

# **EXCEPTIONAL SUPPORT WAIVER SERVICES TASK FORCE**

## **Minutes of the 5th Meeting of the 2020 Interim**

**November 23, 2020**

### **Call to Order and Roll Call**

The 5th meeting of the Exceptional Support Waiver Services Task Force was held on Monday, November 23, 2020, at 1:00 PM, in Room 171 of the Capitol Annex. Representative Steve Riley, Chair, called the meeting to order, and the secretary called the roll.

Present were:

Members: Senator Julie Raque Adams, Co-Chair; Representative Steve Riley, Co-Chair; Senator Dennis Parrett, Representative Tina Bojanowski; David Allgood, LeeAnn Creech, Thomas Laurino, Lisa Lee, Wendy Morris, Bob Napolilli, Brad Schneider, Steve Shannon, Amy Staed, and Bonnie Thorson Young.

LRC Staff: Chris Joffrion, Hillary Abbott, and Shyan Stivers.

### **Approval of Minutes**

A motion to approve the minutes from the October 26, 2020, meeting was made by Steve Shannon and seconded by Senator Parrett and approved by a voice vote.

### **Discussion and Approval of the Task Force Findings and Recommendations**

Representative Steve Riley, Co-Chair, thanked all the members of the Exceptional Support Waiver Services Task Force for their dedication and their time. Representative Riley explained the process for approving the task force's findings and recommendations memo. Representative Riley asked for a motion to approve finding number one.

Steve Shannon made a motion to approve finding number one as written. The motion was seconded by Amy Staed and passed by a voice vote.

Senator Parrett made a motion to approve finding number two as written. The motion was seconded by Steve Shannon and passed by a voice vote.

Representative Bojanowski made a motion to approve finding number three as written. The motion was seconded by Senator Parrett and passed by a voice vote.

Senator Raque Adams made a motion to approve finding number four as written. The motion was seconded by Representative Bojanowski and passed by a voice vote.

Senator Parrett made a motion to approve finding number five as written. The motion was seconded by Steve Shannon and passed by a voice vote.

Representative Riley opened the floor for discussion on recommendation number one. Amy Staed stated that she wishes to amend recommendation number one due to rate concerns and the pending waiver redesign. Lisa Lee, Commissioner, Department for Medicaid Services, stated that the waiver redesign is on hold due to COVID-19 and the Department for Medicaid Services supports the creation of a redesign task force during the 2021 interim and would not oppose delaying changes.

Steve Shannon made a motion, seconded by Senator Parrett to amend recommendation number one by deleting “Through the adoption of a concurrent resolution, encourage the Cabinet for Health and Family Services to immediately resume efforts to redesign Kentucky’s six 1915(c) HCBS waivers. Waiver redesign efforts should include an examination of how exceptional support services can be made available to participants across all 1915(c) waiver programs” and inserting “through adoption of a concurrent resolution, establish a task force to study the redesign of all 1915(c) HCBS waivers during the 2021 Interim and to encourage the Cabinet for Health and Family Services and the Department of Medicaid Services to postpone any waiver services rate changes until at least 2022.” The motion to approve recommendation number one, as amended, was made by Senator Raque Adams and seconded by Senator Parrett. The motion was approved and the amendment passed by voice vote with one “no” vote recorded.

Representative Bojanowski made a motion to accept recommendation number two as written. The motion was seconded by Amy Staed and passed by a voice vote.

Steve Shannon made a motion to approve recommendation number three, as written. The motion was seconded by Senator Raque Adams and passed by a voice vote.

Wendy Morris, Commissioner, Department for Behavioral Health, Intellectual and Developmental Disabilities made a motion to amend recommendation number four, seconded by Representative Bojanowski, removing “by transitioning at least two hundred individuals from institutionalized care to community-based care over the next five years”. Representative Bojanowski made a motion to approve recommendation number four as amended and seconded by Steve Shannon. The motion was approved and the amendment passed by voice vote.

Senator Parrett made a motion to approve recommendation number five as written, the motion was seconded by Steve Shannon, and passed by a voice vote.

Commissioner Lee made a motion to amend recommendation six, subsection “g”, by deleting “Establishing the SCL exceptional supports rate for case managers” and

inserting “researching the implementation of a tiered rate structure for case management based on acuity and needs of the individual”. A motion to adopt the amendment was made by Representative Bojanowski and seconded by Senator Raque Adams. Senator Parrett made a motion to approve recommendation six as amended and was seconded Steve Shannon. The recommendation passed by a voice vote.

Senator Parrett made a motion to accept the memo as amended. The motion was seconded by Steve Shannon. After a roll call vote of 12 yes votes, 0 no votes, the findings and recommendations memo passed out favorably.

### **Adjournment**

A motion to adjourn was made by Representative Riley and was seconded by Senator Parrett. With no further business, the meeting was adjourned at 2:30 pm.