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LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

August 8, 2018

Developmental Disabilities Supports and Services Waiver Update

Barbara Ibáñez, Interim Executive Director, Developmental Disabilities Planning Council (DDPC)
Amira Rasheed, Council Chair, DDPC

Mission: The New Mexico Developmental Disabilities Planning Council (DDPC) will promote advocacy, capacity building, and systemic change to improve the quality of life for individuals with developmental disabilities and their families.

Programs: DDPC has three programs 1) Federal program 2) Center for Self-Advocacy (CSA) 3) Guardianship Program. For more information on each program, see our website at: www.nmddpc.com

Role of Federal Government: The Administration on Intellectual and Developmental Disabilities (AIDD) provides financial and leadership support to organizations in every state and territory in the United States to ensure that individuals with developmental disabilities and their families can fully participate in and contribute to all aspects of community life. AIDD oversees four grant programs established by the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (State Councils on Developmental Disabilities, Protection and Advocacy Systems, University Centers for Excellence in Developmental Disabilities Education, Research and Service and Projects of National Significance); oversees the President's Committee for People with Intellectual Disabilities, and administers the disability provisions of the Help America Vote Act. In each state or territory, the four grant programs form a developmental disabilities network or DD Network.

Role in State Government:

New Mexico Inventory of Statutory Executive Boards and Commissions, Legislative Council Services, 2014 Update, Statutory References:

Section 28-16A-4 NMSA 1978; Section 28-16A-5 NMSA 1978; Section 28-16A-7 NMSA 1978; Section 28-16A-8 NMSA 1978; Section 28-16A-9 NMSA 1978; Section 28-16A-19 NMSA 1978; Section 28-16A-15.2 NMSA 1978; Sections 28-18-1 and 28.18-2 NMSA 1978; Section 28-16B-2 NMSA 1978

Today's Focus: Section 28-16-15.2:

"Cooperate with the Department of Health (DOH) and the Human Services Department (HSD) to:

- A. Provide data to support an amendment to the developmental disabilities Medicaid waiver program to increase the number of eligible people served;
- B. Develop a contingency plan to describe the role and control the growth of intermediate care facilities for the mentally retarded; and

- C. Develop flexibility in the system of prioritization for admission to allow persons to move within the service system to an appropriate level of service.”

Current Status:

DDPC cooperates with both DOH/DDSD and HSD in the following ways:

- 1) Both DOH/DDSD and HSD are **statutory members** who actively participate in Council quarterly meetings.
- 2) DOH/DDSD **shares information at Council meetings**. This information is related to DD Waiver and other relevant topics, such as, the Central Registry, SIS Assessment, Medicaid, and CMS Final Rule.
- 3) DDPC **disseminates DOH/DDSD and HSD opportunities** for public comment and feedback to constituents statewide through multiple methods.
- 4) DDPC has a Joint Powers Agreement (JPA) with **HSD for Medicaid Reimbursement** related to DDPC's Federal program contractors and Guardianship Program.
- 5) The needs of individuals with developmental disabilities and family members were identified through a **comprehensive needs assessment process** in fall of 2015 through July 2016. The majority of the information received through this process was from individuals with developmental disabilities and family members. In addition, we received information from professionals in the disability field.
- 6) Based on the identified needs, the Council drafted Goals and Objectives. The Council disseminated the draft and received public input and feedback from constituents. The Council revised, finalized and approved the attached: **Five-Year Plan for 2017 – 2022**.
- 7) DDPC is in compliance with all **Federal reporting requirements**, including gathering quarterly contractor data, compilation of data and submission of the Program Performance Reports (PPR) to the Administration on Community Living on an annual basis.
- 8) DDPC has contracts and Memorandums of Understanding (MOU) with disability organizations implementing activities directly related to the Five-Year Plan statewide. A list of **FY19 Federal Contractors** is attached. DDPC disseminated a TV commercial related to DD Waiver services and it is available on: www.nmddpc.com. The CSA Program conducts the “Advocate Leadership Academy” for individuals with developmental disabilities and family members statewide.
- 9) Another example of cooperation and collaboration with DOH/DDSD and HSD is the **CMS Final Rule** (aka: Know Your Rights Campaign). DDPC is an active member of the KYR Steering Committee and continuing the momentum and education of individuals with developmental disabilities and family members. 2016 -2017 – DDPC assisted in conducting 10 town hall meetings with 600 participants statewide; 2017 – 2018 – DDPC assisted in conducting 10 parent support groups with Parents Reaching Out and NM Allies for Advocacy; 2018 – 2019 – DDPC is assisting to conduct 10 town hall meetings with individuals with disabilities statewide with Corry Consulting, NM Allies for Advocacy and DOH/DDSD.
- 10) DDPC is working with the Attorney General's Office to conduct an **Intergovernmental Agency Summit** focused on the collaboration related to Developmental Disabilities statewide, to occur in October 2018.

On behalf of the Amira Rasheed, Council Chair and myself, Interim Executive Director, **we invite you to learn more about DDPC**, our programs and the impact that we are having on New Mexicans with disabilities and their family members.

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5 YEAR GOALS – 2017 to 2021
Approved by Council 7/29/16

Goal 1. Community Supports

All individuals with intellectual/developmental disabilities, and their families, will have access to the community supports and services, based on their needs and preferences, that will support them in leading productive, dignified, inclusive, and self-determined lives.

- Objective 1:1** Outreach. Advocate to expand the number of people served by the Developmental Disabilities (DD) Waiver and Mi Via Self-Directed Waiver.
- Objective 1:2** Outreach. Work to expand awareness of the Developmental Disabilities Planning Council (DDPC), and of supports and services already available in the community, such as guardianship and least-restrictive alternatives to guardianship, through social media, networking, collaborative efforts, rural meetings, conferences, and workshops.
- Objective 1:3** Work to continue to improve the Council’s understanding of the needs of New Mexicans with intellectual/developmental disabilities, their families and communities.
- Objective 1:4** Support Native Americans with intellectual/developmental disabilities by supporting organizations which provide services, education, and advocacy efforts to this population.

Goal 2. Employment.

People with intellectual/developmental disabilities who want to work will have meaningful job options and opportunities in inclusive settings within their communities.

- Objective 2:1** Expand training and employment options, which are inclusive and meaningful, for individuals with intellectual/developmental disabilities.
- Objective 2:2** Help fulfill New Mexico’s obligations under the Work Incentives and Opportunities Act (WIOA) by participating on the taskforce established by Senate Memorial 25 of the Second Session of the Fifty-Second Legislature (2016).

Goal 3: Health

Individuals with intellectual/developmental disabilities and their families, will have access to the community-based health supports, services and resources which will ensure they achieve and maintain a healthy quality of life.

- Objective 3:1** Through collaborative partnerships, ensure that individuals with intellectual/disabilities, and their families, have the information they need to identify, locate, and access the community supports best suited to maintaining a healthy quality of life.
- Objective 3:2** Explore options to ensure all rural communities have local, accessible telehealth portals and internet access that allow individuals with intellectual/developmental disabilities in rural, underserved communities to access quality healthcare located in more central areas.

Goal 4. Self-Advocacy and Leadership.

Individuals with intellectual/developmental disabilities will maintain self-advocacy through self-directed leadership in all life activities, actions, and decisions.

- Objective 4:1** Create and support opportunities for individuals with intellectual/developmental disabilities to become leaders to train and mentor others with intellectual/developmental disabilities.
- Objective 4:2** Create resources, and support opportunities, for self-advocates and other stakeholders to obtain information about best practices, advocacy, and leadership opportunities, and current events.
- Objective 4:3** Individuals with intellectual/developmental disabilities will achieve and maintain self-advocacy through self-directed leadership training and related opportunities.

Goal 5. Education and Early Intervention

All children, youth, and students with intellectual/developmental disabilities, aged birth to 21 years, will receive individualized, evidence-based supports and services in inclusive settings that will help them attain their maximum potential, including extra-curricular activities.

- Objective 5:1** Increase satisfaction with Individualized Education Plan (IEP) content and implementation.
- Objective 5:2** Advocate for, and support, the development and implementation of more appropriate ways to address behavioral issues, to reduce suspension, expulsion, seclusion, and restraint, and to reduce referrals to juvenile justice for students with intellectual/developmental disabilities and/or dual diagnosis.
- Objective 5:3** Increase opportunities through evidence-based programs for higher education for students with intellectual/developmental disabilities.
- Objective 5:4** Improve transition planning and implementation in the schools.
- Objective 5:5** Identify service and support gaps and needs for children aged birth to three years.
- Objective 5:6** Fund one (1) to three (3) locations to implement an inclusive, community-based After School program bringing together all students, including those with intellectual/developmental disabilities and siblings, and increase opportunities for accessible tutoring.

Federal Program 5 Year

Projects – FY 19

Funded by:



**For more information:
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A) Disability Coalition Steering Committee – Disability Rights New Mexico (DRNM)

Committee members identify and provide written recommendations to the NM Legislature, executive branch policy makers and other individuals regarding policy and standards impacting persons with disabilities related to the 5-year plan.

B) Disability Rights Awareness Day - The Arc of New Mexico (Arc NM)

Provides logistical support for activities at the Disability Rights Awareness Day (DRAD) held during the 2019 Legislative Session, in Santa Fe whereby advocates are trained and empowered receiving training and by advocating directly with their Legislators about their needs.

C) Policy & Legislative Advocacy Network - Disability Rights New Mexico (DRNM)

Recruits and supports individuals with disabilities, family members and other individuals to become involved with shaping public policy in New Mexico.

D) Native American Initiatives – The ABLE Act - The Arc of New Mexico (Arc NM)

Collaborating with the New Mexico State Treasurer's Office, the Arc NM prepares and distributes information and provides presentations related to the ABLE Act and ABLE accounts targeted towards Native American Communities.

E) Partners in Policy Making - UNM Center for Development & Disability (CDD)

The mission is to create future leaders and advocates in the area of disabilities in New Mexico. Partners are given assignments and a small group project to participate in. Sessions facilitated by self-advocate graduates.

F) Summit on Advocacy- Parents Reaching Out (PRO)

Summit is a statewide conference bringing together advocates from local communities. Summit program and content developed by the DDPC/CSA Academy Fellows based on current disability issues in New Mexico. PRO receives input and approval from DDPC/CSA staff of logistics of the Summit.

G) Self- Advocacy Clipboards Tools - Nat Dean

Well-known self- advocate designed legislative process clipboards and oversees the printing of them each year to be distributed at various meetings

H) Information Network – UNM Center for Development & Disability (CDD)

Comprehensive information service to the New Mexico disability community through referrals to various agencies and by staff traveling across the state providing informational materials.

(Over)

I) Forward @14, Inclusive After-School Program and Transitions Conferences – Parents Reaching Out (PRO)

Coordinates a curriculum and support group networking for individuals 14 years of age and older with intellectual/developmental disabilities interested in increasing self-advocacy. Conducts conferences focused on life transitions, such as: transition from school to work and transition to guardianship. Locates and evaluates Central New Mexico middle school inclusive afterschool program.

J) Educational Rights Project - Disability Rights New Mexico (DRNM)

Assists parents of children in special education to obtain appropriate services through the public schools by informing them of their rights within the system.

K) PED/SEB Collaboration/Student Resources for Higher Education – UNM Center for Development & Disability (CDD)

Continue collaboration with Public Education Department (PED)/Special Education Bureau (SEB) and Nutrition Program to share information about Health resources available statewide. Gathering of student resources for those with disabilities desiring to move to post-secondary education.

L) Advocate Leadership Academy - DDPC/Center for Self-Advocacy (DDPC/CSA)

A Leadership Academy for self-advocacy leaders and family members to develop leadership skills through hands-on experiences and trainings related to Disability Awareness, Disability Advocacy, Policy and Legislation, Coalition Building and Leadership with peer mentorship. A 14-week program offered both in the fall and the spring.

M) Expanded Rural Outreach- (DDPC/CSA) and Corry Consulting, LLC.

DDPC/CSA Staff conduct presentations including disability awareness, leadership, and other topics that people with disabilities will benefit from in rural areas. DDPC/CSA and Corry Consulting, LLC organize regional support groups in rural areas to share ideas and resource information to impact the community locally.

N) Legislative Advocacy Conference – UNM Center for Development & Disability (CDD)

Two-day seminar for individuals with disabilities, parents and family members to increase the capacity of self-advocates, family members, students and stakeholder to participate in the NM legislative process.

O) Self-Advocate Statewide Network Infrastructure Project – Corry Consulting LLC.

Supports the organizational infrastructure of existing self-advocacy leadership initiatives, such as New Mexico Allies for Advocacy, Inc. in their work to develop, strengthen, and grow a sustainable statewide self-advocacy network.

P) Early Childhood Support Gaps and Needs - UNM Center for Development & Disability (CDD)

Information gathered and compiled regarding birth to three services accessed by those eligible to determine the potential need for additional outreach/awareness. Based on information gathered and compiled, recommendations made regarding the potential need for additional outreach/awareness.

Guardianship Program

This initiative administers a statewide Guardianship and Mental Health Treatment Guardianship program primarily with state general funds for incapacitated adults who are financially or otherwise eligible for Medicaid or similar public benefit. Services offered include court-appointed publicly funded guardians and mental health treatment guardians of "Last Resort", and assistance for family members or others who are available to serve as guardians but cannot afford the legal expenses for court proceedings regarding guardianship.

Visit www.nmddpc.com/guardianship for more information or call (505) 841-4549



The DDPC touches the lives of over 20,000 New Mexicans with developmental disabilities and their families and others through training, information and referral.



DDPC Vision

New Mexicans with developmental disabilities and their families will have a culturally competent and coordinated individual and family-centered and directed, comprehensive system of community services, individualized supports and other forms of assistance that will enable New Mexicans with developmental disabilities to exercise self-determination, be independent, productive and integrated and included in all facets of community life.



NEW MEXICO
DEVELOPMENTAL DISABILITIES
PLANNING COUNCIL

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NEW MEXICO
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PLANNING COUNCIL



ADVOCACY

CAPACITY BUILDING

SYSTEM CHANGE

Mission

The New Mexico Developmental Disabilities Planning Council (NMDDPC) will promote advocacy, capacity building, and systemic change to improve the quality of life for individuals with developmental disabilities and their families.

www.nmddpc.com



WHAT ARE DEVELOPMENTAL DISABILITIES?

Developmental Disabilities are defined by federal law as severe, chronic disabilities that:

- Are caused by a mental or physical impairment or a combination of the two
- Are evident before the person is 22 years old
- Are likely to continue indefinitely
- Require individually planned and coordinated supports and assistance of a lifelong or extended duration
- Result in substantial functional limitations in 3 or more of the following major life activities:
 - Self Care
 - Receptive and expressive language
 - Learning
 - Mobility
 - Self Direction
 - Capacity for independent living
 - Economic self – sufficiency

THE WORK OF THE DDPC

DDPC is a force for positive systems change in New Mexico. It is done in several

important ways:



- Through awarding grants to innovative organizations and programs within the state, DDPC fosters new and meaningful opportunities for growth and capacity building for people with developmental disabilities and their families.
- DDPC sponsors programs that give public voices to individuals and family members-voices of experience about the kinds of supports and services that are needed to work best. DDPC also facilitates public dialogue, promote pride and empowerment for individuals with developmental disabilities through public awareness projects and the distribution of vital information and resources.
- DDPC works with our many community partners to develop creative and effective ideas about how best to support people with developmental disabilities for their fullest possible participation in society.
- Staff and Governor appointed council members work together to improve the quality of life for people with developmental disabilities and their families by advising, advocating for and educating the Governor, Legislature, State agencies and the public about needs of people with developmental disabilities and their families.

DDPC PROGRAMS



Federal Program

This program provides funding from the United States Department of Health and Human Services Administration for Community Living to engage in advocacy, capacity building and system change activities for individuals with developmental disabilities. This initiative conducts and supports programs, projects, and activities that carry out the purpose of the Developmental Disabilities Assistance and Bill of Rights Act of 2000. The Federal Five-Year Plan for New Mexico focuses on five priority areas:

- Self Advocacy
- Education
- Employment
- Community Action and Support
- Leadership

Visit www.nmddpc.com/federal for more information or call (505) 841-4556

Center for Self Advocacy

The Center provides a meeting place for individuals with disabilities to learn about their rights, how to advocate for themselves and others, develop leadership and public speaking skills, receive and give support, make friends and have fun. Empowerment, self determination and advocacy are all goals of the Center for Self Advocacy.

Visit www.nmddpc.com/csa for more information or call (505) 841-4558