizations on the NCACC/LME-MCO Committee. Seven additional Commissioners were selected as members of the Committee. There are four non-voting, ex-officio, members of the committee who were appointed to add subject matter expertise and NCACC Board perspective. Meetings are happening now and will go through the latter part of May (four meetings total).

- iii. In early May, the Department will be releasing a Care Management Policy Paper. Care Coordination as implemented by the LME-MCOs today will be replaced by a new model of “care management.” This model builds on best practices from the LME-MCOs, as well as models from other states, while reflecting lessons learned over the past several years. TP Care Management will be available to all TP enrollees. It will be community based with frequent face to face contacts, focused on the whole person and will support the individual through their entire enrollment into the TP.
 - iv. On March 18th, the Department released the Enrollment and Eligibility white paper, which details the process for Medicaid enrollment in either the Standard Plan or the Tailored Plan. The paper also provides additional information regarding transfer between the two Plans and services included in each Plan.
- d. Other information
- i. HB 619-rethinking guardianship; changing language in the statute
 - ii. HB 586-SNTL
 - iii. HB 539/SB538- SA Medicaid supplement payment
 - iv. HB 516-mental health protection act
 - v. Meeting with Donna White-3 pm meeting on April 16.
 - vi. Final version of the Adult Services Road Map-thank you Sharon Scott!
Expecting to finalize at our Director’s meeting tomorrow.