

KERN REGIONAL CENTER
3200 N. Sillect Avenue • Bakersfield, CA 93308 • (661) 327-8531

Board of Directors Meeting
6:00 p.m. – 7:30 p.m.
KRC Malibu Conference Room
3300 N. Sillect Ave.
Bakersfield, CA 93308

MINUTES
December 1, 2015

Present Board Members:

Frank Meyer, President
Ismael Romero
Richard Rodriguez
Laurie Hughey
Tracy Brown

Lorie Stewart (telephonically)
Nickole Mensch
Matthew Lagrand
Carol Sackey (telephonically)
Veronica Quezada

I. CALL TO ORDER/ROLL CALL

The meeting was called to order at approximately 6:00 p.m. by Frank Meyer. It was determined that a quorum was present.

II. CONSENT AGENDA

- A. Regular Meeting of the Board of Directors Agenda dated December 1, 2015
 - a. Motion to add item V - G. Dissemination Agent; Motion to change the date of the next Board Meeting to January 26, 2016.
M/S/C - (Mensch/Romero) to approve the Agenda with the addition. 8-0-0.
- B. Minutes of the Regular Meeting of the Board of Directors held November 3, 2015
M/S/C - (Hughey/Rodriguez) to approve Minutes. 7-0-1 (Quezada).

III. EXECUTIVE SESSION

- a. Motion to go into closed session.
M/S/C - (Quezada/Hughey). 8-0-0.

IV. BOARD MEMBERS' COMMENTS

Matthew Lagrand – Client Advisory Committee had a meeting were the 10% increase for Regional Centers and service providers was discussed. CAC members spoke of ways to help resolve the issue around the 10% increase.

V. PUBLIC COMMENT

Cindy Martinez– The Thanksgiving Basket Committee raised \$3,191.30. They received 137 referrals. 133 families received baskets; 4 received \$25.00 gift cards.

Grace Huerta- Grace reported that families have asked her to keep them informed about what takes place at the Board Meetings. The families have expressed a desire to support the board and the community. Grace read questions and comments from the families.

V. ACTION AND DISCUSSION ITEMS – BOARD ACTIVITIES

- A. Consideration of Appointment of Developmental Services Support Foundation Board of Directors (Action as Sole Member of DSSF) *(Action)*
 - a. Discussion deferred.
- B. Replacement of Jon Gusman as Pension Trustee *(Action)*
 - a. Discussion deferred.
- C. Private Letter Ruling *(Discussion)*
 - a. Discussion deferred.
- D. Proposed Agenda (**Attachment 1**) *(Action)*
M/S/C - (Lagrand/Romero) to accept. 8-0-0.
- E. Proposed 2016 Board Meeting Schedule (**Attachment 2**) *(Action)*
M/S/C - (Mensch/Romero) to accept. 8-0-0.
- F. Addendum to KRC's Performance Contract (**Attachment 3**) *(Action)*
 - a. Cherylle Mallinson presented the addendum to the performance contract. Please see attached as **Attachment 4**.
 - b. POS disparity data will be posted on KRC's website by December 31st.
M/S/C - (Mensch/Hughey) to accept. 7-0-1 (Quezada).
- G. Dissemination Agent *(Action)*
 - a. Kern Regional Center and Developmental Services Support Foundation are in a lease agreement; part of the agreement is a continuing disclosure agreement which both KRC and DSSF have agreed to provide certain information that is beneficial to bond holders. Union Bank was the dissemination agent; information was electronically disseminated to bond holders. In July of 2015, Union Bank notified both KRC and the foundation that they would no longer be the agent. Documents/information that needs to be provided include contract revenues, KRC caseload ratio, KRC pension plan; these are all risk factors that bond holders need to be able to view.
 - b. KRC wishes to appoint BLX Group as KRC's dissemination agent. This will cost \$3,250 per year. The funds will come out of OPS monies.
M/S/C - (Rodriguez/Lagrand) to accept a third party dissemination agent. 8-0-0.

VI. ACTION AND DISCUSSION ITEMS – KRC ACTIVITIES

- A. **Budget Update and Financial Report** – KRC budget and financial Report pertaining to the delivery of developmental services. Audit/Finance Committee.
 - a. Jon Gusman presented the budget report. Please see attached as **Attachment 5**.

VII. REPORTS TO THE BOARD OF DIRECTORS

(Reports will be made only from groups that have met and/or have items to present.)

- A. Board President Report (Frank Meyer)
 - a. KRC received a letter from the state regarding Board Composition. Please see attached as **Attachment 6**.

- b. DDS had a concern that KRC's board did not have a member with legal expertise. The board has recently added a thirteenth member with legal expertise.
 - c. DDS had a concern that KRC's board did not have a member with public relations expertise. This has since been reviewed and the board does have a member with public relations expertise.
 - d. The department recognizes KRC's progress during this period, in that composition of the board has improved to better reflect the community it services. DDS further states that KRC must take immediate action to come into compliance with statute.
- B. Executive Committee Report (Frank Meyer)
 - a. No Executive Committee Report.
- C. KRC CEO Report (Robert Riddick)
 - a. Secretary Dooley had appointed interim director, Michael Wilkening, to replace Director Santi Rogers.
 - b. Santi Rogers left a letter regarding the closure plans for Fairview and Porterville Developmental Centers.
- D. Vendor Advisory Committee Report (Laurie Hughey)
 - a. Annual Vendor luncheon took place on November 6, 2015. Approximately 380 people participated. There was much positive feedback regarding Santi Rogers' speech.
- E. Director of Client Services (Laura Hughes)
 - a. KRC received a letter from DDS regarding the Caseload Ratio Plan of Correction. Please see attached as **Attachment 7**.
 - b. ABA services are being transitioned into managed care. Since September of 2014, Medical managed care health plan has covered medically necessary behavior health treatment services for children 0-21 who have a diagnosis of Autism Spectrum Disorder. KRC has about 300 consumer receiving ABA services that would fall under this category. Starting February 1, 2016, the 300 consumer will be transitioned into one of the four managed health plans that we have in our catchment area. The transition will take approximately 6 months.
 - c. The health plans are Kern Family Health, who has approximately 212 of our consumers, Health Net, with 78 consumers, Mono and Inyo combined have about 30 consumers.
- F. Director of Community Services (Cherylle Mallinson)
 - a. Cherylle Mallinson went over the handout of the 5.82% increase. Please see attached as **Attachment 8**.
 - b. Cherylle Mallinson went over the letter regarding the minimum wage increase. Please see attached as **Attachment 9**. Many vendors will be eligible for a rate increase in order to comply with minimum wage law. KRC will send a letter to those vendors eligible.
 - c. Express Transit has provided their notice to discontinue their outbound afterschool transportation services effective December 31, 2015. This only applies to the afterschool services. 98 consumers are affected by this change. The families will receive notice from both Express Transit and KRC. KRC will also reach out to providers affected by this change and is working on a solution.
 - d. KRC is out of compliance regarding the requirement for providers to submit and independent audit report. KRC is working on a third attempt to request the independent audit from vendors. A letter will go out which will include a

- corrective action plan and a 60 day notice with suspension of referrals. KRC will no longer accept engagement letters.
- e. Iman Killebrew stated that vendors face a challenge in locating auditors to do these audits for them in a timely manner.
- G. Self Determination (Cherylle Mallinson, Vicky Smith, Joe Bowling)
- a. Meeting is scheduled for Tuesday, December 8th from 5:00 pm to 7:00 pm at the Tehachapi Police Department (220 West Grace Street).
- b. Dates for orientation and information training have been scheduled. Wednesday, January 27th from 5:00 pm to 7:00 pm at Highland Mobile Home Park, 1440 McGregor Avenue in Bishop, CA; Monday, February 8th from 5:00 pm to 7:00 pm at the Tehachapi Police Department; Monday, February 22nd from 5:00 pm to 7:00 pm in the Malibu Room at the Kern Regional Center in Bakersfield.
- H. Legislative Report (Robert Riddick)
- a. See Kern CEO Report.
- I. People First Report/Client Representative
- a. People First met last month and gave out 30 gift cards. The next meeting is December 12th.
- b. Roy Rocha started his project, however, the programs have not yet sent him the reports regarding the trainings.
- J. State Council on Developmental Disabilities Reports (Vicky Smith, Joe Bowling)
- a. Joe Bowling is retiring effective today. We thank Joe for his years of service.
- b. Vicky Smith has a temporary assignment in Sacramento with the State Council.
- c. Yolanda Cruz, Regional Office Manager for the Sequoia Office, will be attending the board meetings in representation of the State Council.
- K. KRC Staff Report

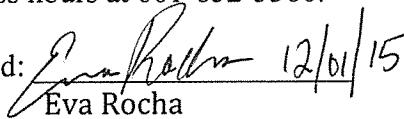
VIII. ADJOURNMENT

- a. Meeting is adjourned at approximately 8:03 p.m.

The next Regular Meeting of the Board of Directors is scheduled for Tuesday, January 26, 2016, at 6:00 p.m. in the Malibu Conference Room at the Kern Regional Center.

Note: Requests for a disability related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Administrative Assistant during regular business hours at 661-852-3360.

Respectfully submitted:

 12/01/15
Eva Rocha

Kern Regional Center
Board of Directors Meeting Agenda
November 3, 3015

General Business		
1. Call to Order and Introductions		Frank Meyer
2. Approval/Additions to Agenda	Action	Frank Meyer
3. Meeting Minute Approval, November 3, 2015 Attachment 1	Action	Frank Meyer
4. Board Correspondence	Info.	Lorie Stewart
5. Public Input	Info.	Et al
Unfinished Business		
6. Consideration of Appointment of Developmental Services Support Foundation Board of Directors	Action	
7. Replacement of Jon Gusman as Pension Trustee	Action	
8. Private Letter Ruling	Discussion	
9. Proposed Agenda Attachment 2	Action	Executive Committee
10. Proposed 2016 Board Meeting Schedule Attachment 3	Action	Executive Committee
11. Addendum to KRC's Performance Contract Attachment 4	Action	Cherylle Mallinson
Reports		
12. Financial Report Handout	Info.	Jon Gusman
13. ARCA Report	Info.	Frank Meyer & Robert Riddick
14. Board President Report a. Letter from DDS Re: Board Composition Attachment 5	Info.	Frank Meyer
15. Director of Client Services a. Letter from DDS Re: Caseload Ratio Plan of Correction Attachment 6	Info.	Laura Hughes
16. Legislative Report a. CDCAN Disability Report Attachment 7	Info.	Robert Riddick
17. Staff Report a. Self Determination b. Other		Cherylle Mallinson Et at
New Business		

Good and Welfare		

Meeting Location and Time:

Kern Regional Center – Bakersfield Office / Malibu Conference Room

3200 N. Sillect Avenue, Bakersfield, CA 93308

6:00 pm – 7:30 pm



2016 Board Meeting Calendar

January						
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= KRC Holidays

= Board Meetings

Dark in: July 2016

December 2016

Kern Regional Center

Robert Riddick, Interim Executive Director
3200 North Sillect Avenue, Bakersfield, CA 93308
Phone: (661) 327-8531 • Fax: (661) 324-5060
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www.kernrc.org



November 19, 2015

Performance Report for Kern Regional Center

Every year, the Department of Developmental Services (DDS) contracts with regional centers in California to serve consumers and families. And, every year DDS looks at how well the regional centers are doing. The 2016 Performance Report [DRAFT] will give you information about your regional center and can be found at www.kernrc.org.

The recently enacted Developmental Services Budget trailer Bill, SB 82(Chapter 23, Statutes of 2015), effective June 24, 2015, amended Welfare and Institutions Code (WIC), Section 4629, adding a new requirement for regional centers' annual outcome-based performance plans. Pursuant to WIC Section 4629(c)(1)(A)(iv), regional center's contract are required to include annual performance objectives that, "measure progress in reducing disparities and improving equity in purchase of services expenditures."

In accordance to DDS letter dated October 8, 2015, KRC has held at least one public meeting (09/24/2015) to discuss the KRC 2016 Performance Contract. Therefore, KRC is asking for public input for the two (2) measures added as it relates to KRC's plans to reduce the disparities and improving the equity in purchase of services expenditures.

For feedback or if you have any questions or comments, please contact Cherylle Mallinson at (661)852-3207 or by email at cmallinson@kernrc.org.

Robert Riddick, Interim Executive Director, Kern Regional Center

PERFORMANCE CONTRACT PLAN [DRAFT]

Regional Center Kern

Calendar Year(s) 2016

Public Policy Performance Measures

Measures	Statewide Average 2014	Statewide Average 2015	KRC Baseline as of June 2014	KRC Baseline as of June 2015	Activities/Regional Center will Employ to Achieve Outcome
1. Number and percent of Regional Center consumers in Developmental Centers (DC) (lower is better)	0.38%	0.38%	0.79% 59	0.69% 53	<ul style="list-style-type: none"> KRC will design services and identify supports that are essentials to meeting the consumer's needs prior to the consumer moving into the community. KRC will do outreach (i.e., partnership meeting with keyholders such as Department of Mental Health) and give information to community providers interested in serving this specialized population. KRC will continue to implement the 2015-2016 Community Placement Plan (CPP), which identifies the current needs and services of individuals residing in developmental centers. The plan identifies specific ways of meeting those needs through independent living, day programs, supplemental supports, including transportation, 1-to-1 assistance, specialized medical, dental, residential placement, and any other identified need. KRC will deflect placements from the DC whenever possible consistent with consumers needs. KRC will inform families, developmental center staff and consumers about all choices available, and encourage them to evaluate all options. KRC will inform court personnel about the community resources available to them. Complete comprehensive assessment (initial/update) for consumers residing in the developmental centers who meet criteria for placements. Move 10 consumers from the developmental center to a less-restrictive community placement. Begin to research and study community style homes that would serve individuals with complex medical and/or severe behaviors who require intensive services. Homes will be under a new licensing category, allowing consumers to be served who could not be served in a community setting.

PERFORMANCE CONTRACT PLAN

Measures	Statewide Average 2014	Statewide Average 2015	KRC Baseline as of June 2014	KRC Baseline as of June 2015	Activities Regional Center will Employ to Achieve Outcome
2. Number and percent of minors residing with families (own family, foster family, guardian) (higher is better)	99.02%	99.11%	98.81% 3,268	98.99% 3,415	<ul style="list-style-type: none"> Continue to developing programs to serve children. KRC will work (i.e., having agency liaisons, collaborative meetings) with local school district and local Department of Rehabilitation (DOR) to further advance the State's "Employment First" Policy and other federal and state laws to address employment in integrated settings, at competitive wages. Provide information and referral to parents about Family Resource Center(s). Service coordinators will discuss and provide Independent Living Services (ILS) options with consumers and families using a person-centered process. Service coordinators to assist and obtain Section 8 housing Vouchers.
3. Number and percent of adults residing in independent living (higher is better)	11.52%	11.33%	9.48% 385	9.67% 403	
4. Number and percent of adults residing in supported living (higher is better)	5.63%	5.60%	13.10% 532	12.67% 528	<ul style="list-style-type: none"> Continue to provide information on Supported Living Service (SLS) options with consumers and families using a person-centered process.
5. Number and percent of adults residing in Adult Family Home Agency (AFHA) homes (higher is better)	0.87%	0.95%	3.76% 153	4.27% 178	<ul style="list-style-type: none"> Continue to track quarterly and/or unannounced visits to be in compliance with statutory requirements.
6. Number and percent of adults residing in family homes (home of parent or guardian) (higher is better)	58.91%	59.81%	57.05% 2,317	57.40% 2,392	<ul style="list-style-type: none"> Continue to provide services and support to maintain consumers in the family home.

Attachment 4

PERFORMANCE CONTRACT PLAN

Measures	Statewide Average 2014	Statewide Average 2015	KRC Baseline as of June 2014	KRC Baseline as of June 2015	Activities Regional Center will Employ to Achieve Outcome
7. Number and percent of adults residing in home settings (independent or supported living, Adult Family Home Agency and Family homes) <i>(higher is better)</i>	76.94%	77.69%	83.39% 3,387	84.02% 3,501	<ul style="list-style-type: none"> • See #3 through #6 above.
8. Number and percent of minors living in facilities serving greater than 6 - (Intermediate Care Facilities (ICF), Skilled Nursing Facilities (SNF), and Community Care Facilities (CCF).) <i>(lower is better)</i>	0.06%	0.06%	0.06% 2	0.06% 2	<ul style="list-style-type: none"> • Continue to identify and track children at risk of institutional placement.
9. Number and percent of adults living in facilities serving greater than 6 - (Intermediate Care Facilities (ICF), Skilled Nursing Facilities (SNF), and Community Care Facilities (CCF).) <i>(lower is better)</i>	3.03%	2.85%	0.95% 39	0.91% 38	<ul style="list-style-type: none"> • Continue to identify and track adults in large facilities.

Public Policy Performance Measures (Under Development)

The following measures are under development for future incorporation in the Performance Contract Pilot Project, upon availability of relevant data:

Number and percent of adults in supported employment.
Number and percent of adults with earned income and average wage (aggregate).
Number and percent of adults in competitive employment.
Number of consumers per thousand who are victim of abuse.
Access to medical and dental services.

Compliance Measures ¹UD = Under Development

Measures	Yes/No	Activities Regional Center will Employ to Achieve Outcome
1. Unqualified independent audit with no material finding(s).	Yes	Establish, apply and maintain good business practices and generally accepted accounting principles.
2. Substantial compliance with Department of Developmental Services fiscal audit	Yes	Establish, apply and maintain good business practices and generally accepted accounting principles.
3. Accuracy percent of POS fiscal projections (based on February SOAR)	Yes	Strive to improved accuracy of POS fiscal projections based on history and ongoing utilization review.
4. Operates within OPS budget	Yes	Continue operational budget planning, ongoing utilization, review and system-wide monitoring.
5. Certified to participate in Waiver	Yes	Maintain compliance with Medicaid Waiver requirements.
6. Compliance with Vendor Audit Requirements per contract, Article III, Section 10.	Yes	Maintain compliance with contract.

Measures	Activities Regional Center will Employ to Achieve Outcome
7. KRC will analyze POS expenditure data to help identify areas where we might be able to understand the utilization of purchase of services in an effort to be more effective in meeting the needs of our underserved population by having better access to services.	KRC will share the analysis of POS expenditure data with family, community, and regional center staff and secure feedback to improve the assessment of client and family needs.

Attachment 4

Measures	Activities Regional Center will Employ to Achieve Outcome
8. KRC will increase efforts to make resources and information readily available to our underserved population paying specific attention to underserved ethnicities and geographic areas.	KRC will work closely with the local Family Resource Center and other community partners to reach the Spanish speaking population associated with the regional center.

Measures	Statewide Average 2014	Statewide Average 2015	KRC Baseline as of June 2014	KRC Baseline as of June 2015	Activities Regional Center will Employ to Achieve Outcome
9. CDER/ESR Currency	97.35%	98.19%	90.11% 6,640	99.61% 6,838	Continue to monitor timely completion of CDER/ESR.
10. Intake/assessment and IFSP time lines (0-2).	Data not available	UD	UD	UD	Continue to monitor timely completion of intake/assessment and IFSP. Maintain compliance with T17 requirements.
11. Intake/assessment time lines for consumers ages 3 and above.	96.33%	97.99%	95.33% 184	85.27% 191	Continue to monitor timely completion of intake/assessment. Complete a comprehensive review of the Intake Process to move towards meeting statutory requirements.

Compliance Measures ¹UD = Under Development

Measures	Statewide Average 2014	Statewide Average 2015	KRC Baseline as of June 2014	KRC Baseline as of June 2015	Activities Regional Center will Employ to Achieve Outcome
12. IPP Development (WIC requirements)	Data not available	Data not available	¹ UD	¹ UD	Continue to comply with all requirement of WIC 4646.5c(3) for timely completion of individual program plans for consumers receiving services under the Lanterman Act
13. IFSP Development (Title 17 requirements).	Data not available	Data not available	Data not available	Data not available	Continue to comply with all requirement of Title 17 for timely completion of individual program plans for infants and children receiving Early Intervention services.

STATEMENT OF ASSURANCES

This is to assure that **Kern Regional Center** Year 2016 Performance Contract was developed in accordance with the requirements specified in Welfare and Institutions Code section 4629 and the Department of Developmental Services' (DDS) Year 2016 Performance Contract Guidelines.

The performance contract was developed through a public process which included:

- Providing information, in an understandable form, to the community about regional center services and supports, including budget information and baseline data on services and supports and the regional center operations [WIC 4629 (c)(B)(i)];
- Holding at least one public meeting to solicit input on performance objectives and using focus groups or surveys to collect information from the community [WIC 4629 (c)(B)(ii)];
- Providing at least 10 calendar days advance public notice of the date(s) of the public meeting (DDS Guidelines);
- Circulating a draft to the community of the performance contract plan relative to the public policy and compliance outcomes identified in the DDS performance Contract guidelines, and any locally developed policy outcomes prior to presenting the contract to the regional center board for action [WIC 4629 (c)(B)(iii)];
- Providing an opportunity for additional public input and consideration of that input at the regional center board meeting prior to board action on the proposed performance contract [WIC 4629 (c)(B)(iii)].

Attachment 4

Signature of RC Director:

Robert Riddick, Kern Regional Center Interim Executive Director

Date:

KERN REGIONAL CENTER
BUDGET AND EXPENSE REPORT
FY 2015/2016
AS OF SEP 30, 2015

Attachment A

	Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
(1) - OPERATIONS	Preliminary Allocation - B Series	B-1 Intent	Total Allocation To Date thru B-1 Intent - Col. 1 + Col. 2	Operations By Claim to State July to Sep 2015	Projected - Oct 2015 to June 2016	Total Projected - Col. 4 + Col. 5	Projected Balance - Col. 3 - Col. 6
GENERAL							
Salaries and Benefits	\$ 12,887,441	\$ 273,132	\$ 13,160,573	\$ 3,669,273	\$ 10,021,602	\$ 13,690,875	
Operating Expenses		2,978,853	2,978,853	827,338	2,994,355	3,821,693	
TOTAL PERSONNEL SERVICES	12,887,441	3,251,985	16,139,426	4,496,611	13,015,957	17,512,568	(1,373,142)
Less: Interest Income				(8,149)	(36,851)	(45,000)	45,000
Less: ICF SPA Fees (see Note 2)				(12,158)	(37,842)	(50,000)	50,000
Less: Other Income				(3,209)	(1,791)	(5,000)	5,000
SUBTOTAL GENERAL	\$ 12,887,441	\$ 3,251,985	\$ 16,139,426	\$ 4,473,094	\$ 12,939,474	\$ 17,412,568	\$ (1,273,142)
Percentage			100%	27.72%	80.17%		-7.89%
COMMUNITY PLACEMENT PLAN (CPP)							
Salaries & Benefits		\$ 397,291	\$ 397,291	\$ 112,882	\$ 344,218	\$ 457,100	
Operating Expenses		-	-	20,104	52,462	72,566	
SUBTOTAL CPP	\$ -	\$ 397,291	\$ 397,291	\$ 132,986	\$ 396,680	\$ 529,666	\$ (132,375)
FOSTERGRANDPARENT (FGP)							
Salaries & Benefits		\$ 59,043	\$ 59,043	\$ 17,970	\$ 41,073	\$ 59,043	
Operating Expenses		112,977	112,977	21,214	91,763	112,977	
SUBTOTAL FGP	\$ -	\$ 172,020	\$ 172,020	\$ 39,184	\$ 132,836	\$ 172,020	-
GRAND TOTAL OPERATIONS	\$ 12,887,441	\$ 3,821,296	\$ 16,708,737	\$ 4,645,264	\$ 13,468,990	\$ 18,114,254	\$ (1,405,517)
Percentage			100%	27.80%	80.61%		-8.41%

Note 1: The "Projected Balance" is an estimate of the difference between KRC's funding allocation from DDS (col. 3), and Total Projected (col. 6)

Note 2: The Intermediate Care Facility State Plan Amendment (ICF SPA) administrative fees are included in this fiscal year as an offset to current year expenditures. The fees are 1.5% of current year day program and transportation costs for KRC clients that resided in ICFs.

KERN REGIONAL CENTER
BUDGET AND EXPENSE REPORT
FY 2015/2016
AS OF SEP 30, 2015

Attachment A

	Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
(2) - PURCHASE OF SERVICES	Preliminary Allocation - B Series	B-1 Intent	Total Allocation To Date thru B-1 Alloc - Col. 1 + Col. 2	Operations By Claim to State - July to Sep 2015	Projected - Oct 2015 to June 2016	Total Projected - Col. 4 + Col. 5	Projected Balance - Col. 3 - Col. 6
GENERAL							
Out of Home Care	\$ 30,674,641		\$ 30,674,641	\$ 7,556,467	\$ 23,118,174	\$ 30,674,641	\$ -
Day Programs	25,803,436		25,803,436	6,210,615	21,935,952	28,146,567	(2,343,131)
Other Services	57,861,063	27,357,367	85,218,430	18,556,483	67,382,766	85,939,249	(720,819)
SUBTOTAL GENERAL	114,339,140	27,357,367	141,696,507	32,323,565	112,436,892	144,760,457	(3,063,950)
Less: ICF SPA Funded				(815,221)	(2,457,338)	(3,063,950)	3,063,950
TOTAL GENERAL	\$ 114,339,140	\$ 27,357,367	\$ 141,696,507	\$ 31,508,344	\$ 109,979,554	\$ 141,696,507	\$ -
Percentage			100%	22.24%	77.62%		0%
COMMUNITY PLACEMENT PLAN (CPP)							
Out of Home Care		\$ 315,169	\$ 315,169	\$ 9,840	\$ 305,329	\$ 315,169	0
Day Programs			0		(7,883)	0	0
Other Services		714,550	714,550	4,238	710,312	714,550	0
TOTAL CPP	\$ -	\$ 1,029,719	\$ 1,029,719	\$ 14,078	\$ 1,007,757	\$ 1,029,719	\$ -
Percentage			99%	1.37%	97.87%		0%
TOTAL PURCHASE OF SERVICE	\$ 114,339,140	\$ 28,387,086	\$ 142,726,226	\$ 31,522,422	\$ 110,987,312	\$ 142,726,226	\$ -
Percentage			100%	22.09%	77.76%		0%
GRAND TOTAL ALL BUDGETS	\$ 127,226,581	\$ 32,208,382	\$ 159,434,963	\$ 36,167,686	\$ 124,456,302	\$ 160,840,480	\$ (1,405,517)
Percentage			100%	22.68%	78.06%		-0.88%

Note 1: The "Projected Balance" is an estimate of the difference between KRC's funding allocation from DDS (col. 3), and Total Projected (col. 6)

Note 2: Reimbursement for the estimated costs of day program and transportation for Intermediate Care Facility State Plan Amendment clients is not funded by DDS's Standard Agreement. The reimbursement to KRC will be provided from the SPA ICF's within the catchment area.

DEPARTMENT OF DEVELOPMENTAL SERVICES

1600 NINTH STREET, Room 340, MS 3-8
SACRAMENTO, CA 95814
TDD 654-2054 (For the Hearing Impaired)
(916) 654-1954



November 4, 2015

Robert Riddick, Interim Executive Director
Frank N. Meyer, Board President
Kern Regional Center
P.O. Box 2536
Bakersfield, CA 93303

Dear Mr. Riddick and Mr. Meyer:

Thank you for completing and submitting the 2015 board composition survey issued by the Department of Developmental Services (Department), pursuant to Welfare & Institutions Code (WIC) section 4622.5. You submitted your completed survey to the Department on August 11, 2015, and staff has reviewed the information you provided.

Based on our review, it appears your board's composition may not be in compliance with one or more requirements contained in WIC section 4622. Please review the information below and inform the Department, in writing, within 30 days from the date of this letter, of any additional information that demonstrates compliance with the specific statutory requirement, or the action the regional center has taken, or will take, to come into compliance with statute.

WIC section 4622(b) Skills/Expertise:

- The board does not appear to include a member with legal or public relations expertise.

WIC section 4622(d) Geographic & Ethnic Representation:

- The board does not appear to include any members from Mono County. Historical data indicates this requirement has not been met by your regional center for three consecutive years.
- The composition of Kern Regional Center's (KRC) board does not appear to completely reflect the ethnic characteristics of the community KRC serves. The information you submitted shows the White and Hispanic or Latino communities are under-represented. Additionally, based on historical data, the Hispanic or Latino representation requirement has not been met by your regional center for four consecutive years. However, the Department recognizes KRC's progress during this period, in that the composition of the board has improved to better reflect the community it serves, KRC must take immediate action to come into compliance with statute.

"Building Partnerships, Supporting Choices"

Robert Riddick and Frank N. Meyer
 November. 4, 2015
 Page two

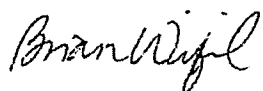
The chart below reflects 2015 board composition data for your regional center.

RC	Race	Population (2010 Census)	Percent (2010 Census)	Board Members	Percent
KRC Catchment Area Population 872,379 16=Full Board 12=Seated members 4=vacancies	White	345,777	39.6%	4	33.3%
	Hispanic or Latino	420,392	48.2%	5	41.7%
	Black/African American	45,521	5.2%	2	16.7%
	American Indian/Alaskan Native	8,027	.9%	1	8.3%
	Asian	33,520	3.8%	-	-
	Pacific Islander	1,021	.1%	-	-
	Other	18,121	2.2%	-	-

Please email follow-up correspondence to: rachel.long@dds.ca.gov.

If you have any questions regarding this correspondence, please contact Allan Smith, Regional Center Operations Section, at (916) 654-3668. Thank you for your continued cooperation.

Sincerely,



BRIAN WINFIELD
 Acting Deputy Director
 Community Services Division

cc: Eileen Richey, Association of Regional Center Agencies

DEPARTMENT OF DEVELOPMENTAL SERVICES

1600 NINTH STREET, Room 340, MS 3-8
SACRAMENTO, CA 95814
TDD 654-2054 (For the Hearing Impaired)
(916) 654-1954



November 16, 2015

Robert Riddick, Interim Executive Director
Kern Regional Center
3200 North Sillect Avenue
Bakersfield, CA 93308

Dear Mr. Riddick:

The Department of Developmental Services (Department) is in receipt of Kern Regional Center's (KRC) caseload ratio plan of correction letter dated October 20, 2015. This letter indicates that KRC's plan was developed in accordance with Welfare and Institutions Code section 4640.6 and was presented at a public meeting on September 1, 2015, and September 24, 2015. KRC's plan is approved as submitted. Please notify the Department of any changes to KRC's plan.

Please call me at (916) 654-1954 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads 'Brian Winfield'.

BRAIN WINFIELD
Acting Deputy Director
Community Services Division

cc: Frank Meyer, Board President, Kern Regional Center
Laura Hughes, Kern Regional Center
Eileen Richey, Association of Regional Center Agencies

"Building Partnerships, Supporting Choices"

DEPARTMENT OF DEVELOPMENTAL SERVICES

1600 NINTH STREET, Room 320, MS 3-9
SACRAMENTO, CA 95814
TDD 654-2054 (For the Hearing Impaired)
(916) 654-1954



November 25, 2015

TO: REGIONAL CENTER EXECUTIVE DIRECTORS

SUBJECT: 5.82 PERCENT RATE INCREASE FOR IN-HOME RESPITE AGENCY SERVICES, PERSONAL ASSISTANCE, AND SUPPORTED LIVING SERVICES WILL GO FORWARD, WITH AN EFFECTIVE DATE OF DECEMBER 1, 2015

Pursuant to SB 856 (Statutes 2014, c. 30), the State authorized a 5.82 percent rate increase for in-home respite agency services, personal assistance, and supported living services, which was scheduled to begin on January 1, 2015, to implement new federal regulations related to the revised definition of "companionship services" under the Fair Labor Standards Act. [Welfare and Institutions Code (WIC), sections 4691.6(h) and 4691.9(c)]

However, in early 2015, the United States District Court in Washington, D.C. vacated these home care regulations. As a result, the 5.82 percent rate increase authorized in WIC sections 4691.6(h) and 4691.9(c) did not go into effect.

Then, on August 21, 2015, a federal Court of Appeals reversed and issued an opinion affirming the validity of these new federal rules. The Court of Appeals opinion became effective on October 13, 2015, and the federal Department of Labor informed states that it would not begin enforcement of these rules for another 30 days, which was November 12, 2015. The federal Department of Labor further advised that for the period of November 12 through December 31, 2015, it would continue to follow its non-enforcement policy, during which it would exercise prosecutorial discretion in determining whether to bring enforcement actions, with particular consideration given to the extent to which states and other entities made good faith efforts to bring their home care programs into compliance with the new rules.

Accordingly, as the payment system for the providers affected by this notice is only able to reflect new rates at the beginning of a month, the 5.82 percent rate increase for in-home respite agency services, personal assistance, and supported living services will go forward with an effective date of **December 1, 2015**.

"Building Partnerships, Supporting Choices"

Regional Center Executive Directors
November 25, 2015
Page two

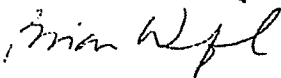
The Department of Developmental Services will issue new rate letters in early December to all in-home respite agency providers and send copies of these rate letters to the appropriate regional center(s).

For personal assistance and supported living services, regional centers will implement rate increases of 5.82 percent, applied as a percentage, to the applicable provider rates. Consistent with WIC section 4691.9(c), this increase will only apply to rates for providers vendored under the following service codes:

- Personal Assistance – 062
- Supported Living Services – 891, 892, 893, 894 and 896

If you have any questions, please contact Jeffrey Greer at jeff.greer@dds.ca.gov or (916) 654-2201.

Sincerely,



BRIAN WINFIELD
Acting Deputy Director
Community Services Division

cc: Regional Center Administrators
Regional Center Chief Counselors
Association of Regional Center Agencies

DEPARTMENT OF DEVELOPMENTAL SERVICES

1600 NINTH STREET, Room 320, MS 3-9
SACRAMENTO, CA 95814
TDD 654-2054 (For the Hearing Impaired)
(916) 654-1954



November 23, 2015

TO: REGIONAL CENTER EXECUTIVE DIRECTORS

SUBJECT: MINIMUM WAGE INCREASE

Effective January 1, 2016, the minimum wage in California will increase from \$9.00 to \$10.00 per hour. As authorized by the 2015 State budget and the 2014 changes to the Welfare and Institutions Code Sections 4681.6(b), 4691.6(f) and (g), and 4691.9(b), many vendors will either receive, or be eligible to request, a rate increase, if necessary, to adjust employees' pay to comply with the new minimum wage. This letter contains information on the types of vendors that are affected and what process will be used to make necessary rate adjustments.

Providers with rates set by the Department of Developmental Services (Department):

The changes in the 2014 Statute, combined with current Title 17 regulations, allow Community-Based Day Programs (CBDP) and Work Activity Programs (WAP) to submit rate adjustment requests to the Department due to the increase in minimum wage. Vendors can begin submitting requests to the Department, with a copy to the vendoring regional center, at any time. However, all rate adjustment requests must be received by the Department no later than March 31, 2016.

General information about the increase in minimum wage, as well as detailed instructions and a workbook for submitting rate adjustment requests to the Department, can be found at the following website: www.dds.ca.gov/MinWage.

To request a rate adjustment, vendors of CBDP and WAP services must submit to the Department, information on only those costs necessary to increase an employee's actual hourly wage to the new \$10.00 per hour minimum wage rate and associated mandated employer costs (e.g. Social Security, Medicare, and workers' compensation). Vendors must submit actual employment and mandated employer cost information for affected employees only and total program units of service provided for the period of July, August, and September 2015, or an applicable period of up to three (3) months. The Department will provide regional centers a copy of all letters sent to service providers in response to rate adjustment requests.

Providers with rates set through negotiation by regional centers:

The changes in the 2014 Statute also allows regional centers to negotiate rate adjustments with providers in order to pay employees no less than the new minimum wage effective January 1, 2016. The rate adjustment must be specific to the unit of service that is affected by the new minimum wage and shall only include those costs necessary to increase an employee's actual hourly wage to the new \$10.00 per hour minimum wage rate and associated mandated employer costs (e.g. Social Security, Medicare, and workers' compensation). Regional centers may use a worksheet similar to the one developed for CBDPs discussed above, to assist in processing negotiated rate adjustment requests; and must maintain documentation on the process to determine the rationale for granting any rate adjustment associated with minimum wage. Vendors must submit rate adjustment requests to the vendoring regional center no later than March 31, 2016.

By April 30, 2016, regional centers must provide the Department information on all rate adjustments negotiated with vendors. The Department will follow up with regional centers on the process for reporting the needed information.

Providers with other rates:

- Alternative Residential Model (ARM) rates/respite facilities: The ARM rates, effective January 1, 2016, for community care facilities, are enclosed. These rates also affect respite facilities (service code 869).
- In-Home Respite Agencies (IHRAs): The Department will revise the rates for all IHRAs and will provide regional centers with copies of the revised rate letters to IHRAs.
- In-Home Respite Worker (service code 864): The new rate, effective January 1, 2016, is \$13.10 per consumer hour.
- Voucher and Participant-Directed Respite (service codes 420 and 465): The new rate, effective January 1, 2016, is \$13.10 per consumer hour.
- Non-Mobile Supplemental Staffing: Pursuant to Title 17, Section 57530, the supplemental reimbursement rate for CBDPs will increase to \$1.20 per consumer hour.

Regional Center Executive Directors
November 23, 2015
Page three

If you have any questions regarding this letter, please contact Jeffrey Greer, Chief, Rates and Fiscal Support Section, at (916) 654-2300.

Sincerely,

Original signed by

JIM KNIGHT
Assistant Deputy Director
Community Services Division

Enclosure

cc: Regional Center Administrators
Regional Center Chief Counselors
Association of Regional Center Agencies

DEPARTMENT OF DEVELOPMENTAL SERVICES
COMMUNITY CARE FACILITY RATES
EFFECTIVE JANUARY 1, 2016

Service Level	Monthly Payment Rate Per Consumer Effective 7/01/2015	Monthly Payment Rate Per Consumer Effective 1/01/2016
1	\$1,014	\$1,014
2-Owner	\$2,057	\$2,187
2-Staff	\$2,298	\$2,428
3-Owner	\$2,381	\$2,548
3-Staff	\$2,694	\$2,861
4A	\$3,140	\$3,317
4B	\$3,350	\$3,543
4C	\$3,558	\$3,767
4D	\$3,816	\$4,041
4E	\$4,086	\$4,332
4F	\$4,364	\$4,631
4G	\$4,690	\$4,978
4H	\$5,037	\$5,351
4I	\$5,527	\$5,878

The Personal and Incidental (P&I) expenses, SSI/SSP payment standard remains the same from January 1, 2015, at \$131.00.