

Court Ordered Obligation

Jackson Disengagement Status and Next Steps

1997 - Joint Stipulation on Disengagement

>81% disengaged

The State continues to address the requirements. The CPR (Jackson Community Practice Review) Measures progress and the Community Monitor produces Continuous Improvement scores for specific areas of obligation. Most Continuous Improvement requirements have been disengaged.

An additional Continuous Improvement obligation was disengaged in November 2015, another was filed in 2016 but denied by the court on 4/27/16.

At the urging of the Court, DOH worked with the Community Monitor to develop an internal replacement for the Community Practice Review (CPR) called the Individual Quality Review (IQR). The parties are in conversation with the Court about next steps.

1997 - Plan Of Action (POA) and 1998 Audit Recs.

>80% Disengaged

The remaining obligations from the POA, Appendix A and the JCA Remedial Plan are addressed in a stipulated agreement filed with the Court on May 15, 2015. This Final Disengagement Plan (51 pages) covers

- The Disengagement Outcomes based on completion of specified criteria (Evaluative Components/ "ECs") in the Goal areas of Supported Employment, Health and Safety
- Contains separate processes to address POA: 1998 Audit, ISP and Assistive Technology

2006 - Appendix A
107 separate actions. Several of which required lengthy plans with over numerous additional activities.

>33 Disengaged - no process in place since 2011

Status on Final Disengagement Plan

- December 2015 - The 1998 Audit Recommendations disengaged
- February 2016 - One Final Disengagement Plan Outcome (Safety 1.1.1) was disengaged (based on completion of all related ECs).
- Five additional ECs have been submitted and rejected by the JCA. These will be resubmitted this summer.

2014 - Jackson Compliance Administrator (JCA) Plan
See next column

Concurrent with this work a motion to terminate the court's oversight of the state in this matter "60(b)(5)" was filed in August 2015. That motion was denied in June 2015 by Federal District Judge James Parker. The state filed an appeal to the 10th Circuit on July 7, 2016.