

Olmstead Subcabinet Meeting

Monday, February 22, 2016 • 4:00 p.m. to 5:30 p.m.

Minnesota Housing Finance Agency – State Street Conference Room

400 Sibley Street, St. Paul, MN 55101

Agenda

- 1) Call to Order**
- 2) Roll Call**
- 3) Agenda Review**
- 4) Approval of Minutes**
 - a) Subcabinet Meeting of January 25, 2016 **3**
- 5) Reports**
 - a) Chair
 - b) Executive Director
 - c) Legal Office
 - d) Compliance Office
- 6) Action Items**
 - a) Workplan Compliance Report **15**
 - b) Quarterly Report on Olmstead Plan Measurable Goals **21**
- 7) Monthly Topic Report**
 - a) Quality of Life Survey – Darlene Zangara
- 8) Information Items**
 - a) Subcabinet Member Designees **43**
- 9) Public Comments**
- 10) Adjournment**

Next Subcabinet Meeting:

March 28, 2016 - 9:30 a.m. to 11:00 a.m.

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THESE ARE DRAFT MINUTES SUBJECT TO CHANGE BY FINAL APPROVAL OF THE SUBCABINET**Olmstead Subcabinet Meeting**

January 25, 2016 – 1:30 p.m. to 3:00 p.m.

Minnesota Department of Health,

625 Robert Street North, Conference Room B3144, Saint Paul, MN 55155

1. Call to Order**Action:** N/A

The meeting was called to order at 1:38 p.m. by Commissioner Mary Tingerthal (Minnesota Housing).

2. Roll Call**Action:** N/A

Subcabinet members present: Mary Tingerthal, Chair, Olmstead Subcabinet (Minnesota Housing); Ed Ehlinger (Department of Health); Emily Johnson Piper (Department of Human Services); Colleen Wieck (Governor's Council on Developmental Disabilities); Steve Dibb (Department of Education); Roberta Opheim (Ombudsman for Mental Health and Developmental Disabilities) joined at 1:43 p.m. and Kevin Lindsey (Department of Human Rights) joined at 1:47 p.m.

Designees present: Kimberly Peck (Department of Employment and Economic Development) and Tim Henkel (Department of Transportation).

Guests present: Heather Corcoran (League of MN Cities); Alex Bartolic, Erin Sullivan Sutton, Joe Sathe, Alice Nichols, Rebeca Metz, and Dawn Bacon (Department of Human Services); Mike Tessneer, Rosalie Vollmar, Kristin Jorenby, Tristy Auger, and Darlene Zangara (Olmstead Implementation Office); Ryan Baumtrog (Minnesota Housing); Daron Korte, Robyn Widley and Jayne Spain (Minnesota Department of Education); Kristie Billiar (Minnesota Department of Transportation); David Sherwood-Gabrielson (Department of Employment and Economic Development); Stephanie Lenartz (Minnesota Department of Health); Charlie Vander Aarde (Metro Cities); Christina Schaffer (Minnesota Department of Human Rights); Dan Rietz (TSE Inc.); Joan Willshire (Minnesota State Council on Disabilities); Sheryl Grassie (Minnesota Consortium for Citizens with Disabilities); and John Wayne Barker (Merrick, Inc.).

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3. Agenda Review

There were no changes to the agenda.

4. Approval of Minutes

a) Subcabinet meeting on December 18, 2015

The December 18, 2015 Subcabinet meeting minutes were distributed at the meeting and approved.

Motion: Approve the December 18, 2015 Subcabinet meeting minutes.
Action: Motion – Wieck. Second – Johnson Piper. In Favor - All

5. Reports

a) Chair

Commissioner Tingerthal reported the following:

- Discussions continue with the Court regarding the oversight plan that will be submitted along with a stipulation agreement that is being negotiated with Plaintiffs' Counsel.
- Preparations are underway for a mediation session with the Court on February 23, 2016 to discuss the development of the Assistive Technology and Preventing Abuse & Neglect measurable goals.
- There was an article in the Star Tribune on January 10, 2016 that commented favorably on the data in the Gap Report which showed a reduction in the number of people on waiting lists. The article was written by Chris Serres and was titled "For Hundreds of Minnesotans, the Wait for Disability Services is Over."

b) Executive Director

Executive Director Darlene Zangara reported the following:

- The OIO received two Dispute Resolution cases. The first case was resolved by providing educational resources about Olmstead for county and independent living service providers. The second case regarded management of waiver services and was resolved by DHS.

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- The 22 Governor appointed groups completed the survey as scheduled. OIO had a 100% response rate from 9 Governor appointed groups and an overall response rate of 86% for the 22 groups. A full report and analysis of the survey results will be provided at the February Subcabinet meeting.
- The OIO is currently in contract negotiations for the Quality of Life Survey.
- OIO Assistant Director Kristin Jorenby has accepted the position of Director of Disability Services at Metropolitan State University. Her last day at the OIO office is January 28, 2016.

c) Legal Office

Karen Sullivan-Hook reported the following:

- The Olmstead Subcabinet Executive Committee approved the Gap Report on January 4, 2016 and it was filed with the Court on January 5, 2016.
- The stipulation agreement regarding compliance reporting will be filed with the Court soon.

d) Compliance Office

Mike Tessneer reported that the first Quarterly Report on Measurable Goals will be provided to Subcabinet members for review and approval at the February meeting.

6. Action Items**a) Workplan Exception Report**

Mike Tessneer, OIO Compliance, reported on the Workplan Compliance Report. There were 49 items reviewed in January. Seven of those items were found to be exceptions in December and were carried forward and reviewed again in January. One of the seven items was completed during the reporting period. Of the 49 total items:

- 18 items (37%) were completed
- 25 items (51%) were on track
- 6 items (12%) were reported as exceptions

Agency sponsors/leads presented on the following six exceptions identified in the Workplan Compliance Report, which was provided with the meeting materials.

1. Person-Centered Planning

Alex Bartolic (DHS) reported on the Person-Centered Planning workplan item 1B.1 relating to Person Centered Practices Bulletins. The December 31, 2015

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deadline was missed. Based on user feedback, the person centered planning information and transition protocols were combined. This change meant that the first bulletin needed to be revised. The first bulletin has been routed for approval and is expected to be issued by January 30, 2016. Two additional bulletins will be issued in February 2016. Ms. Bartolic recommended that no Subcabinet action was needed and Subcabinet members agreed.

2. Waiting List

Alex Bartolic (DHS) reported on the Waiting List workplan item 1G relating to submitting an annual Waiting List Funding Report to the Legislature. The December 1, 2015 deadline was missed because the new urgency structure used to help manage the waiting list was not implemented until December 1, 2015. The report was delayed so that information on how the implementation of the newly adopted urgency categorization system and reasonable pace standards can be included. The report will be available to DHS staff in March 2016. The first report to include data on urgency factors will be provided to the Subcabinet in June 2016.

Roberta Opheim asked a follow-up question on whether the first data report will include the number of people that have been placed due to the urgency factor. Ms. Bartolic responded that the June report will include data for December 2015 through March 2016. That will allow time for the information to be complete and properly analyzed. Each subsequent report will cover the previous quarter.

Ms. Bartolic recommended that no Subcabinet action was needed and Subcabinet members agreed.

3. Transportation

Kristie Billiar (MnDOT) reported on the Transportation workplan item 3A.1 which relates to examining the ridership data gathered by transit providers on fixed route public transit versus demand response public transit. The December 31, 2015 deadline was missed. Data sets have been identified but further work is needed with partners to identify the definition of “disability” that will be used throughout the process. This should be resolved by March 1, 2016.

Ms. Billiar recommended that no Subcabinet action was needed and Subcabinet members agreed.

THESE ARE DRAFT MINUTES SUBJECT TO CHANGE BY FINAL APPROVAL OF THE SUBCABINET**4. Community Engagement, 1A**

Darlene Zangara (OIO) reported on the Community Engagement workplan item 1A regarding coordination with Governor appointed councils, groups, etc. to align Olmstead goals with their goals. The December 31, 2015 deadline was missed because there was difficulty securing appointments with some of the groups that do not meet on a regular basis. OIO staff met with 10 of the 22 groups and will schedule appointments with the remaining groups by June 30, 2016.

In response to questions from Roberta Opheim, Darlene Zangara stated the OIO will provide basic Olmstead awareness and education to the groups and identify how OIO can provide assistance to align their initiatives with the Olmstead goals.

Darlene Zangara recommended that no Subcabinet action was needed and Subcabinet members agreed.

5. Community Engagement, 4A.1. and 4B.1

Darlene Zangara (OIO) reported on the Community Engagement workplan item 4A.1 regarding design of training programs for people with disabilities who want to participate in a variety of publicly funded projects. The December 31, 2015 deadline was missed because the curricula are being developed with external partners and more time is needed. The curricula are expected to be completed prior to the first training session on February 23, 2016.

Commissioner Tingerthal asked for clarification on how this training differs from the trainings with self-advocates and peer support specialists. Darlene Zangara responded that this particular training piece relates to the transportation project with the Headwaters Foundation grant.

In response to a question from Roberta Opheim about who the external partners are and whether compliance will review the curriculum to assure it matches the Olmstead Plan, Kristin Jorenby (OIO) reported the external partner is the District Councils Collaborative of St Paul/ Minneapolis (DCC)

Darlene Zangara recommended that no Subcabinet action was needed and Subcabinet members agreed.

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- Correction to the footnote on page 3 to read “Executive Order 15-03, January 28, 2015.”
- Page 4 of the proposed procedures, letter H: the word “appoint” should be changed to “assign.”

Commissioner Tingerthal referred Subcabinet members to a rationale document, “Summary of Changes to the Subcabinet Procedures,” that was provided at the meeting to help explain the proposed changes. The rationale document included a chart that listed: current language, proposed amended language, and description/rationale for each change. The following proposed changes were recommended:

- **ARTICLE II, MEMBERSHP, SECTION B, COMMISSIONER DESIGNEES:**
Added language: A designee alternate may also be named using the same procedures used for naming a designee. The Chair has discretion to approve or reject a request for a designee alternate.

The Commissioner’s designee or designee alternate shall exercise the rights and responsibilities of the Commissioner when the Commissioner is not present.

The Olmstead Implementation Office (OIO) shall maintain a list of all Commissioner Designees and designee alternates.

- **ARTICLE III, DUTIES OF THE CHAIR, SECTION H:**
Current language: Appoint chairpersons and other members of committees, in consultation with other Subcabinet members;

Revised language: Appoint chairpersons and other members of committees, in consultation with other Subcabinet members; and to appoint another commissioner member of the Subcabinet to chair a meeting of the Subcabinet or the Executive Committee in the absence of the Chair.
- **ARTICLE IV, OPEN MEETINGS:**
Current language: All Subcabinet, committee, and workgroup meetings shall be open to the public and conducted in accordance with Minnesota Statutes, Chapter 13D.

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Revised language: All Subcabinet, committee, and workgroup meetings shall be open to the public and to the extent possible and practicable, conducted in accordance with Minnesota Statutes, Chapter 13D.

○ **ARTICLE V, COMMITTEES, SECTION A, EXECUTIVE COMMITTEE:**

Current language: The Subcabinet shall establish an executive committee comprised of three Commissioner Members, which shall include the Subcabinet chair and the Commissioner of Human Services, or his or her designee. All three members shall have a vote. A majority of executive committee members or their designees shall constitute a quorum.

Revised language: The Subcabinet shall establish an executive committee comprised of three Commissioner Members, which shall include the Subcabinet chair and the Commissioner of Human Services, or his or her designee or designee alternate. All three members shall have a vote. A majority of executive committee members or their designees or designee alternates shall constitute a quorum.

○ **ARTICLE VI, SUBCABINET MEETINGS, SECTION A, SCHEDULE:**

Current language: The Subcabinet shall regularly scheduled meetings on a bi-monthly basis. The Subcabinet may hold additional meetings as directed by the Chair.

Revised language: The Subcabinet shall hold no fewer than six regularly scheduled meetings annually. The Subcabinet may hold additional meetings as directed by the Chair.

○ **ARTICLE VI, SECTION C, QUORUM (ADDED LANGUAGE):**

Current language: A majority of the Subcabinet members or their designees shall constitute a quorum necessary to conduct Subcabinet business.

Revised language: A majority of the Subcabinet members or their designees or designee alternates shall constitute a quorum necessary to conduct Subcabinet business.

○ **ARTICLE VI, SECTION D, VOTES (DELETED LANGUAGE):**

Current language: Voting will be conducted by voice vote. A roll call vote may be taken on any issue at the request of one or more of Subcabinet members

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present. In accordance with Minnesota Statutes, section 13D.021, a roll call is required if any member participates by telephone or electronic means. Commissioners' designees shall have a vote if the Commissioner is not present. In accordance with Minnesota Statutes, section 13D.02, subdivision 4, votes on an action taken in the meeting shall be recorded in a journal kept for that purpose. The journal must be open to the public during all normal business hours where records of the Subcabinet are kept.

Revised language: Voting will be conducted by voice vote. A roll call vote may be taken on any issue at the request of one or more of Subcabinet members present. Commissioners' designees or designee alternate shall have a vote if the Commissioner is not present. Votes on an action taken in the meeting shall be recorded in a journal kept for that purpose. The journal must be open to the public during all normal business hours where records of the Subcabinet are kept.

- **ARTICLE VI, SECTION F, NOTICE:**

Current language: A schedule of regular meetings shall be kept on file in the OIO office and shall be posted on the Olmstead website. Notice of special meetings shall be given according to the requirements of Minn. Stat. §13D.

Revised language: A schedule of regular meetings shall be kept on file in the OIO office and shall be posted on the Olmstead website. Notice of special meetings shall be given according to the requirements of Minnesota Statutes, Chapter 13D, to the extent possible and practicable.

- **ARTICLE VII, SUBCABINET DUTIES SECTION B, SPECIFIC DUTIES:**

Current section title: SPECIFIC DUTIES

Revised section title: SPECIFIC DUTIES AS SET FORTH IN EXECUTIVE ORDER.

- **ARTICLE VIII, OLMSTEAD IMPLEMENTATION OFFICE, SECTION A, REPORTING:**

Current language: The Executive Director of the OIO shall report to the subcabinet chair.

Revised language: The Executive Director of the OIO shall report to the subcabinet chair. The OIO Director of Compliance shall report to the subcabinet chair.

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○ **ARTICLE VIII, OLMSTEAD IMPLEMENTATION OFFICE, SECTION B, DUTIES:**

Current language: The duties of the OIO are:

1. To carry out the responsibilities assigned to the subcabinet, as directed by the chair of the subcabinet;
2. To carry out all action items assigned to either the subcabinet or to the OIO in the Olmstead Plan;
3. To prepare, reproduce, and distribute subcabinet meeting materials and to otherwise provide staff support for subcabinet meetings, as directed by the subcabinet chair;
4. To keep and publish minutes of subcabinet and executive committee meetings. The minutes shall provide a record of all matters presented to the subcabinet, including all reports and materials presented, and all motions, actions, and votes taken. The draft minutes shall be published on the Olmstead website within seven calendar days of the meeting.
5. To develop communication tools to explain Minnesota’s Olmstead Plan, including a fully-accessible overview of the plan itself;
6. To monitor the quality of life and process measures of the Olmstead Plan;
7. To update the subcabinet on implementation;
8. To draft an annual report to be issued by the subcabinet;
9. To maintain social media and web site presence to keep the public aware of progress on the plan;
10. To monitor audit and performance reports from all public agencies on issues relevant to the Olmstead Plan;
11. To develop and implement the Olmstead Quality Improvement Plan; and
12. To collaborate across all relevant departments.

Revised language: The duties of the OIO are as described in the Olmstead Plan in the section titled Plan Management and Oversight.

○ **ARTICLE IX, COMPLIANCE**

Revised language: This section deleted.

In response to a question from Commissioner Kevin Lindsey, Commissioner Tingerthal explained that names of designees and designee alternates should be sent to both the Subcabinet Chair and the OIO office.

Motion: Adopt the proposed Subcabinet Procedures as edited.
Action: Motion – Ehlinger. Second – Henkel.

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Alex Bartolic (DHS) reported on DHS Person Centered Planning and Transition Protocols and explained that the protocols are not complete because staff is working to integrate the protocols and person-centered planning goals.

Commissioner Tingerthal expressed concern about engaging Roberta Opheim and Colleen Wieck, in a timely manner, throughout the process, to assure the protocols address the Olmstead Plan and the Jensen Settlement.

In response to comments from Roberta Opheim and Colleen Wieck, Commissioner Kevin Lindsey made a motion to refer approval of the DHS Person Centered Planning and Transition Protocols to the Executive Committee on February 10, 2016, to allow time for Roberta Opheim and Colleen Wieck to thoroughly participate in the process.

Motion: Defer approval of the DHS Person Centered Planning and Transitional Protocols to the Executive Committee on February 10, 2016.

**Action: Motion – Kevin Lindsey. Second – Steve Dibb.
In Favor – All**

7. Monthly Topic Report**a) Employment**

Kimberly Peck (DEED), Alex Bartolic (DHS), and Robyn Widley (MDE) gave a presentation on Employment goals. The power point presentation is posted on the Minnesota's Olmstead Plan website.

In response to questions from Commissioner Kevin Lindsey, Kim Peck explained the definition of "significant disabilities" is individuals that have three or more functional limitations to finding employment. Kim Peck will provide the Subcabinet members with additional information about the number of employers that have been engaged throughout the process.

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In response to a comment by Commissioner Tingerthal, Kim Peck stated that DEED must follow expectations of the previous legislature to increase the number of people with disabilities whom they assist.

8. Information Items

a) Person-Centered Planning - Follow-Up Discussion

Commissioner Tingerthal reported this agenda item will be rescheduled to the February 2016 Subcabinet meeting.

b) MDE Update on Data System Exploration

Robyn Widley (MDE) stated a data access request was submitted to obtain summary data and conduct research on students with disabilities who graduate from high school and enter into an integrated post-secondary education. A detailed summary report will be provided to the Subcabinet in May 2016.

9. Public Comments

John Wayne Barker (Merrick, Inc.)

John Wayne Barker, who had requested an opportunity to address the Subcabinet, agreed to instead send written comments about the Employment Workplan to Mike Tessneer, OIO Compliance, for a response.

10. Adjournment

Commissioner Tingerthal reported the next Subcabinet meeting is scheduled on February 22, 2016 and thanked Commissioner Ehlinger for hosting today's meeting.

The meeting was adjourned at 3:07 p.m.

Motion: Adjournment.

**Action: Motion – Lindsey.
In Favor - All**

Second: Ehlinger.

Workplan Compliance Report for February 2016

Total number of workplan activities reviewed	42	
• Number of activities completed	24	57%
• Number of activities on track	10	24%
• Number of activities reporting exceptions	8	19%

Exception Reporting

Workplan Activity, Deadline and Description	Status Reported	Description of Exception	Sponsor/Lead Exception Report (Reason, Plan, Action needed)
<p>Positive Supports 1A.2</p> <p>Deadline: 1/31/2016 10/31/2015</p> <p>Develop and maintain a public website with resources to assist implementation of the rule and positive practices</p>	<p>Off-track for completion of website launch by 1/31/16. New launch date is by 4/1/16. No intervention is needed. The website was made available to external consultants for feedback on 12/21/15. Their feedback is contingent on DHS providing them with a table detailing the status of each Rule 40 Advisory Committee recommendation and how they have been or will be met by the department. The table was provided to the consultants on 2/2/16. Edits required based on their feedback will be made as quickly as possible once it is received. In addition, DHS has identified the current web content is not accessible per the State of Minnesota technology accessibility standard. DHS is working with the contractor to ensure the web content is brought into compliance with this standard. The project team now expects the website to be publicly launched no later than 4/1/16</p>	<p>Previously reported as Exception in December</p> <p>Revised deadline missed</p>	<p>DHS – Erin Sullivan Sutton</p> <p>Reason for exception: Additional edits are needed based on feedback from the consultants and to ensure the web content is fully accessible.</p> <p>Plan to remedy: Information will be provided to the contractor on revisions needed on the website and to bring the content into compliance with the State of Minnesota technology accessibility standard. The project team now expects the website to be publicly launched no later than April 1, 2016.</p> <p>Subcabinet action needed: No subcabinet action is recommended at this time.</p>

Workplan Activity, Deadline and Description	Status Reported	Description of Exception	Sponsor/Lead Exception Report (Reason, Plan, Action needed)
<p>Crisis Services 1C</p> <p>Deadline: 1/31/2016</p> <p>Establish baseline data to determine length of time it takes to access crisis services and establish annual goals</p>	<p>DHS has accumulated data to establish a baseline measure regarding placement crises for people with I/DD. However, more time is needed to analyze data that is available, determine the base line and set the goals. The project team expects to establish the baseline and measurements by 4/1/16.</p>	<p>Deadline missed</p>	<p>DHS – Erin Sullivan Sutton</p> <p>Reason for exception: There was insufficient time was available to validate and analyze the data to assure accurate reporting going forward.</p> <p>Plan to remedy: With the additional time, the team is on track to complete the analysis, establish the baseline, and set goals by April 1, 2016.</p> <p>Subcabinet action needed: No subcabinet action is recommended at this time.</p>
<p>Crisis Services 2D.1</p> <p>Deadline: 1/31/2016</p> <p>Expand Housing with Supports grants by issuing a request for proposals (RFP), select grantees and award funding. Selected grantees will include racially and ethnically diverse service providers.</p>	<p>Not complete due to unforeseen staffing changes/levels but on-track to get done. RFP will be issued by 2/29/16. Grantees expected to be selected by 4/30/16.</p>	<p>Deadline missed</p>	<p>DHS – Erin Sullivan Sutton</p> <p>Reason for exception: Due to resource issues completion of the task was delayed.</p> <p>Plan to remedy: Sufficient resources will be assigned to complete this item. An RFP will be issued by February 29, 2016 and grantees will be selected by April 30, 2016.</p> <p>Subcabinet action needed: No subcabinet action is recommended at this time.</p>

Workplan Activity, Deadline and Description	Status Reported	Description of Exception	Sponsor/Lead Exception Report (Reason, Plan, Action needed)
<p>Crisis Services 2J.2</p> <p>Deadline: 1/31/2016 BI 1/30/2016 CAC 11/30/2015</p> <p>Add access to crisis respite services to CAC/BI waivers</p>	<p>On-track.</p> <p>CAC: Will be part of an amendment package to go to CMS in April 2016.</p> <p>BI change was submitted to CMS 12/31/2015.</p>	<p>Previously reported as Exception in December</p> <p>Revised deadline for CAC missed</p>	<p>DHS – Erin Sullivan Sutton</p> <p>Reason for exception: CMS has not accepted new waiver amendments due to issues unrelated to this request. The timing of when amendments can be submitted is subject to actions at CMS. The amendments were prepared and had public comment in a timely way.</p> <p>Plan to remedy: Crisis respite amendment for CAC is planned for submission in April. This is contingent on CMS action on previously submitted amendments which must be resolved before this service amendment can be submitted.</p> <p>Subcabinet action needed: No subcabinet action is recommended at this time.</p>

Workplan Activity, Deadline and Description	Status Reported	Description of Exception	Sponsor/Lead Exception Report (Reason, Plan, Action needed)
<p>Community Engagement 4A.2</p> <p>Deadline: 1/31/2016*</p> <p>Implement pilot training with OIO advisory group (quarterly)</p>	<p>Curriculum will be piloted on February 23, 2016. Training will be open to any individual with disabilities at no cost. The goal is to increase participation of people with disabilities in providing input on public projects and increasing leadership opportunities.</p> <p>The dates for 2016 quarterly trainings are slated for 4th Friday of March, June, September and December. Space has been reserved. Training will be promoted on the web, email and Facebook.</p> <p>The OIO Advisory group will be trained in June 2016.</p>	<p>Deadline missed</p>	<p>OIO – Darlene Zangara</p> <p>Reason for exception: The development of the curriculum was delayed.</p> <p>Plan to remedy: Curriculum is completed and will be piloted on February 23, 2016. The OIO advisory group membership will be trained by June 2016</p> <p>Subcabinet action needed: No subcabinet action is recommended at this time.</p>
<p>Community Engagement 4B.2</p> <p>Deadline: 1/31/2016</p> <p>Provide training and other support to project staff, advocacy groups and others managing publicly funded projects.</p>	<p>OFF TRACK - Curriculum is in draft stage and piloted on February 23, 2016. OIO has met with the external partners to confirm progress. However, logistics have been set up for trainings via invite. The dates for 2016 quarterly trainings are slated for 4th Friday of March, June, September and December. The trainers are not fully trained yet and will need to delay to March.</p>	<p>Deadline missed</p>	<p>OIO- Darlene Zangara</p> <p>Reason for exception: There was a delay in finalizing the curriculum therefore the trainers were not fully trained.</p> <p>Plan to remedy: Quarterly trainings will begin on March 25th.</p> <p>Subcabinet action needed No subcabinet action is recommended at this time.</p>

Workplan Activity, Deadline and Description	Status Reported	Description of Exception	Sponsor/Lead Exception Report (Reason, Plan, Action needed)
<p>Quality of Life 2C</p> <p>Deadline: 1/8/2016 11/18/2015</p> <p>Execute contract with selected vendor. Submit prior approved forms (RFP, Cert) along with signed contract to Department of Administration for approval.</p>	<p>Contracts currently under negotiation with the selected vendor. Complexity of contracts due to data security and Institutional Review Board (IRB) issues requires DHS to maintain direct contractual relationship for the sample group. Requires time to process agreements.</p>	<p>Previously reported as Exception in December</p> <p>Revised deadline missed</p>	<p>OIO – Darlene Zangara</p> <p>Reason for exception: Data security and IRB issues caused an unanticipated delay in executing the contract.</p> <p>Plan to remedy: At this time, the contractual language and deliverables are being vetted. Contract will be in place with selected vendor and MHFA Interagency agreement will be in place with DHS by March 1, 2016.</p> <p>Subcabinet action needed: No subcabinet action is recommended at this time.</p>
<p>Quality of Life 3A.1</p> <p>Deadline: 1/15/2016</p> <p>Design survey implementation and analysis work plan for review by QOL workgroup and Subcabinet which includes:</p> <ul style="list-style-type: none"> • lessons from the 2014 pilot study • abuse reporting plan 	<p>Contract has not been executed to date. Scope of work will include survey implementation; analysis work plan and recommendations from Pilot. New date will be established once contract is signed.</p>	<p>Deadline missed</p>	<p>OIO – Darlene Zangara</p> <p>Reason for exception: Contract has not been executed to date.</p> <p>Plan to remedy: Scope of work will include survey implementation; analysis work plan and recommendations from Pilot. Workplan will be developed by May 1, 2016.</p> <p>Subcabinet action needed: No subcabinet action is recommended at this time.</p>

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Minnesota Olmstead Subcabinet

Quarterly Report on Olmstead Plan Measurable Goals



REPORTING PERIOD

October 1, 2015 to December 31, 2015

Date of Report: February 22, 2016

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I. PURPOSE OF REPORT

The quarterly report to the court and the public provide the status of work being done by state agencies to implement the Plan. Each quarterly report includes the status of progress on measurable goals with due dates during the reporting period. As directed by the Court, the goals related to the number of people moving from segregated settings into more integrated settings; the number of people who are no longer on the waiting list; and the quality of life measures will be reported on in every quarterly report. The reporting period is defined for each goal in order to ensure the data collected is timely, accurate and verifiable.

II. MOVEMENT FROM SEGREGATED TO INTEGRATED SETTINGS

QUARTERLY SUMMARY OF MOVEMENT FROM SEGREGATED TO INTEGRATED

This section reports on the progress of the five Olmstead Plan goals related to the movement of individuals from segregated to integrated settings. The table below indicates the cumulative number of individuals who moved from various segregated settings to integrated settings.

Number of individuals who moved from segregated to integrated settings during the reporting period		
Setting	Reporting period	Number moved
• Intermediate Care Facilities for persons with Developmental Disabilities (ICFs/DD)	Apr – June 2015	21
• Nursing Facilities	Apr – June 2015	207
• Other segregated settings	Apr – June 2015	226
• Anoka Metro Regional Treatment Center	Oct – Dec 2015	59
• Minnesota Security Hospital (MSH)	Oct – Dec 2015	19
Cumulative number who moved from segregated to integrated settings		532

More information for each specific goal is included below. The information includes the overall goal, the annual goal, baseline, results for the reporting period, analysis of the data and a comment on performance.

TRANSITION SERVICES GOAL ONE: By June 30, 2020, the number of people who have moved from segregated settings to more integrated settings¹ will be 7,138.

INTERMEDIATE CARE FACILITIES FOR PERSONS WITH DEVELOPMENTAL DISABILITIES (ICF/DD)

2015 goal

- For the year ending June 30, 2015 the number of people who have moved from ICFs/DD to a more integrated setting will be **84**

Baseline: January - December 2014 = 72

RESULTS:

Time Period	Total number of individuals leaving	Transfers	Deaths	Net moved to integrated setting*
Quarter 1 (July – Sept 2014)	34	5	10	19
Quarter 2 (Oct – Dec 2014)	42	3	19	20
Quarter 3 (Jan – March 2015)	36	4	21	11
April 2015	12	4	1	7
May 2015	18	4	6	8
June 2015	16	4	6	6
Totals	158	24	63	71

*Only those individuals moving from a segregated setting to an integrated setting will be used to measure progress on the goal.

ANALYSIS OF DATA:

In 2015, the number of people moving from an ICF/DD to a more integrated setting was 71. The 2015 goal of 84 was not met.

Many people who live in an ICF/DD have lived in this setting, even the same home, for many years. In some situations, when families made the decision to arrange for a relative to move to an ICF/DD, the decision was made with the assumption that the person would be able to live in that setting for the rest of his or her life. People often have long-term established relationships with housemates and with care givers. Families may not always be aware of the kinds of supports that are now available in the community. The population served in these settings is aging. Particularly as people age, it can be difficult for family members to move a loved one from a safe and secure setting where he or she has lived with many years. For several years, there has been a limit on the availability of new waiver resources.

¹This goal measures the number of people exiting institutional and other segregated settings. Some of these individuals may be accessing integrated housing options being reported under Housing Goal One.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported six months after the end of the reporting period.

COMMENT ON PERFORMANCE:

The state is moving forward with the process of meeting with people who reside in ICFs and their families to determine whether they want to move to a community setting or whether they would object to moving. Lead agencies must ensure that people and their families have a full understanding of the types of community supports now available which may not have been available at the time the individual first moved to the ICF/DD setting. We are aware of some providers that want to close some ICF beds. In a situation where an ICF bed is closed, the individual has access to waiver resources. The state will work with lead agencies and providers to identify providers that may wish to close ICF/DD settings. Ensure that lead agencies have access to adequate waiver resources to address the need. Work with partners in other agencies to ensure an adequate supply of affordable housing.

NURSING FACILITIES**2015 goal**

- For the year ending June 30, 2015 the number of people who have moved from Nursing Facilities (for persons with a disability under 65 in facility longer than 90 days) to a more integrated setting will be **740**

Baseline: January - December 2014 = 707

RESULTS:

Time period	Total number of individuals leaving	Transfers	Deaths	Net moved to integrated setting*
Quarter 1 (July – Sept 2014)	385	56	125	204
Quarter 2 (Oct – Dec 2014)	386	63	142	181
Quarter 3 (Jan – March 2015)	374	44	143	187
April 2015	131	10	39	82
May 2015	109	14	37	58
June 2015	124	16	41	67
Totals	1509	203	527	779

* Only those individuals moving from a segregated setting to an integrated setting will be used to measure progress on the goal.

ANALYSIS OF DATA:

In 2015, the number of people under 65 in a nursing facility for more than 90 days who moved to a more integrated setting was 779. The 2015 goal of 740 was met.

COMMENT ON PERFORMANCE:

Assure that residents of Nursing Facilities and their families have a full understanding of the options available to access long term services and supports in community settings. Review data and notify lead agencies of people who have affirmatively stated they wish to move to the community have access to services to plan their moves. Work with partners in other agencies to ensure an adequate supply of affordable housing.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported six months after the end of the reporting period.

SEGREGATED HOUSING**2015 goal**

- For the year ending June 30, 2015 the number of people who have moved from other segregated housing to a more integrated setting will be **50**

RESULTS:

A number of data sources will be used to monitor progress on this goal. These sources will be analyzed and validated and an appropriate baseline will be proposed to the Subcabinet at the August 2016 meeting. Interim reporting on progress will report the movement of individuals into independent housing options, beginning with the February 2016 quarterly report.

Time period	People in integrated housing	Increase over baseline
2015 Annual - July 2014 – June 2015	6,920	903 (15%)

ANALYSIS OF DATA:

From July 1, 2014 through June 30, 2015 the number of people living in integrated housing increased by 902 over baseline to 6,920. As stated above this is an interim measure which will be used until the more comprehensive data sources are available. This is the same data that is used to measure Housing and Services Goal One.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported six months after the end of the reporting period.

TRANSITION SERVICES GOAL TWO: By June 30, 2019, the percent of people at Anoka Metro Regional Treatment Center (AMRTC) who do not require hospital level of care and are currently awaiting discharge to the most integrated setting² will be reduced to 30% (based on daily average).

2016 goal

- By June 30, 2016 the percent of people at AMRTC awaiting discharge will be **≤ 35%**

² As measured by monthly percentage of total bed days that are non-acute. Information about the percent of patients not needing hospital level of care is available upon request.

Baseline: During the period from July 2014 – June 2015, a change in utilization of AMRTC caused an increase in the percent of the target population to 36%

RESULTS:

Time Period	Total number of individuals leaving	Transfers	Deaths	Net moved to integrated setting*	Percent awaiting discharge
Quarter 1 (July – Sept 2015)	54	11	0	43	40.3%
October 2015	23	4	0	19	44.9%
November 2015	26	6	0	20	
December 2015	26	6	0	20	
Totals	129	27	0	102	Average = 42.6%

* Only those individuals moving from a segregated setting to an integrated setting will be used to measure progress on the goal.

ANALYSIS OF DATA:

From July 2015 – December 2015, the average percent of people at AMRTC awaiting discharge is 42.6%. The goal is not on track to meet the 2016 goal of 35%.

In the second quarter, there was an upward trend in the percentage of patients at AMRTC who do not meet criteria for continued stay.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported one month after the end of the reporting period.

COMMENT ON PERFORMANCE:

Long term potential risks which may delay or block progress with AMRTC achieving this goal include:

1. Limits in Direct Care Treatment bed capacity impact the greater community. Delays in admitting civilly committed patients from other hospitals contributes to a reported statewide shortage of inpatient psychiatric beds to treat individuals in crisis with the right level of care at the right time.
2. Decreased availability of AMRTC as a “safety net” resource for individuals with serious and persistent mental illness.
3. Delays associated with timely limited access to a continuum of care and housing resources across the State due to provider availability or the provider’s ability and willingness to meet the needs of individual patients.
4. Utilizing acute inpatient psychiatric bed capacity in order to provide Competency Restoration Services to individuals that no longer meet criteria for continued stay. There is a greater demand for Treat to Competency inpatient hospital beds than there is dedicated bed capacity in Direct Care and Treatment to serve those individuals.
5. There is presently no outpatient capacity to serve individuals with a Treat to Competency / Rule 20.01 commitment who do not need hospital level of care in an outpatient setting.

Short term potential risks impacting the goal:

1. Lengthy waiting times for admission of committed patients to AMRTC who are not covered under the 48 Hour or 7 Day Rule, which gives priority to individuals in jails for admission to AMRTC.
2. Backups in the local inpatient mental health system of care, leading to overcrowding and “boarding” in Emergency Rooms and other delays in individuals accessing acute mental health treatment.
3. Limiting or delaying access to AMRTC for emergency admissions within DCT Mental Health and Substance Abuse Treatment Services.

TRANSITION SERVICES GOAL THREE: By December 31, 2019, the average monthly number of individuals leaving Minnesota Security Hospital will increase to 14 individuals per month.

2015 goal

- For year ending December 31, 2015 the average monthly number of discharges will increase to ≥ 10

Baseline: From January – December 2014, the average monthly number of individuals leaving Minnesota Security Hospital was 9 individuals per month.

RESULTS:

Time period	Total number of individuals leaving	Transfers	Deaths	Net moved to integrated setting*
Quarter 1 (Jan – March 2015)	42	19	3	20
Quarter 2 (April – June 2015)	52	13	2	37
Quarter 3 (July – Sept 2015)	47	14	2	31
October 2015	14	9	0	5
November 2015	11	4	1	7
December 2015	12	5	0	7
Totals	178	64	8	107 Average = 8.9

* Only those individuals moving from a segregated setting to an integrated setting will be used to measure progress on the goal.

ANALYSIS OF DATA:

In 2015, the average number of discharges from Minnesota Security Hospital to a more integrated setting was 8.9. The 2015 goal of ≥ 10 was not met.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported one month after the end of the reporting period.

COMMENT ON PERFORMANCE:

Current efforts to increase the number of transitions include working with the counties, in particular, Hennepin and Ramsey Counties, to increase the number of providers that are willing and able to serve

individuals transitioning into the community from MSH. Hennepin County put out an RFI and is working with respondents on placements / potential placements.

If the transition numbers appear to be plateauing, we will identify additional strategies to increase transitions.

Other challenges relate to specific individuals' circumstances that make them more difficult to place-- those needing Adult Foster Care but only qualifying for the elderly waiver, which has a lower reimbursement rate; those with sex offense histories; and those without legal citizenship status who are not eligible for transition to community recourses.

III. MOVEMENT OF INDIVIDUALS FROM WAITING LISTS

The new urgency reporting structure necessary to track progress on the waiting lists was designed in the fall of 2015 and implemented December 1, 2015. The new process will yield its reports beginning in June 2016. Quarterly reporting from this new process will begin with the August 2016 Subcabinet meeting. The baseline will be established after one year, December 2016, and be included in the quarterly report to the Subcabinet at the February 2017 meeting. In the interim, the quarterly reports to the Subcabinet, beginning in February 2016 will report the number of persons on the CADI and DD waiting lists each quarter.

WAITING LIST GOAL ONE: By October 1, 2016, the Community Access for Disability Inclusion (CADI) waiver waiting list will be eliminated.

Baseline: As of May 30, 2015, the CADI waiver waiting list was 1,420 individuals.

RESULTS:

Time period	Number on CADI waiver waiting list at end of quarter	Reduction from previous quarter
April – June 2015	1,254	174
July – September 2015	932	322
October – December 2015	477	455

ANALYSIS OF DATA:

The October 1, 2016 goal is to eliminate the CADI waiver waiting list. From October 1 – December 31, 2015, the statewide CADI waiting list decreased by 455 people, compared to the previous quarter when it decreased by slightly more than 300 people.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported one month after the end of the reporting period.

COMMENT ON PERFORMANCE:

Through DHS direction, more lead agencies are eliminating their CADI waiting lists and decreasing the overall size of the statewide waiting list. Additionally, 13 lead agencies eliminated their CADI waiting list between October 1 and December 31, 2015 compared to 9 that eliminated a list in the previous quarter.

Number of Individuals on Developmental Disabilities (DD) Waiver Waiting Lists

This table shows an estimate of progress towards the reduction of the size of the waiting lists quarter by quarter. The number is pulled once at the end of the time period and serves as an estimate of waitlist size over that time period. It does not indicate the number of individuals moving on and off the waiting list during that period.

Time period	Number on DD waiver waiting list at end of quarter	Change during quarter
April – June 2015	3,576	+40
July – September 2015	3,480	<96>
October – December 2015	3,198	<282>

ANALYSIS OF DATA:

From October – December 2015, the statewide DD waiting list decreased by 282 people, compared to the previous quarter, which decreased by 96.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported one month after the end of the reporting period.

COMMENT ON PERFORMANCE:

As referenced above, the waiting list reporting that includes urgency information will begin in August 2016. This DD waiting list report showing change from the previous quarter will serve as an interim measure of progress.

IV. QUALITY OF LIFE MEASUREMENT RESULTS

This section will include the results of any and all quality of life assessments. Initially this will include National Core Indicators (NCI) survey results as they become available.

The results for the 2015 NCI survey are not yet available. Once the results are available, they will be reported in the quarterly report immediately following the availability.

V. INCREASING SYSTEM CAPACITY AND OPTIONS FOR INTEGRATION

This section will include reports on the progress of measurable goals related to increasing capacity of the system and options for integration that are being reported on in each quarterly report. Each specific

goal includes: the overall goal, the annual goal, baseline, results for the reporting period, analysis of the data and a comment on performance.

PERSON CENTERED PLANNING GOAL ONE: By June 30, 2020, plans for people using disability home and community-based waiver services will meet required protocols. Protocols will be based on the principles of person centered planning and informed choice.

Baseline: During the period July 2014 – June 2015, 38,550 people were served by disability home and community based services. However, a baseline for the current percentage of plans that meet the principles of person centered planning and informed choice needs to be established.

RESULTS:

The Person Centered Planning, Informed Choice and Transition Protocol was approved by the Subcabinet Executive Committee on February 10, 2016. The audit process to measure progress is in place. The first year's data will be used to set an appropriate baseline. This baseline will be proposed to the Subcabinet at the February 2017 meeting.

Interim quarterly reporting will begin with the May 2016 Quarterly report. The interim report will include identification of the counties participating in the audit, total pool of participants, size of the audit sample, and the number of audits deemed acceptable compared to the number requiring corrective action.

POSITIVE SUPPORTS GOAL ONE: By June 30, 2018 the number of individuals receiving services licensed under Minn. Statute 245D, or within the scope of Minn. Rule, Part 9544, (for example, home and community based services) who experience a restrictive procedure, such as the emergency use of manual restraint when the person poses an imminent risk of physical harm to themselves or others and it is the least restrictive intervention that would achieve safety, will decrease by 5% or 200.

2015 Goal

- By June 30, 2015 the number of people experiencing a restrictive procedure will be **reduced by 5% from the previous year or 54 individuals**

Annual Baseline: In 2014 the number of individuals who experienced a restrictive procedure was 1,076.

RESULTS:

Time period	Individuals who experienced restrictive procedure
2015 Annual - July 2014 – June 2015	867
2016 Quarter 1 - July – September 2015	299

ANALYSIS OF DATA:

From July 1, 2014 through June 30, 2015 the number of individuals who experienced a restrictive procedure was 867 (a 19.4% reduction of 209 from previous year). The State surpassed the 2015 goal to reduce the number of people experiencing restrictive procedure by 5% from the previous year or 54 individuals.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported three months after the end of the reporting period.

COMMENT ON PERFORMANCE:

It's important to note that the overall goal is to reduce the number of people by 200 by June 30, 2018. As of this reporting period, the State already surpassed the overall goal. NOTE: The annual recipient numbers are unduplicated counts.

POSITIVE SUPPORTS GOAL TWO: By June 30, 2018, the number of Behavior Intervention Reporting Form (BIRF) reports of restrictive procedures for people receiving services licensed under Minn. Statute 245D, or within the scope of Minn. Rule, Part 9544, (for example, home and community based services) will decrease by 1,596.

2015 Goal

- By June 30, 2015 the number of reports of restrictive procedures will be reduced by **430**.

Annual Baseline: From July 2013 – June 2014 of the 35,668 people receiving services in licensed disability services, e.g., home and community based services, there were 8,602 reports of restrictive procedures, involving 1,076 unique individuals.

RESULTS:

Time period	Number of BIRF Reports
2015 Annual - July 2014 – June 2015	5,124
2016 Quarter 1 - July – September 2015	907

ANALYSIS OF DATA:

From July 1, 2014 through June 30, 2015 the number of BIRF reports was 5,124 (a reduction of 3,478 from previous year). The State surpassed the 2015 goal to reduce the number of reports of restrictive procedures by 430.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported three months after the end of the reporting period.

COMMENT ON PERFORMANCE:

As of this reporting period the State has already surpassed the overall 2018 goal to decrease by 1,596. The period from July – September 2015 had a slight increase in the number of BIRF reports compared to the previous quarter. Effective August 21, 2015, all other DHS licensed providers must comply with the Positive Supports Rule.

POSITIVE SUPPORTS GOAL THREE: Use of mechanical restraint is prohibited in services licensed under Minn. Statute 245D, or within the scope of Minn. Rule, Part 9544, with limited exceptions to protect the person from imminent risk of serious injury. (Examples of a limited exception include the use of a helmet for protection of self-injurious behavior and safety clips for safe vehicle transport).

By December 31, 2019 the emergency use of mechanical restraints will be reduced to ≤ 93 reports and ≤ 7 individuals.

2015 Goal

- By June 30, 2015, reduce mechanical restraints to no more than
 - 461 reports of mechanical restraint
 - 31 individuals approved for emergency use of mechanical restraint

Baseline: From July 2013 - June 2014, there were 2,038 BIRF reports of mechanical restraints involving 85 unique individuals.

RESULTS:

Time period	Number of Reports	Number of individuals
2015 Annual - July 2014 – June 2015	912	21
2016 Quarter 1 - July – September 2015	144	19

ANALYSIS OF DATA:

From July 1, 2014 through June 30, 2015 the number of BIRF reports of mechanical restraints was 912. The number of individuals approved for emergency use of mechanical restraint was 21. The June 30, 2015 goal of reducing to 461 reports was not met, however the goal to reduce the number of approved individuals to 31 was met.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported three months after the end of the reporting period.

COMMENT ON PERFORMANCE:

The major factor in missing the goal is timing: under Chapter 245D, existing behavioral programs that included the use of mechanical restraints were required to be phased out over an 11-month period ending 12/31/2014. In the first two quarters of SFY 2015 (The period 7/1/2014 to 12/31/2014), the number of reports was 648. Beginning 1/1/2015, only mechanical restraints within limited exceptions are allowed. Accordingly, over the last two quarters of SFY 2015, (the period 1/1/2015 to 6/30/2015) the number of reports was 264. While the rate of reduction shows significant improvement, it is still slightly high to meet future goals. DHS will increase outreach in terms of technical assistance, training, and consultation to people with the limited exception and their teams to support greater reductions in the use mechanical restraints.

The period 7/1/2015 to 9/30/2015 shows an increase in emergency use of mechanical restraints compared to the previous quarter of SFY 2015. Considering the very small number of people with a limited exception for the use of these restraints, quarterly fluctuations may result from changes in individual circumstances or programming (e.g., personal, service, or environmental changes). DHS will increase outreach in terms of technical assistance, training, and consultation to people with the limited exception and their teams to support greater reductions in the use mechanical restraints. Effective August 31, 2015, all other DHS licensed providers must also comply with the Positive Supports Rule, which includes reporting the use of mechanical restraints when used with people with developmental disabilities. Among this set of providers now required to report behavioral interventions, existing behavioral programs that included the use of mechanical restraints prior to 8/31/15 are permitted, but

they must be discontinued after a 30-day Positive Support Transition Plan development process and subsequent 11-month phase out period ending 8/31/2016. DHS will continue to monitor quarterly report numbers to determine how mechanical restraint reports from this enlarged cohort of providers could impact the State's ability to meet SFY 2016 goals.

CRISIS SERVICES GOAL ONE: By June 30, 2018, the percent of children who receive children's mental health crisis services and remain in their community will increase to 85% or more.

RESULTS:

The Mental Health Information System was modified to include reporting data on these two measurable goals. This report is completed two times each year covering the periods of January-June and July-December. Data from these reports is reviewed and verified over a 90 day period. The first report on progress will be included in the quarterly report to the Subcabinet in November of 2016 and every six months thereafter.

CRISIS SERVICES GOAL TWO: By June 30, 2018, the percent of adults who receive adult mental health crises services and remain in their community (e.g., home or other setting) will increase to 89% or more.

RESULTS:

The Mental Health Information System was modified to include reporting data on these two measurable goals. This report is completed two times each year covering the periods of January-June and July-December. Data from these reports is reviewed and verified over a 90 day period. The first report on progress will be included in the quarterly report to the Subcabinet in November of 2016 and every six months thereafter.

CRISIS SERVICES GOAL THREE: By June 30, 2017, the number and percent of people who discontinue waiver services after a crisis will decrease to 45% or less. (Leaving the waiver after a crisis indicates that they left community services, and are likely in a more segregated setting.)

RESULTS:

No data source currently exists for this goal. Data sources have been identified and are being analyzed to assure the data will be timely, accurate and verifiable. The first report on progress will be included in the quarterly report to the Subcabinet at the May 2016 meeting and quarterly thereafter.

SEMI-ANNUAL AND ANNUAL GOALS

This section will include reports on the progress of measurable goals related to increasing capacity of the system and options for integration that are being reported on semi-annually or annually as the goal becomes due. Each specific goal includes: the overall goal, the annual goal, baseline, results for the reporting period, analysis of the data and a comment on performance.

PERSON CENTERED PLANNING GOAL TWO: By 2017, increase the percent of individuals with disabilities who report that they exercised informed choice, using each individual's experience regarding their ability: to make or have input into major life decisions and everyday decisions, and to be always in charge of their services and supports, as measured by the National Core Indicators (NCI) survey.

SUBGOAL A:

- By 2017, increase the percent of people with intellectual and developmental disabilities (I/DD) who report they have input into major life decisions to 55% or higher.

2015 Goal

- By 2015, the percent reporting they have input into major life decisions will increase to > 45%

Baseline: In the 2014 NCI Survey, 40% reported they had input into major life decisions

RESULTS:

The 2015 goal was to increase the percent of people reporting results they have input into major life decisions will increase to > 45%. The 2015 results were 44.3%.

ANALYSIS OF DATA:

The 2015 NCI survey results indicated that 44.3% of people reported they have input into major life decisions. The 2015 goal of > 45% was not met but was very close to achieving.

TIMELINESS OF DATA:

The NCI survey is completed annually. Survey results are available once the results are determined to be accurate and verifiable.

COMMENT ON PERFORMANCE:

Given the variable nature of survey data, it is reasonable to expect that some years the annual goal will be exceeded while other years it may fall somewhat short as we work toward the 2017 goal. Although the 2015 results were somewhat short, substantial gains were made and it is showing progress toward the 2017 goal.

SUBGOAL B:

- By 2017, increase the percent of people with intellectual and developmental disabilities who make or have input in everyday decisions to 85% or higher.

2015 Goal

- By 2015, the percent reporting they have input in everyday decisions will increase to $\geq 84\%$

Baseline: In the 2014 NCI Survey, 79% reported they had input into everyday decisions

RESULTS:

The 2015 goal was to increase the percent reporting they have input in everyday decisions to $\geq 84\%$. The 2015 results were 84.9%.

ANALYSIS OF DATA:

The 2015 NCI survey results indicated that 84.9% of people reported they have input in everyday decisions. The 2015 goal of $> 84\%$ was met.

TIMELINESS OF DATA:

The NCI survey is completed annually. Survey results are available once the results are determined to be accurate and verifiable.

COMMENT ON PERFORMANCE:

The goal for people who report having input on every day decisions exceeded the 2015 goal.

SUBGOAL C:

- By 2017, increase the percent of people with disabilities other than I/DD who are always in charge of their services and supports to 80% or higher.

2015 Goal

- By 2015, the percent reporting they are always in charge of their services and supports will increase to $\geq 70\%$

Baseline: In the 2014 NCI Survey, 65% reported they were always in charge of their services and supports.

RESULTS:

The National Core Indicator (NCI) survey was piloted in 2014 for persons with disabilities other than a developmental disability. Data from 2014 served as the baseline for this measure. Additionally the lessons learned in the pilot were used to improve the survey process going forward. The modification of the survey could not be completed by the national organization that conducts the survey with sufficient time to conduct a survey in 2015. Due to this, no survey data is available to measure progress for 2015.

The survey will be completed for 2016 and annually thereafter. The 2016 survey data will be used to report progress in the February 2017 quarterly report.

HOUSING & SERVICES GOAL ONE: By June 30, 2019, the number of people with disabilities who live in the most integrated housing of their choice where they have a signed lease and receive financial support to pay for the cost of their housing will increase by 5,547 (from 6,017 to 11,564 or about a 92% increase).

2015 Goal

- By June 30, 2015 the number of individuals living in the most integrated housing with a signed lease will increase by 617 over baseline to 6,634 (about 10% increase)

Baseline: From July 2013 – June 2014, there were an estimated 38,079 people living in segregated settings. Over the 10 year period ending June 30, 2014, 6,017 individuals with disabilities moved from segregated settings into integrated housing of their choice where they have a signed lease and receive financial support to pay for the cost of their housing. Therefore, 6,017 is the baseline for this measure.

RESULTS:

Time period	People in integrated housing	Increase over baseline
2015 Annual - July 2014 – June 2015	6,920	903 (15%)

ANALYSIS OF DATA:

From July 1, 2014 through June 30, 2015 the number of people living in integrated housing increased by 903 (15%) over baseline to 6,920, exceeding the goal of 617 (10%) above the baseline. The 2015 goal of an increase of 617 (10%) to 6,634 was met.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported six months after the end of the reporting period.

COMMENT ON PERFORMANCE:

The State surpassed the June 30, 2015 goal.

EDUCATION GOAL ONE: By December 1, 2019 the number of students with disabilities, receiving instruction in the most integrated setting, will increase by 1,500 (from 67,917 to 69,417)

2015 Goal

- By December 1, 2015 the number of students receiving instruction in the most integrated settings will increase by 300 over baseline to 68,217

Baseline: In 2013, of the 109,332 students with disabilities, 67,917 received instruction in the most integrated setting.

RESULTS:

Time Period	Students with disabilities in most segregated setting	Total number of students with disabilities
January – December 2014	68,434 (62.13%) (517 over baseline)	110,141 (ages 6-21)

ANALYSIS OF DATA:

During 2014, the number of students with disabilities receiving instruction in the most integrated setting increased by 517 over baseline to 68,434. The 2015 goal of an increase of 300 to 68,217 was exceeded.

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported one year after the end of the reporting period.

COMMENT ON PERFORMANCE:

The annual goal of 300 students over baseline for 2014 was met with an increase of 517 students from December 2013 child count to December 2014 child count. This is a slight increase in percentage from 2013 to 2014, but not significant when compared to the number of special education students ages 6-21. MDE also notes that, until the 2014-15 school year, MDE has not reported students with disabilities in child count categories for Corrections or Parentally Placed separately from other Educational Environments to OSEP. For the Federal Fiscal Year (FFY) 2014 reporting year and moving forward, MDE has changed its business rules to align with OSEP’s request to report data for these two groups separately. Therefore, the number reported in Minnesota’s SPP/APR for Indicator 5A will be slightly different than the data included for Olmstead reporting. Olmstead data reporting for this goal is the total number of students receiving instruction in the most integrated setting across local education agencies, corrections and parentally placed students.

EDUCATION GOAL TWO: By October 1, 2020 the number of students who have entered into an integrated post- secondary setting within one year of leaving secondary education will increase by 250 (from 225 to 475)

2016 Goal

- By October 1, 2016 there will be an increase of 50 over baseline to 275

Baseline: Using the 2014 Post School Outcome Survey, of the 962 students with disabilities who participated in the survey, 225 (23.3%) entered into an integrated postsecondary setting within one year of leaving secondary education.

RESULTS:

Time Period	Students Entering Integrated Post-Secondary Setting
October 2015	182 (29.3%) (2 and 4 year college/ university)
	217 (34.9%) (college/university + 9-12 month certificate programs)

ANALYSIS OF DATA:

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported three months after the end of the reporting period.

COMMENT ON PERFORMANCE:

Using data from the 2015 Post School Outcome Survey, 621/1,322 students with disabilities completed the survey for a response rate of 47.0%. Of the 621 students surveyed, 182 (29.3%) were enrolled in an integrated two or four year college/university. Furthermore, there were an additional 35 (5.6%) students enrolled in other integrated postsecondary programs such as a nine or twelve month certificate program, for a total of 217 students enrolled in an integrated postsecondary setting within one year of leaving secondary education. The October 1, 2016 goal is off target by 58 students. The fluctuation variables are the difference in annual numbers of participating districts and the number of completed student surveys. For 2015, there were 341 fewer students in the reporting cohort.

Necessary actions to get the goal on track or resolve the risk include:

1. In December, 2015 MDE began to explore a broader data system to measure how many students with disabilities are graduating from high school entering into an integrated postsecondary education setting after graduation.
2. MDE will continue working with the National Technical Assistance Center on Transition and the Minnesota State Colleges and Universities (MnSCU) to provide capacity building training for the purpose of increasing the number of students with disabilities who are enrolled in an integrated postsecondary education setting by 2020.
3. On January 26, 2016 a Data Access Request was completed and sent to the SLEDS Data and Research Committee. This request is for access to summary level data residing in the Minnesota's Statewide Longitudinal Education Data System (SLEDS), for the purpose of conducting statistical research on how many special education students left secondary education and entered into an integrated postsecondary institution within one year of graduation.

Once the data request has been received and vetted through the SLEDS Data and Research committee, next steps will be determined and shared with the Olmstead Subcabinet at the May, 2016 meeting.

TRANSPORTATION GOAL ONE: By December 31, 2020 accessibility improvements will be made to 4,200 curb ramps (increase from base of 19% to 38%) and 250 Accessible Pedestrian Signals (increase from base of 10% to 50%) By January 31, 2016, a target will be established for sidewalk improvements.

- By December 31, 2019, an additional 250 Accessible Pedestrian Signals (APS) installations will be provided on MnDOT owned and operated signals bringing the percentage to 50%.
-

2015 Goal

- By December 31, 2015 an additional 50 APS installations will be provided

Baseline: In 2009: 10% of eligible state highway intersections with accessible pedestrian signals (APS) were installed.

RESULTS:

Time Period	Total APS in place	
December 2015	529 of 1179 (44%) of system	

ANALYSIS OF DATA:

TIMELINESS OF DATA:

In order for this data to be timely, accurate and verifiable, it is reported one year after the end of the reporting period.

COMMENT ON PERFORMANCE:

MnDOT has identified a target for sidewalks of completing 30 miles by 2020 with the target to be reviewed in 2018. The proposed target will bring the total mileage of compliant sidewalk to 293.5 miles of 613.8 miles; or 48% of the system. The target needs to be submitted to and approved by the Sub-Cabinet for consideration and approval by the court. Measurement will be taken on an annual basis of the previous year's construction activity. MnDOT completed collection on the curb ramp work completed in 2014 and APS through 2015 and while outside of the reporting period for the goal's timeline progress has been made towards the identified targets.

Total APS in place December 2015: 529 of 1179 or 44% of the system.

Total curb ramps improved in 2014 was 1139 bringing the system to 24.5% fully compliant under PROWAG and 30% compliant based on when the ramp was built. The number is expressed as a percentage only because the as we improve curb ramps we are frequently replacing a single ramp with a two ramp configuration increasing the total number of ramp in the system.

TRANSPORTATION GOAL TWO: By December 31, 2025, additional rides and service hours will increase the annual number of passenger trips to 18.8 million in Greater Minnesota (approximately 50% increase).

RESULTS:

The data used to monitor progress on this goal is included in the Annual Transit Report. Data for 2015 is compiled, verified and will be available in November 2016. This will be included in the quarterly report to the Subcabinet in November 2016 and annually thereafter.

VI. COMPLIANCE REPORT ON WORKPLANS AND MID-YEAR REVIEWS

This section will include a report summarizing the monthly review of workplan activities and the mid-year reviews completed by OIO Compliance staff.

Workplan Activities

Number of workplan activities reviewed during reporting period (October – December 2015)	67
• Number of activities completed (aggregate)	41
• Number of activities on track (at quarter end)	19
• Number of activities reporting exceptions (at quarter end)	7
• Number of exceptions needing Subcabinet action	0

Mid-Year Review of Measurable Goals Reported on Annually

Mid-year reviews are scheduled to begin in February 2016 and will be included in the May 2016 quarterly report.

VII. ADDENDUM

There is no addendum to this quarterly report.

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Date: February 12, 2016

To: Olmstead Subcabinet Members

From: Mary Tingerthal, Olmstead Subcabinet Chair
mary.tingerthal@state.mn.us, 651.296.5738

RE: Subcabinet Member Designees

At the January 25, 2016 Olmstead Subcabinet Meeting, we approved changes to the Subcabinet Procedures. These changes included clarify the role of designees and adding a provision allowing a designee alternate. The approved language of Subcabinet Procedures, Article II, Section B: Commissioner Designees is as follows:

Each Commissioner member may designate one person from the Commissioner's agency to serve in his or her stead on the Subcabinet, and only that designee may serve until such time as the Commissioner replaces the designee with a different designee. A Commissioner may establish or replace a designee by providing written notice to the Chair.

A designee alternate may also be named using the same procedures used for naming a designee. The Chair has discretion to approve or reject a request for a designee alternate.

The Commissioner's designee or designee alternate shall exercise the rights and responsibilities of the Commissioner when the Commissioner is not present.

The Olmstead Implementation Office (OIO) shall maintain a list of all Commissioner designees and designee alternates.

The procedures require that the OIO maintain a list of all designees and designee alternates. To assist with that record keeping, we have attached forms to be used for: (1) naming a designee; (2) requesting approval of a designee alternate; and (3) rescinding the authority of designees or designee alternates. While the OIO is aware of most designees, I do ask that you complete the attached forms (whichever forms fit your situation) to assist with the recording keeping, and submit them to Tristy Auger at the OIO (tristy.a.auger@state.mn.us) and a copy to me by February 19, 2016.

Consistency in participation is one way in which the Subcabinet can keep the work of the Olmstead Plan on track. For this reason, I ask that your designee be a person who will stay abreast of the work of the subcabinet on an on-going basis, and that you only request a designee alternate if it is essential in order for your agency to maintain continuity in being engaged in the work of the subcabinet. To keep the work moving forward, it is important that persons participating in the meetings have a deep familiarity with the opportunities and challenges that the Plan addresses.

If you have any questions, or would like to discuss this information further, please contact me.

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Minnesota Olmstead Subcabinet

Notice of Member Designee

In accordance with the Subcabinet procedures, I hereby name the following person to serve as my designee at meetings of the Olmstead Subcabinet or its committees, effective _____:
mm/dd/yyyy

Name of Designee

This designation shall remain in force until rescinded in writing.

Subcabinet Member Signature

Subcabinet Member Name

Subcabinet Member Agency

Please return completed form to tristy.a.auger@state.mn.us.



Minnesota Olmstead Subcabinet

Request for Member Designee Alternate

In accordance with the Subcabinet procedures, I hereby request the following person to serve as my designee alternate at meetings of the Olmstead Subcabinet or its committees:

Name of Designee Alternate

This designation is not effective until approved by the Subcabinet Chair. This designation shall remain in force until rescinded in writing by the Subcabinet member.

Subcabinet Member Signature

Subcabinet Member Name

Subcabinet Member Agency

Please return completed form to tristy.a.auger@state.mn.us for review and action.
A copy of the signed form will be returned to you via email.

This request is:

- Approved
- Rejected

Mary Tingerthal, Chair

Date



Minnesota Olmstead Subcabinet

Notice of Designee or Designee Alternate Rescission

In accordance with the Subcabinet procedures, I rescind the following person's authority to serve as my designee or designee alternate at meetings of the Olmstead Subcabinet or its committees:

Name

Date Effective

Subcabinet Member Signature

Subcabinet Member Name

Subcabinet Member Agency

Please return completed form to tristy.a.auger@state.mn.us.