



## Legislative & Public Policy Committee Meeting Minutes

February 1, 2021-- 10:00 AM – 12:00 PM

Zoom Only (no in-person meeting)

---

### MEETING AGENDA:

---

- |  |              |
|--|--------------|
| 1. Convene, establish quorum, introductions of LPPC members and public | Ali          |
| 2. Review/modify today's proposed agenda                               | LPPC members |
| 3. Old Business:   |              |
| a. Review/approve January 4th meeting minutes                          | Ali          |
| b. Update on CDDC legislative and public policy priorities:            | Bob          |
| 1). Home and Community-Based Services (HCBS) funding stability         |              |
| 2). Sub-minimum wage elimination                                       |              |
| 3). Expand Supported Decision-Making (SDM) codification                |              |
| 4). Ombudsman office for people with IDD                               |              |
| 5). EFAP reauthorization including state hiring "disability priority"  |              |
| 6). High-fidelity wraparound services expansion funding reinstatement  |              |
| c. HCBS Day Service COVID-19 update                                    |              |
| d. Rights Modification update  |              |
| e. Vaccine priority action alert update                                |              |
| 4. New Business:   |              |
| a. Legislation: Driver License and/or Vehicle Registration ID field    | Ali          |
| b. Legislation: Non-Medical Transportation Requirement Relief          | Bob          |
| c. Reminder to use Colorado Capitol Watch                              |              |
| d. Additional items? Ali's bill???                                     | LPPC members |
| 5. Confirm date for next meeting                                       | LPPC members |
| 6. Confirm Decision Items  | Vanessa      |
| 7. Public Comment  | Public       |
| 8. Adjourn   | All          |

### **Next Meeting: February 18, 2021 10 am until 12 pm via Zoom**

#### Discussion:

1. Ali called the meeting to order at 10:01 am.
2. Lisa made a motion to approve the agenda. Christine seconded.
  - Agenda for today's meeting approved.
3. Meeting minutes:
  - Christine made a motion to approve minutes. Lisa seconded. Cami, Michael, Benu, approved. No opposed. Meeting minutes approved from January 4, 2021.
4. Old Business:
  - Update on CDDC legislative and public policy priorities:
    1. Colorado's COVID-19 positivity rate is coming down. Below 5% as of Sunday evening. Hoping that the decrease along with the dial changes speak to an improving economy. All looking positive at this point (but we can't let down our guard!!!).
    2. Sub-minimum wage elimination: Due to be introduced soon. Has some solid pieces to expand competitive integrated employment. Had to push some of the initiative back to reduce costs so this is not as strong of a bill as it was last year when introduced but it is moving forward with support.
    3. Expand Supported Decision-Making (SDM) codification: Can be seen as an alternative to guardianship and can also guide guardians. Supported decision-making bill does not specify a specific format. Should be out and available to share

soon. Senator Gardner, Representative Tipper and Representative Young are the sponsors of the bill.

4. EFAP reauthorization including state hiring “disability priority” similar to that presently in place for veterans. Still have not seen the bill. Bob served a co-chair for the Employment First Advisory Partnership (EFAP) since it was put together in 2017. The authorizing legislation (SB 16-077) sunsets in September 2021.
5. High fidelity wrap around is something what Bob spoke with last week with other disability activists such as the ARC of Colorado, Disability Law Colorado, Alliance, and JFK partners and there appears to be interest in getting this funding reestablished.
5. Home and community day services- Covid-19 update. The Office of Community Living, within the Colorado Department of Health Care Policy and Financing (HCPF), has been very creative in ensuring people can access virtual day services. Issue has been how to fund one to one services. There is consensus that people should not have to go into group congregate services and instead people should have one on one service options to reduce risk of infection. HCPF has provided guidance for smaller, safer groups within a day program. The one to one day service issue has been how to fund this while assuring budget neutrality. Based on the January 29<sup>th</sup> stakeholder meeting this appears to be moving forward soon.
6. Rights Modification: Bob has suggested a procedure to HCPF that would assure a person’s right to make decisions even if they were not deemed consistent with health and safety. This is somewhat controversial and would include a component of ongoing counseling and review.
7. Vaccine Update:
  - Discussion occurred about what the January 29<sup>th</sup> vaccination distribution plan changes mean to people with disabilities. This does not prioritize people with developmental disabilities but does improve the situation for some. Governor Polis added Down syndrome and “people with disabilities that prevent them from wearing a mask” to the list of high-risk medical conditions. An individual has to have two high-risk medical conditions to be accepted in the 1B category.
  - Lisa suggested members contact their state senators and representatives.
8. New Business:
  - Legislation: Driver License and/or Vehicle Registration ID field: Ali has been working on this legislation with sponsors: Representative Michaelson-Jenet, Representative Baisley and Senator Danielson. It involves providing education to police officers on how to better handle situations with individuals with disabilities during traffic stops and other instances. Initially everything was combined into this single bill draft option but it has been divided into two bills. The other bill allows people with disabilities to request DMV to put a discreet disability identifier symbol on their driver’s license. First phase is aimed towards law enforcement and can extend to fire and EMS. This is being put under the Attorney General’s office. Ali is asking for a recommendation from the committee to take to the full Council to support this bill.
    - Christine made a motion to support bill. Lisa seconded. Dawn, Lucinda, Mike approved.
    - Dawn made a motion to endorse the Drivers License ID bill. Christine seconded. Mike, Lisa, Dawn, Lucinda approved.
  - Legislation: Non-Medical Transportation Requirement Relief: Colorado advocates are reacting to a new requirement for service providers, including family caregivers and family-owned Program Approved Service Agencies (PASAs) who provide Non-Medical Transportation (NMT) under Colorado’s HCBS Medicaid waiver programs who would need to obtain a Medicaid Client Transport (MCT) permit through the Public Utilities

Commission (PUC). This regulatory change was announced through HCPF OM 20-048 on October 8, 2020 with compliance required by June 30, 2021. It is projected that this would harm smaller organizations and legislation is being considered to assure transportation safety while not being as stringent as the current regulation.

9. Reminder to use Colorado Capitol Watch. Bob shared sign in information again. All committee members have access.
10. No motion was made to endorse the Alliance vaccine resolution or suggest to the full Council for an endorsement.
11. Public Comment: None at this time.
12. Meeting adjourned at 11:56.

---

Action Items:

1. Bob will email the committee members the login information to Colorado Capital Watch.

Motions Made:

1. January meeting minutes approved.
2. Two bills approved (with review once the actual bills are released):
  1. Legislation: Driver license and/or vehicle registration ID field approved.
  2. Legislation: POST bill (police officer and first responder disability education) approved.

---

Attendance:

Council Committee Members Present: Ali Thompson, Cami Renfrow, Christine Owen, Dawn Russell, Lisa Franklin, Lucinda Rowe

Council Committee Members Absent: Bonnie Silva, Ron Hutter

Community Committee Members Present: Michael Hoover (disability rights representative and past Colorado Developmental Disabilities Council member), Benu Amun-Ra (self-advocate and parent)

Committee Members Absent: Gerrie Frohne (excused)

Guests: Donna Downing (past-president of the National Autism Committee), Kendra Kettler

Staff Present: Vanessa Hernandez, Robert "Bob" Lawhead