

DRAFT MINUTES – COUNCIL MEETING
DEVELOPMENTAL DISABILITIES PLANNING COUNCIL
Friday, January 11, 2019
625 SILVER AVENUE SW (DDPC CONFERENCE ROOM)
ALBUQUERQUE, NEW MEXICO 87102
12:00-5:00pm

Members Present

Self-Advocates

Amira Rasheed
Sergio Resendiz
Judy Ann Sena

Family Members

Sandy Skaar
C. Dianne Griego joined at 1:27pm
Charlene Espinoza

Attendants

Jeanette Sena

Agencies Present

Gary Housepian (DRNM) (by phone)
(12:41pm left at 1:10pm)

Pat Osbourn (UNM-CDD)
Kathleen Hardy (CYFD)
Ellen Carpenter (DVR)
Jim Copeland (DOH-DDSD)
Melanie Buenviaje (HSD)
Deborah Dominguez-Clark (PED) Joined
at 1:13pm in person

Staff Present for Reporting Purposes:

Barbara Ibáñez, Interim Executive Director/
Deputy Director
Mary Lou Poli, Attorney General's Office
David Gonzales, OOG Compliance Officer
Jannel Vigil, OOG Compliance Officer
Kathy Coates, CFO
Ana Callahan Segura, Federal Program
Management Analyst
Staff Present for Meeting Minute Purposes
Rachel Romero-Lovato, Office Manager
Daniel Ekman, CSA Manager

Self-Advocates Absent

Hoskie Benally
Elisheva Levin

Family Members Absent

None

Agencies Absent

Kyky Knowles (ALTSD)
Suzette Shije (IAD)

Public Guests

Robert Kegel Parent-Advocate
Cory Atunda-SEI Systems
Brad Hill- Attorney General's Office/ Mia Via
Advisory Council Chair

Call to Order/Introductions/Housekeeping:

Amira Rasheed called the meeting to order, completed the Roll Call, and Housekeeping was conducted. The meeting convened at 12:20pm with a quorum.

LUNCH

Introductions of Guests:

Amira Rasheed asked the following guests to introduce themselves: Robert Kegel, Cory Atudna, and Brad Hill.

Approval of Agenda – Action Item

Jim Copeland moved and Judy Ann Sena seconded to approve the Agenda as written. No discussion All agreed. Motion carried.

Approval of Meeting Minutes– Action Item

Kathleen Hardy moved to approve the 12/12/18 Meeting Minutes as written, seconded by Sandy Skaar. Motion removed. Kathleen Hardy moved approve the 12/12/18 Meeting Minutes with correction of date on second page of 12/12/18 minutes. Sandy Skaar seconded. No discussion. All agreed. Motion carried.

Public Comments

Robert Kegal spoke about the Jackson lawsuit-individuals with disabilities being denied their civil rights. Comprehensive Review and Analysis identified violation of civil rights. Brad Hill stated 2nd paragraph on Mr. Kegel’s letter to the DDPC Council needs to be corrected. Cory Atunda introduced himself; he is with Healthcare IT Company SEI Systems hoping to have a relationship with New Mexico.

Executive Session:

Pursuant to NMSA Sec. 10-15-1(H) (2) and NMSA Sec. 10-15-1 (H)(7)

- a. Limited Individual Personnel matters*
- b. Litigation: Cansino v. DDPC, D-202-CV-08570*

Entry into Executive Session moved by Sandy Skaar, seconded by Kathleen Hardy, roll-call as follows:

Amira Rasheed	Yes
Sergio Resendiz	Yes
Judy Ann Sena	Yes
Sandy Skaar	Yes
Gary Housepian	Yes
Pat Osbourn	Yes
Kathleen Hardy	Yes
Jim Copeland	Yes
Ellen Carpenter	Yes
Melanie Buenviaje	Yes

The motion to enter into Executive Session carried. Let the record show that the New Mexico Developmental Disabilities Planning Council entered into Executive Session at 12:45pm. The recorder will

now be turned off. Amira Rasheed asked all those who are not Council members or staff authorized to attend the executive session to leave the room.

Amira Rasheed moved that the New Mexico Developmental Disabilities Planning Council close the meeting to the public and enter into Executive Session to discuss the items listed under the Executive Session agenda item pursuant to NMSA 1978, Sections 10-15-1(H) (2) exceptions to the Open Meetings Act (NMSA 1978, Sections 10-15-1 to -4), in accordance with the New Mexico Attorney General's Open Meetings Act Compliance Guide. Seconded by Kathleen Hardy.

Amira Rasheed shared that matters discussed in Executive session limited to those specified in motion for closure. Let the records show that the New Mexico Developmental Disabilities Planning Council is back in open session and the recorder is back on. The time is 1:13pm. Pursuant to NMSA 1978, Section 10-15-1(J), let the record also show that the matters discussed in the closed Executive Session were limited only to those specified in the motion for closure.

Deborah Dominguez Clark joined the meeting in person at 1:13pm.

Discussion/Approval of DDPC Disability Issues for 2019 Legislative Session - Action Item

Jim Jackson, a volunteer facilitator, provided an overview of the upcoming legislative session potential bills and issues related to disability. Jim Jackson reviewed the Legislative Alert with the Council to provide information about each the following bills or issues for discussion purposes.

HB68

Motion made by Sandy Skaar to support HB 68. Amira Rasheed seconded. No further discussion. Melanie Buenviaje and Gary Housepian abstained. None opposed. All not abstaining agreed. Motion carried.

HB61

Motion made by Pat Osbourn to support HB 61. C. Dianne Griego seconded. No further discussion. None abstained or opposed All agreed. Motion carried.

Bills to provider additional funding for the Brain Injury Service fund, which is funded.

- **SB 134** is straight appropriation
- **SB 137** increase percent of traffic funds

Ellen Carpenter moved to support **SB134** and C. Dianne Griego seconded. No further discussion. None abstained or opposed. All agreed. Motion carried.

Kathleen Hardy moved to support **SB171** and Ellen Carpenter seconded. No further discussion. None abstained or opposed. All agreed. Motion carried.

Guardianship Potential Bill – sponsored by Senator James White

Sandy Skaar moved that the Council remain neutral and allow Amira Rasheed and Barbara Ibanez authority to make decisions as needed. Kathleen Hardy seconded. No further discussion. None abstained or opposed. All agreed. Motion carried.

Medicaid Buy-in Potential Bill

C. Dianne Griego moved to support Medicaid Buy-in. Sergio Resendiz seconded. Melanie Buenviaje, HSD abstained. None opposed. All not abstaining agreed. Motion carried.

DDPC Law Potential Bill

Robert Kegel provided overview of his draft legislation, including that the LHHS endorsement is dependent on the draft bill not having any changes. Ellen Carpenter, Chair of Ad-Hoc Committee, shared recommendations from recent Committee meeting recommending to include changes made in the draft bill analysis done on behalf of DRNM.

Motion made by Ellen Carpenter to support the discussion draft including the changes by Mr. Jackson in the DRNM Analysis. Kathleen Hardy asked to clarify if the motion is that “The ad-hoc rulemaking committee’s recommended that the Council support the discussion draft including the changes by Mr. Jackson. Ellen confirmed and Kathleen Hardy seconded the motion. No further discussion. None abstained or opposed. All agreed. Motion carried.

Sandy Skaar moved to grant Barbara Ibanez permission to follow the bill based on any changes that might occur. Not seconded and motion failed.

BREAK

Council Committee Updates/Discussion

a. Ad hoc (Rule Making) Committee, Ellen Carpenter, Committee Chair

i. Recommendation for New Mexico DDPC Law Updates - **Action Item**

See “DDPC Law Potential Bill” above for summary of Committee recommendations and Council decision.

b. Policy and By-Law Committee, Gary Housepian, Committee Chair

i. 2019 Open Meeting Resolution Discussion and Approval – **Action Item**

The Open Meetings Resolution needs to be reviewed to ensure we are in compliance with the Open Meetings Act. Discussion included: Jim Copeland asked if we could include email or telephone conversation be used in lieu of mail to notify of meetings. Marylou Poli recommended that this be amended to the Open Meetings Act. Kathleen Hardy moved to accept changes to the Open Meetings Act proposed by Jim Copeland. Ellen Carpenter seconded. No further discussion. None abstained or opposed. All agreed. Motion carried.

ii. DDPC Staff Time-Reporting of Leave and Overtime Requests Update

Gary Housepian shared that Audit finding fell into the category of significant deficiency regarding leave request and approval and timekeeping process associated with it. A Pilot approach being utilized as remedy by DDPC staff and would show when leave requests and amendments are made electronically with digital signatures. Mr. Housepian believes this is a proper remedy to improve internal controls and respond to the Audit finding.

Gary Housepian left meeting at 3:08 pm and joined at 2:30 pm

c. Membership Committee, Sandy Skaar, Committee Chair

No report.

d. Program Committee, Kathleen Hardy, Committee Chair

i. 2019 Annual State Plan Update

Kathleen Hardy reported that the 2019 Annual State Plan will be submitted to Association on Community Living (Federal) by January 31st and subsequently be submitted to LHHS and the Governor's Office.

ii. Request for Proposals Update

Kathleen Hardy shared that DDPC/Office of Guardianship is considering requesting for proposals related to guardianship services.

Executive Committee/Chair Report- Amira Rasheed

Amira Rasheed reported that she has been working with DDPC Management.

Executive Director Report- Barbara Ibanez

a. Financial Report/FY20 Budget Request Recommendations

Kathy Coates, CFO, gave an update on FY20 DDPC budget. The audit has not yet been released and will be sent out to the council as soon as it is available. Ramp van is in process of being ordered.

b. Executive Director Update

Barbara Ibanez gave update on DDPC office. She continues to give update on the office on her weekly E-Blast. The Attorney position has re-posted.

c. Program Updates

1) Office of Guardianship

David Gonzales gave an update on Guardianship- treatment guardians and billing documentation has updated.

2) Federal Program

Ana Callahan- Segura gave an update on Federal program.

3) Center for Self Advocacy (CSA)

Daniel Ekman gave an update on Disability Rights Awareness Day (DRAD), the Team Leaders Boot Camp and how CSA is running.

Meeting Announcements:

HSD provided an update.

Meeting Evaluations:

Completed by Council members.

Next Meeting to be at DDPC on April 25, 2019 and April 26, 2019.

Adjourn

Motion to adjourn made by Amira Rasheed, seconded by Kathleen Hardy. No further discussion. None abstained or opposed. Motion passed unanimously. Meeting adjourned at 5:20pm.