



# Governor's Commission on Disabilities Executive Committee

**Wednesday, March 16, 2016 Noon - 2 PM**

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**Attendees:** Timothy Flynn<sup>1</sup> (Chair.); Rosemary Carmody, (Vice Chair.); Judi Drew; Casey Gartland; Jack Ringland<sup>1</sup>; & Linda Ward

**Absentees:** Andrew Argenbright; Sarah Everhart Skeels; Harvey Salvas; Gary Witman

**Guests:** Ronald Racine & Laurie DiOrio from Office of Rehabilitation Services, and the members of the Statewide Independent Living Council's State Plan Development Committee.

**Staff:** Bob Cooper, Executive Secretary



**12 PM Call to Order, Rosemary Carmody, Vice Chair**

Vice Chair calls the meeting to order at 12:05 PM  
Introductions of Commissioners and guests

## Action Items:

***12:05 Discussion on becoming the Designated State Entity for the Independent Living State Plan Grant***

**Purpose/Goal:** To learn from the Statewide Independent Living Council what they would be seeking from the Designated State Entity.



**The Responsibilities of the Designated State Entity for the State Independent Living Plan Grant:**

- 1) Receive, account for, and disburse funds received by the State based on the SPIL;
- 2) Provide administrative support services for a program under part B, and a program under part C in a case in which the program is administered by the State under section 723;
- 3) Keep such records and afford such access to such records as the Administrator of Administration on Community Living (ACL) finds to be necessary with respect to the programs;
- 4) Submit such additional information or provide such assurances as the Administrator may require with respect to the programs; and
- 5) Retain not more than 5% of the funds received by the State for any fiscal year under Part B for the performance of the services outlined in paragraphs (1) through (4).<sup>2</sup>

**Support Services the Governor's Commission on Disabilities could provide the Statewide Independent Living Council:**

1. The Commission could provide the State Independent Living Council (SILC) from the DSE's 5% cap, the following:
  - a) Use of the Commission's conference room(s) for meetings; day-time, evenings or weekends;

<sup>1</sup> Both rescued from the discussion and vote on becoming the Designated State Entity.

<sup>2</sup> Source [Administration on Community Living Website http://www.acl.gov/Programs/AoD/ILA/Index.aspx#dse](http://www.acl.gov/Programs/AoD/ILA/Index.aspx#dse)

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|--|---|
|  | <ul style="list-style-type: none"> <li>b) Purchasing as directed by the SILC at the state government's master price agreement rates: <ul style="list-style-type: none"> <li>i) Interpreters for the deaf &amp; CART recorders, MPA 358;</li> <li>ii) Travel Services, MPA 151 - Short's Travel Management booking hotel, airline tickets, etc. at the Government rate for council members attending conferences;</li> <li>iii) Software (Microsoft, Adobe, Java, Oracle, etc.);</li> <li>iv) Information Technology Services, MPA 230 staff support, including cloud based daily automatic off-site backup of data files;</li> <li>v) Directors &amp; Officers Liability Insurance coverage - RI Association of Insurance Agents;</li> <li>vi) Off-Site Shredding Services, MPA 401 - Infoshred; and</li> <li>vii) Temporary employment services, MPA 157 - ADIL Business Systems, Inc. including payroll services for administrative support services, as needed;</li> </ul> </li> <li>c) Processing of invoices once approved to by the SILC;</li> <li>d) Office space for chairperson and/or administrative support with: <ul style="list-style-type: none"> <li>i) Business Telephone Line, MPA 188 with voice mail that can be accessed off-site</li> <li>ii) Email accounts that can be accessed off-site,</li> <li>iii) High speed fiber optic internet service &amp; supports;</li> <li>iv) Website maintenance; and</li> <li>v) Dell OptiPlex 7010 computer workstation; and</li> </ul> </li> <li>e) Mail processing at the state government's pre-sort rates;</li> </ul> <p>2. The Commission could process Independent Living Part B program funds, including:</p> <ul style="list-style-type: none"> <li>a) Filing quarterly financial reports to the US Administration on Community Living;</li> <li>b) Arranging wire transfers from the US Administration on Community Living;</li> <li>c) Processing quarterly invoices from Centers for Independent Living;</li> <li>d) Processing quarterly invoices from the SILC;</li> <li>e) Electronically filing the State Independent Living Plan, once adopted by the SILC with the US Administration on Community Living.</li> </ul> <p>3. The Commission could provide additional support for SILC activities, from the SILC's 30% cap, including any of the following services:</p> <ul style="list-style-type: none"> <li>a) Posting SILC meeting notices on the Secretary of State's Open Meetings' website and email to SILC listserv;</li> <li>b) Recording the minutes at SILC meeting, prepare draft minutes &amp; post within 14 days on the Secretary of State's Open Meetings' website for the SILC's;</li> <li>c) Filing SILC minutes once adopted on the Secretary of State's Open Meetings' website;</li> <li>d) Arranging for interpreters for the deaf, CART recorders and other accommodations for SILC meetings and events;</li> <li>e) Arranging logistics for SILC events;</li> <li>f) Answer dedicate SILC telephone # and provide assistance as determined by the SILC;</li> <li>g) Preparing and distributing mailings/emailings as directed by the SILC;</li> <li>h) Compiling financial information for quarterly/annual reports for SILC's review and approval; &amp;</li> <li>i) Any other assistance the SILC needs.</li> </ul> |
|  | <p>Discussion on the services the Commission could provide as the Designated State Entity (above), the budget comparisons, page 5, the time table for decisions, page 6, and Options for Amending 16 H 7454 Budget Article 4 Relating to Government Organization to accomplish the transfer of responsibilities from ORS to GCD.</p>  |

| <i><b>Governor's Commission on Disabilities Workload</b></i>        | 2011             | 2012             | 2013             | 2014             | 2015               | Average          | Median           | Account % Average | Account % Median |
|---|------------------|------------------|------------------|------------------|--------------------|------------------|------------------|-------------------|------------------|
| Critical Expenditure Requests                                       | 16               | 13               | 10               | 18               | 16                 | 14.6             | 16.0             |                   |                  |
| State Fiscal Reports: Quarterly + GASB 54 + FIA Surveys             | 5                | 5                | 5                | 5                | 5                  | 5.0              | 5.0              |                   |                  |
| Biweekly Payroll  | 26               | 26               | 26               | 26               | 26                 | 26.0             | 26.0             |                   |                  |
| Batch Imports   | 32               | 28               | 40               | 30               | 19                 | 29.8             | 30.0             |                   |                  |
| Invoices  | 53               | 56               | 58               | 62               | 88                 | 63.4             | 58.0             |                   |                  |
| Requisitions & Purchase Orders                                      | 64               | 62               | 38               | 70               | 132                | 73.2             | 64.0             |                   |                  |
| General Ledger Journal Entries                                      | 11               | 22               | 28               | 18               | 22                 | 20.2             | 22.0             |                   |                  |
| Purchase Card   | 10               | 21               | 29               | 9                | 16                 | 17.0             | 16.0             |                   |                  |
| Performance Reports   | 0                | 2                | 4                | 4                | 4                  | 2.8              | 4.0              |                   |                  |
| WB Mason Orders   | 0                | 0                | 0                | 4                | 4                  | 1.6              | -                |                   |                  |
| HAVA Grant Applications, Fiscal, Narrative Reports & Wire Transfers | 14               | 4                | 10               | 5                | 21                 | 10.8             | 10.0             |                   |                  |
| NE ADA Grant Reports  | 33               | 21               | 73               | 35               | 17                 | 35.8             | 33.0             |                   |                  |
| RICAP Project CMR Reports   |                  |                  |                  | 4                | 2                  | 3.0              | 3.0              |                   |                  |
| Federal Grant Award Filings   |                  |                  | 1                | 4                | 5                  | 3.3              | 4.0              |                   |                  |
| Regulatory Agenda, Small Business & Filings                         | 2                | 3                | 11               | 3                | 3                  | 4.4              | 3.0              |                   |                  |
| <b>Total Transactions &amp; Report Filings</b>                      | <b>266</b>       | <b>263</b>       | <b>333</b>       | <b>297</b>       | <b>380</b>         | <b>307.8</b>     | <b>297.0</b>     |                   |                  |
| GCD General Revenue   | \$330,868        | \$359,572        | \$314,104        | \$323,685        | \$347,647          | \$335,175        | \$330,868        | 46%               | 55%              |
| Fellowships   | \$10,350         | \$10,350         | \$13,026         | \$13,237         | \$6,309            | \$10,654         | \$10,350         | 1%                | 2%               |
| DBE General Revenue   | \$10,973         | \$11,242         | \$10,299         | \$2,636          | \$1,483            | \$7,327          | \$10,299         | 1%                | 2%               |
| <b>Subtotal General Revenue</b>                                     | <b>\$352,190</b> | <b>\$381,164</b> | <b>\$337,429</b> | <b>\$339,558</b> | <b>\$355,439</b>   | <b>\$353,156</b> | <b>\$351,517</b> |                   |                  |
| <b>HAVA Federal Grant</b>   | <b>\$102,387</b> | <b>\$64,349</b>  | <b>\$96,679</b>  | <b>\$45,420</b>  | <b>\$251,856</b>   | <b>\$112,138</b> | <b>\$96,679</b>  | 15%               | 16%              |
| NE ADA Center - Restricted  | \$21,990         | \$6,638          | \$5,217          | \$7,880          | \$12,075           | \$10,760         | \$7,880          | 1%                | 1%               |
| Technical Assistance - Restricted                                   | \$5,191          | \$7,442          | \$5,217          | \$6,898          | \$6,633            | \$6,276          | \$6,633          | 1%                | 1%               |
| <b>Subtotal Restricted Receipts</b>                                 | <b>\$27,181</b>  | <b>\$14,080</b>  | <b>\$10,434</b>  | <b>\$14,777</b>  | <b>\$18,708</b>    | <b>\$17,036</b>  | <b>\$14,513</b>  |                   |                  |
| <b>RICAP</b>  | <b>\$33,000</b>  | <b>\$138,378</b> | <b>\$2,820</b>   | <b>\$474,320</b> | <b>\$589,099</b>   | <b>\$247,523</b> | <b>\$138,378</b> | 34%               | 23%              |
| <b>Grand Total</b>  | <b>\$514,758</b> | <b>\$597,971</b> | <b>\$447,362</b> | <b>\$874,075</b> | <b>\$1,215,102</b> | <b>\$729,853</b> | <b>\$601,086</b> | <b>100%</b>       | <b>100%</b>      |
| Federal Wire Transfers Received                                     | \$102,387        | \$64,349         | \$96,677         | \$45,420         | \$251,856          | \$112,138        | \$96,677         |                   |                  |

| <i>ORS Independent Living Program Workload</i>                    | 2011             | 2012             | 2013             | 2014             | 2015             | Average          | Median           | Average % of GCD Total | Median % of GCD Total |
|---|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------------|-----------------------|
| Invoices  | 12               | 15               | 13               | 12               | 19               | 14.2             | 13.0             | 22%                    | 22%                   |
| Batch Imports   |                  |                  |                  |                  |                  |                  |                  |                        |                       |
| Requisitions & Purchase Orders                                    | 6                | 6                | 6                | 6                | 8                | 6.4              | 6.0              | 9%                     | 9%                    |
| General Ledger Journal Entries                                    | 15               | 18               | 21               | 16               | 13               | 16.6             | 16.0             | 82%                    | 73%                   |
| IL Grant Applications, Fiscal, Narrative Reports & Wire Transfers | 15               | 18               | 21               | 16               | 14               | 16.8             | 16.0             | 32%                    | 32%                   |
| <i>SILC Direct Payroll</i>  | <i>26</i>        | <i>26</i>        | <i>26</i>        | <i>26</i>        | <i>26</i>        | <i>26.0</i>      | <i>26.0</i>      | <i>56%</i>             | <i>60%</i>            |
| <b>Total Transactions &amp; Report Filings</b>                    | <b>74</b>        | <b>83</b>        | <b>87</b>        | <b>76</b>        | <b>80</b>        | <b>80.0</b>      | <b>80.0</b>      | <b>26%</b>             | <b>27%</b>            |
| <b>SILC General Revenue</b>                                       | <b>\$0.00</b>    | <b>\$15,975</b>  | <b>\$15,975</b>  | <b>\$17,466</b>  | <b>\$3,690</b>   | <b>\$10,621</b>  | <b>\$15,975</b>  |                        |                       |
| Centers for Independent Living - General Revenue                  | \$32,200         | \$28,175         | \$32,200         | \$31,301         | \$26,900         | \$30,155         | \$31,301         |                        |                       |
| ORS (wages & benefits) General Revenue                            | \$0              | \$349            | \$0              | \$0              | \$7,439          | \$1,558          | \$0              |                        |                       |
| Other General Revenue   |                  | \$6,305          | \$15,800         |                  | \$753            | \$7,619          | \$6,305          |                        |                       |
| <b>Total General Revenue</b>                                      | <b>\$32,200</b>  | <b>\$50,804</b>  | <b>\$63,975</b>  | <b>\$48,767</b>  | <b>\$38,781</b>  | <b>\$49,953</b>  | <b>\$53,581</b>  | <b>14%</b>             | <b>15%</b>            |
| <b>SILC Federal</b>   | <b>\$75,000</b>  | <b>\$59,025</b>  | <b>\$59,025</b>  | <b>\$64,534</b>  | <b>\$33,210</b>  | <b>\$58,159</b>  | <b>\$59,025</b>  |                        |                       |
| Centers for Independent Living - Federal                          | \$181,125        | \$253,575        | \$289,800        | \$281,713        | \$242,100        | \$249,663        | \$253,575        |                        |                       |
| ORS (wages & benefits) Federal                                    |                  | \$4,305          | \$4,492          | \$4,865          | \$1,372          | \$3,758          | \$4,398          |                        |                       |
| Auditor General - Federal   | \$180            | (\$1)            | \$147            | \$142            | \$146            | \$123            | \$146            |                        |                       |
| Indirect Cost Recovery - Federal                                  | \$0              | \$2,430          | \$2,430          | \$1,740          | \$6,786          | \$2,677          | \$2,430          |                        |                       |
| Other Federal   | (\$2,233)        | (\$6,305)        | (\$15,800)       |                  | \$6,773          | (\$4,391)        | (\$4,269)        |                        |                       |
| <b>Total Federal Funding</b>                                      | <b>\$254,072</b> | <b>\$313,029</b> | <b>\$340,093</b> | <b>\$352,994</b> | <b>\$290,387</b> | <b>\$309,988</b> | <b>\$315,305</b> | <b>276%</b>            | <b>326%</b>           |
| <b>Grand Total</b>  | <b>\$286,272</b> | <b>\$363,833</b> | <b>\$404,068</b> | <b>\$401,761</b> | <b>\$329,168</b> | <b>\$359,942</b> | <b>\$368,887</b> | <b>49%</b>             | <b>61%</b>            |
| <b>Federal Wire Transfers Received</b>                            | <b>\$290,320</b> | <b>\$252,194</b> | <b>\$292,095</b> | <b>\$283,944</b> | <b>\$297,487</b> | <b>\$283,208</b> | <b>\$290,320</b> |                        |                       |

| Potential Savings by having the Commission purchase items on behalf of the SILC |                 |                 |                 |               |   |
|---|-----------------|-----------------|-----------------|---------------|---|
| SILC Support Costs  | SILC Budget     | DSE Support     | Difference      | GCD Median    | Description   |
| <b>Personnel</b>  |                 |                 |                 |               |   |
| Salaries  | \$38,300        | \$38,300        |                 |               |   |
| Annuity   | \$1,100         | \$1,100         |                 |               |   |
| Payroll Services  | \$1,050         | \$5,714         |                 |               | ADIL charges 14.92% of wages includes payroll services, FICA, Workers' Compensation Insurance & Temporary Disability Insurance. SILC current payroll service charges 19.45% |
| Payroll Taxes   | \$6,000         |                 |                 |               |   |
| Workers Compensation  | \$400           |                 |                 |               |   |
| 5.5 % Contractor Surcharge  | \$0             |                 |                 |               |   |
| <b>Personnel Subtotal</b>   | <b>\$46,850</b> | <b>\$47,596</b> | <b>(\$746)</b>  | <b>18.91%</b> |   |
| <b>Contract Services</b>  |                 |                 |                 |               |   |
| Legal   | \$300           | \$300           |                 |               |   |
| Accounting  | \$2,300         | \$41            |                 | 0.05%         | Auditor General under contract with Feds charges 0.05 % of federal funds  |
| Tech Support  | \$450           | \$0             |                 |               | Included in telephone/internet service  |
| Personal Care Attendant   | \$600           | \$600           |                 |               |   |
| Web Host  | \$150           | \$0             |                 |               | Included in telephone/internet service  |
| CART  | \$300           | \$335           |                 | \$335         | for 2 hours include ASCII transcript, screen & projector  |
| ASL Interpreters  | \$4,825         | \$4,825         |                 |               |   |
| <b>Contract Services Subtotal</b>   | <b>\$8,925</b>  | <b>\$6,101</b>  | <b>\$2,824</b>  |               |   |
| <b>Travel</b>   | <b>\$3,800</b>  | <b>\$3,800</b>  | <b>\$0</b>      |               | Shorts Travel is the state's out-of-state travel agency   |
| <b>Office Space</b>   |                 |                 |                 |               |   |
| Rent  | \$7,800         | \$0             |                 |               | No charge for 1 office, & use of conference rooms & storage   |
| Property Tax  | \$100           | \$0             |                 |               | Exempt  |
| <b>Office Space Subtotal</b>  | <b>\$7,900</b>  | <b>\$0</b>      | <b>\$7,900</b>  |               |   |
| <b>Operating Expenses</b>   |                 |                 |                 |               |   |
| Supplies  | \$4,100         | \$255           |                 | \$982         | Paper, envelops, copy toner, disks, etc.  |
| Telephone   | \$2,500         | \$652           |                 | \$2,509       | Telephone, internet, & web site hosting   |
| Advertising   | \$200           | \$200           |                 |               |   |
| Insurance   | \$3,300         |                 |                 |               |   |
| Property Insurance  |                 | \$107           |                 | \$411         | Property, Casualty & Crime for GCD's building & contents  |
| Insurance: Prof & Occupational  |                 | \$2,381         |                 | \$2,381       | Officers & Directors Liability for GCD's 18 commissioners   |
| Consumer Assessment   | \$2,175         | \$2,175         |                 | \$2,031       | State mailing contractor collects, pre-sorts & bar codes: rate of \$0.351/1st class 1 oz. envelop   |
| Return mail & Conference table fees   |                 |                 |                 |               |   |
| Edu IRLU Crs  | \$2,100         | \$2,100         |                 |               |   |
| Membership/Subscriptions  | \$150           | \$150           |                 |               |   |
| <b>Operating Expenses Subtotal</b>  | <b>\$14,525</b> | <b>\$8,020</b>  | <b>\$0</b>      |               |   |
| <b>Total</b>  | <b>\$82,000</b> | <b>\$65,516</b> | <b>\$16,484</b> |               | Projected savings - for SILC to use   |

| <b>Time Table for Decisions</b> |  |
|---------------------------------|--|
| March                           | <p><u>State Independent Living Council<sup>3</sup> decides:</u></p> <ol style="list-style-type: none"> <li>1. Whether it wants the Governor's Commission on Disabilities to be the Designated State Entity</li> <li>2. Which amendment to Article 4 of the Budget Act it wants to process the transfer from ORS to GCD (see options below)</li> </ol>  |
| Early April                     | <p><u>Governor's Commission on Disabilities<sup>4</sup> will:</u></p> <ol style="list-style-type: none"> <li>1. Decide whether to accept the designation and if so,</li> <li>2. Request modification of the Commission's FY 2017 Budget               <ol style="list-style-type: none"> <li>a. Amendment to Article 1 GCD Budget Line Items</li> <li>b. Amendment to Article 4 Relating to Government Organization</li> </ol> </li> </ol>   |
| Mid-April                       | <p><u>The Governor is:</u></p> <ol style="list-style-type: none"> <li>1. Briefed on the request to change designated state unit to state entity:</li> <li>2. Directs the Budget Officer to prepared amendments to the 16 H 7454 the Budget Act</li> <li>3. Recommends the General Assembly revise:               <ol style="list-style-type: none"> <li>a. The Commission's FY 2017 General Revenue and Federal Funds appropriations &amp;</li> <li>b. Article 4 Relating to Government Organization</li> </ol> </li> </ol>  |
| May                             | <ol style="list-style-type: none"> <li>4. The Budget Officer submit the Governor's Budget Amendment requests to the House and Senate Finance Committees</li> </ol> <p><u>The House and Senate Finance Committees</u> each hold hearings on the proposed amendments to:</p> <ol style="list-style-type: none"> <li>1. Article 1 revising the Commission's FY 2017 General Revenue and Federal Funds appropriations</li> <li>2. Article 4 to transfer from ORS to GCD the responsibilities as the designated state entity, the responsibilities of the Commission and the Council.</li> </ol> <p><u>The House Finance Committee</u> incorporates the Governor's Amendments Articles 1 and 4 into 16 H 7454 Substitute A</p> <p><u>The House of Representatives</u> approves 16 H 7454 Substitute A</p> <p><u>The Senate</u> approves in concurrence 16 H 7454 Substitute A</p> <p><u>The Governor</u> signs into law 16 H 7454 Substitute A.</p> <p><u>After approval of the state plan</u>, the Council enters into a memorandum of understanding with the Commission delineating the roles and responsibilities of the Commission.</p> |
| June                            | <p><u>MOTION: To recommend the Commission:</u></p> <ul style="list-style-type: none"> <li>• Agree to become the Designated State Entity for the Independent Living State Plan Grant, if the Statewide Independent Living Council so requests.</li> </ul> <p>Motion moved by CG, seconded by JD, passed unanimously, accept for the 2 recused members Timothy Flynn &amp; Jack Ringland.</p>  |
| June                            | <p><u>MOTION: To reschedule the next Commission meeting from April 18<sup>th</sup> to April 11, 2016 at 5 PM.</u></p> <p>Motion moved by CG seconded by JD, passed unanimously</p>   |

<sup>3</sup> Next scheduled SILC meeting is April 20, 2016 1 - 3 PM

<sup>4</sup> Next scheduled GCD meeting is April 18, 2016 5 - 7 PM

**Options for Amending 16 H 7454 Budget Article 4 Relating to Government Organization**  
**Option A. Simple Amendment to the Commission’s Statute Chapter 42-51**

In Article 4 insert before SECTION 19 the following:  
SECTION 19. Chapter 42-51, entitled the “Governor's Commission on Disabilities” is hereby amended to include the following section.

42-51-12. Designated State Entity – The governor's commission on disabilities shall be the designated state entity (DSE), pursuant to section 705(e) of the Workforce Innovation and Opportunity Act ( 29 U.S.C. 796c). As the DSE the commission shall apply for and:

(1) Receive, account for, and disburse funds received by the State under Part B based on the state independent living plan (SILP);

(2) Provide administrative support services for a program under Part B;

(3) Keep such records and afford such access to such records as the Administrator finds to be necessary with respect to the programs;

(4) Submit such additional information or provide such assurances as the Administrator may require with respect to the programs; and

(5) Retain not more than five percent (5%) of the funds received by the State for any fiscal year under Part B, for the performance of the services outlined in paragraphs (a)(1) through (4) of this section. For purposes of these regulations, the five percent (5%) cap on funds for administrative expenses applies only to the Part B funds allocated to the State and to the State's required ten percent (10%) Part B match. It does not apply to other program income funds, including, but not limited to, payments provided to a State from the Social Security Administration for assisting Social Security beneficiaries and recipients to achieve employment outcomes, any other federal funds, or to other funds allocated by the State for IL purposes.

(b) The DSE must also carry out its other responsibilities under the Act, including, but not limited to, arranging for the delivery of IL services under Part B of the Act, and for the necessary and sufficient resources needed by the statewide independent living council (SILC) to fulfill its statutory duties and authorities, as authorized in the approved State Plan.

(c) Fiscal and accounting requirements: The DSE must adopt fiscal control and fund accounting procedures as may be necessary to ensure the proper disbursement of and accounting for federal funds provided to centers for independent Living (CILs), SILCs, and/or other services providers under the independent living services (ILS) program. The DSE must comply with all applicable federal and state laws and regulations, including those in 45 CFR parts 75<sup>5</sup>.

(d) The SILC shall not be established as an entity within a State agency, including the DSE. The SILC shall be independent of and autonomous from the DSE and all other State agencies.

SECTION 20. “Upon the designation of the governor's commission on disabilities as the designated state entity, pursuant to section 705(e) of the Workforce Innovation and Opportunity Act (29 U.S.C. 796c) the governor is hereby authorized to transfer or reallocate in the appropriations and any other property of the designated state unit. Any proceedings or other business or matters, undertaken or commenced prior to the effective date of this act by the designated state unit and pending on the effective date of this act, may be conducted and completed by the governor's commission on disabilities.

Renumber SECTION ~~19~~ 21. Sections 19 shall take effect on October 1, 2016; the remainder of this article shall take effect upon passage.

**Option B. Statute Replacing Executive Order 93-23 Establishing the Statewide Independent Living Council, modeled on the RI Developmental Disabilities Council**

To be inserted above, after SECTION 20:

SECTION 21. Title 42 entitled “State Affairs and Government” is hereby amended to include the following chapter:

**CHAPTER 42-51.1**

**Statewide Independent Living Council**

42-51.1-1 Statewide Independent Living Council. – (a) The governor shall establish a statewide council administratively attached to the governor’s commission on disabilities (hereafter referred

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|   | <p><u>to as the "commission") and make appropriate provisions for the rotation of membership, and appoint such representatives as are required as a condition of eligibility for benefits under section 12 of the Rehabilitation Act, as amended, 29 U.S.C. 796d, and section 491(f) of Workforce Innovation and Opportunity Act, 42 U.S.C. 3515e(f), to consult with the directors of the state departments of behavioral healthcare, developmental disabilities and hospitals, human services, children, youth, and families, health, and elementary and secondary education in carrying out the purposes of this chapter.</u></p> <p><u>(b) The council shall:</u></p> <ul style="list-style-type: none"> <li><u>(1) develop the State plan as provided in 29 U.S.C.796c(a)(2);</u></li> <li><u>(2) monitor, review, and evaluate the implementation of the State plan;</u></li> <li><u>(3) meet regularly, and ensure that such meetings of the council are open to the public and sufficient advance notice of such meetings is provided;</u></li> <li><u>(4) submit to the administrator of the US Administration on Community Living such periodic reports as the administrator may reasonably request, and keep such records, and afford such access to such records, as the administrator finds necessary to verify the information in such reports; and</u></li> <li><u>(5) as appropriate, coordinate activities with other entities in the State that provide services similar to or complementary to independent living services, such as entities that facilitate the provision of or provide long-term community-based services and supports.</u></li> </ul> <p><u>(c) The council shall submit to the U.S. Department of Health and Human Services its state plan, in compliance with the public notice and other requirements of 29 U.S.C. 796c Independent Living Services that provide for the designation of the governor’s commission on disabilities as the state entity that shall, on behalf of the state, provide support to the council. After approval of the state plan, the council shall enter into a memorandum of understanding with the commission delineating the roles and responsibilities of the commission. Thereafter, the governor shall designate the commission as the state entity responsible for providing support services to the council pursuant to 29 U.S.C. 796c.</u></p> <p><u>(d) The commission shall have the fiscal and other responsibilities of a designated state entity pursuant to 29 U.S.C. 796c. As required by 29 U.S.C. 796c, the commission and any other agency, office or entity of the state, shall not interfere with the advocacy, capacity building, systemic change activities, budget, personnel, state plan development, or plan implementation of the council.</u></p> <p><u>(e) Executive Order 93-23 entitled “Establishing The Statewide Independent Living Council” is hereby repealed.</u></p> <p>Renumber SECTION <del>19</del> 22. Sections 19 shall take effect on October 1, 2016; the remainder of this article shall take effect upon passage.</p> |
|   | <p><b><i>Next Executive Committee Meetings</i></b></p>   |
|   | <p>The RI Department of Labor and Training is conducting a public hearing on the Workforce Innovation and Opportunities Act’s State Plan Monday March 21, 2016 @ 9 AM. There are a number of issues the plan does not address regarding the integration of individuals into job training programs.</p>   |
|  | <p><b>MOTION:</b> To schedule the next Executive Committee meeting March 18, 2016 at 4 PM for the purpose of reviewing and commenting on the Workforce Innovation and Opportunity Act’s State Plan.<br/> <b>Motion moved by JD seconded by CG, passed unanimously</b></p>  |
|   | <p>The Legislation Committee recommends a joint Legislation &amp; Executive Committee meeting to review and comment on Budget Articles:</p> <p>16 H 7454 Art. 07 An Article Relating To Medicaid Reform Act Of 2008 Resolution</p> <p>16 H 7454 Art. 09 An Article Relating To Medical Assistance And Hospital</p>   |

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|   | <p>Uncompensated Care<br/> 16 H 7454 Art. 11 An Article Relating To Strengthening Neighborhood Schools (Extraordinary Special Education Costs)<br/> 16 H 7454 Art. 14 An Article Relating To Caregivers/Compassion Centers<br/> 16 H 7454 Art. 21 An Article Relating To Department Of Behavioral Healthcare, Developmental Disabilities And Hospitals<br/> 16 H 7454 Art. 23 An Article Relating To Safe Harbor For Sexually Exploited Children</p> <p>Hearings have been scheduled for:<br/> Tuesday March 22<sup>nd</sup> 2 PM on Articles 7 &amp; 9<br/> Wednesday March 23<sup>rd</sup> at the Rise on Articles 7, 8 &amp; 9<br/> Thursday March 24<sup>th</sup> at the Rise on Articles 7 &amp; 9<br/> Tuesday March 29<sup>th</sup> at the Rise on Article 14<br/> Wednesday March 30<sup>th</sup> at the Rise on Article 23 and<br/> Thursday March 31<sup>st</sup> at the Rise on Article 11</p> |
|   | <p>MOTION: To schedule a joint Legislation &amp; Executive Committee meeting on Monday March 21, 2016 at 4 PM.</p>  |
|  | <p><b><i>2 PM Adjournment, Rosemary Carmody</i></b><br/> MOTION: To adjourn at 2:30 PM<br/> Motion moved by TF, seconded by JD, passed unanimously</p>  |