



CHAMPAIGN COUNTY MENTAL HEALTH BOARD

CHAMPAIGN COUNTY BOARD FOR CARE AND TREATMENT OF PERSONS WITH A DEVELOPMENTAL DISABILITY

Champaign County Mental Health Board (CCMHB)
and
Champaign County Developmental Disabilities Board (CCDDDB)
Study Session

Wednesday, June 11, 2014

Brookens Administrative Building
Lyle Shields Meeting Room
1776 E. Washington St., Urbana, IL

The Study Session will begin 10 minutes after the CCMHB adjourns their meeting.

1. Call to Order
2. Introduction of the Topic and Speaker
By Peter Tracy, CCDDDB/CCMHB Executive Director
3. Presentation: Implementation of the Ligas Consent Decree
The presentation by Mr. Tony Records, Court Appointed Monitor, will provide an update on implementation of the Ligas Consent Decree. An overview of the Ligas lawsuit as outlined by the Presenter in 2011 and a short outline of the role of the court appointed monitor are attached.
4. Question and Answer/Discussion
5. Adjournment



Court Monitor

Role of the Monitor

- To facilitate resolution of compliance issues without court intervention
- To evaluate compliance and issue annual reports to the court
- When necessary, to issue recommendations to the Court to resolve compliance issues.
- to review and evaluate data
- Develop compliance standards by 10/19/2011 to address:
 - Transition planning
 - Crisis services
 - Timely transition of class members from ICFs/DD
 - Services to class members on waiting list

Contact the Monitor

Tony Records, Monitor

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Overview of Ligas Lawsuit

Presented by : Tony Records, Monitor

June 15, 2011

Principles of Ligas

- People with disabilities will have a say and a choice about how and where services and supports will be provided.
- People who want services in the community will have that option
- Person-centered planning will be used as the cornerstone in documenting individual needs and preferences.
- Services will not be limited to those which are currently available

Ligas Class Member

- A member must be 18 or older with intellectual or developmental disability and Medicaid eligible; and
- A member lives in a private ICF/DD with 9 or more residents or lives in the family home seeking services; and
- The State of Illinois has a "current record" of the person seeking Community-Based Services or placement in a Community-Based Setting

Resources Needed

- Development of community capacity
- Budget requests
- Annual budget requests must be sufficient to develop and maintain services outlined in the Consent Decree
- Implementation of funding mechanisms to facilitate transition among service settings
- No legislative appropriations contingency

Class Member List

- State will develop and maintain a list of all class members
- People who request community services or placement in a community setting will be added as class members.
- People who object or refuse community services will be removed from the list

Transition Service Plans

- State shall develop a transition plan for all class members who have a documented request for community services.
- The transition plan will describe the services needed.
- The transition plan shall be developed by a Qualified Professional with the class member and their guardian or family.
- The process for developing the transition plan shall be person-centered.
- Services in the transition plan will be offered in a manner which is the most integrated, consistent with individual choice.

- Services in transition plan will not be limited to those currently available.
- The process for developing a Transition Service Plan shall focus on the Class Member's personal vision, preferences, strengths and needs in home, community and work environments and shall reflect the value of supporting the Class Member with relationships, productive work, participation in community life, and personal decision-making.

Timeline for Community Services for Class Members Living in ICFs/DD

- Within six years, (6/15/17) all class members who live in ICFs/DD who request community services will transition to community settings.
- Within two and one half years, (12/15/13) one third of class members in ICFs/DD who request community services will move.
- Within four and one half years, (12/15/15) an additional one third of class members in ICFs/DD who request community services will move.

Services for Class Members in Situation of Crisis

Definition of Crisis

- Caregiver is deceased
- Caregiver is unable to address support needs, jeopardizing health and safety of individual
- Individual is being physically or mentally abused
- Individual is homeless
- Behaviors put the individual and/or family member(s) at risk
- State will promptly develop transition services plans
- Those in crisis will receive services expeditiously

"Waiting List" Class Members

- Class members who move to ICFs/DD after 6/15/11 and request community services will be placed on waiting list.
- Class member residing at home, not in crisis will be placed on waiting list.
- 1,000 class members from waiting list will receive community services by 6/15/2013.
- 500 additional by 6/15/2014
- 500 additional by 6/15/2015
- 500 additional by 6/15/2016
- 500 additional by 6/15/2017
- At the end of six years class members will move off the waiting list at a reasonable pace.

Outreach

- State will maintain a process to facilitate individual choice.
- State will ensure that class individuals with developmental disabilities and their families/guardians are provided information about all options for services.
- Specific outreach activities will be described in Implementation Plan.

Implementation Plan

Implementation Plan was submitted to the court on 12/15/11, to become supplemental to the Decree. The Plan includes:

- Specific tasks, timetables, goals, programs, plans, strategies and protocols to assure compliance with Decree
- Personnel necessary to comply with Decree
- Resource development activities
- Methods and mechanisms utilized for outreach activities
- Services and supports necessary to expand capacity for community services
- Community Outreach
- Development of written materials on all component of Ligas implementation
- Development of Ligas website
- Training for PASS Agencies. And others
- Outreach to people living in ICFs/DD
- Contractor(s) to be identified to directly reach out to potential class members living in ICFs/DD
- People in ICFs/DD who say they want community services will be referred to PAS agency.
- Transition Plans
- Develop transition plan process with stakeholder input by 3/31/12
- Pilot project will be implemented by 9/30/2012
- Statewide implementation by 7/1/13

Role of the Monitor

- To facilitate resolution of compliance issues without court intervention
- To evaluate compliance and issue annual reports
- When necessary, issue recommendations to the Court to resolve compliance issues.
- To review and evaluate data
- To develop **Compliance Standards** by 10/19/2011 to address:
 - Transition planning
 - Crisis services
 - Timely transition of class members from ICFs/DD
 - Services to class members on waiting list

Other Provisions

- Individuals will retain the right to choose services in the community or in ICFs/DD.
- Court will retain jurisdiction for at least nine years.
- Court retains jurisdiction until finding of substantial compliance with the Decree

Class Member Determination and Complaints

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Contact the Monitor

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