

AGENDA
INLAND COUNTIES REGIONAL CENTER, INC.
BOARD OF TRUSTEES MEETING
MONDAY, November 8, 2021
Meeting: 4:00 p.m. to 6:00 p.m.
Only Via Live Stream at [Inlandrc.org/live](https://inlandrc.org/live)

Call to Order/Mr. Page

Minutes of September 13, 2021 Board Meeting/Mr. Page Action

Public Input: Comments limited to 3 minutes per person. Action may not be taken on any item that is not on the Agenda. *Due to the existing COVID-19 State of Emergency, all requests for public comment must be submitted in writing prior to the meeting by using the submission form found at inlandrc.org/live. In order to protect the rights of our consumers, comments should not include personal consumer information. If you have a specific issue or comment, contact your CSC or email your comments to Btrustees@inlandrc.org.*

Executive Director's Report/Ms. Johnson Info

Director's Reports/Directors Info

Reappointment of Board Members/Mr. Page Action

Committee Reports (Written Reports)

- | | |
|--|------|
| 1) Another Way/Ms. Gonzales | Info |
| 2) Executive Committee/Mr. Page | Info |
| 3) Legislative Committee/Ms. Cummings | Info |
| 4) Master Trust Committee/Ms. Miller | Info |
| 5) Vendor Advisory Committee/Ms. Stewart | Info |

Old Business:

New Business

- | | |
|--|--------|
| 1) Approval of New Board Member/Mr. Page | Action |
| 2) 2022 Performance Contract/Mr. Toms | Action |
| 3) \$250,000 Contracts/Mr. Toms | Action |
| 4) 2022 Board Training Schedule/Mr. Page | Action |

- | | | |
|----|--|--------|
| 5) | Salary Review Committee/Mr. Page | Action |
| 6) | 2021/22 OPS Budget Policy Items/Ms. Steuer | Action |
| 7) | Case Management Platform/Ms. Steuer | Action |
| 8) | Revised IRC Bylaws/Mr. Beckett | Action |

Trustee Input

Executive Session

- 1) Legal Matters (In accordance with Welfare & Institutions Code Section 4663(a)(5))
- 2) Employee Salaries and Benefits (In accordance with Welfare & Institutions Code Section 4663(a)(3))

Next Meeting Date: January 10, 2022

MINUTES OF SEPTEMBER 13, 2021
Inland Counties Regional Center, Inc.
Board of Trustees Meeting

BOARD PRESENT VIA CONFERENCE CALL: Kiana Buffington; Jay Connor; Carmen Estrada; Alicia Lara; Maureen O'Connell; Cameron Page; Gizelle Siojo; Teri Smith; Joshua Souder; April Stewart; Alva Stewart

BOARD MEMBERS ABSENT: Eric Naranjo

DIRECTORS PRESENT VIA CONFERENCE CALL: Steve Beckett; Lavinia Johnson; Don Meza; Merissa Steuwer; Vince Toms; Treva Webster

STAFF PRESENT VIA CONFERENCE CALL: Kurtis Franklin

RECORDING SECRETARY: Sandra Guzman

CALL TO ORDER: Meeting was called to order by Mr. Page at 4:08 p.m.

MINUTES OF JULY 12, 2021 BOARD MEETING: 1. Motion made to approve the minutes of the July 12 10, 2021 Board Meeting as presented M/S/C Buffington/Souder.

PUBLIC COMMENT: The following public comments were submitted:

Laura Rathbun, Family Member: I'd like to know if the IRC conducts periodic reviews of all its service providers to ensure that consumers are being treated well and safely. I have concerns after my son, who has high functioning autism, told me about problems in two different programs he was in.

In one program, his job coach was caught speeding by police and left clients alone in her car while she went into a store. In another program, the director blatantly lied to me about the severity of a violent incident that my son witnessed. My son's description of the incident was later confirmed by another consumer in the program in text messages to my son so I know the director lied.

I hope there is some type of review or oversight of the service providers and if so, I'd like to know what it is. And, if there isn't, I request that it be started. Thank you.

Greg Damewood, Family Member: Is there any hope of help for future Disneyland discounts. Also – the status of Day Programs as some are going via computer – but my special person has nothing at her facility or in Moreno Valley. Thank you for your kind response - Greg

Mr. Page referred the two public comments to the appropriate manager or director.

EXECUTIVE DIRECTOR'S REPORT: Ms. Johnson reported the following: 1. IRC serves 41,131 consumers; 2. IRC currently has 763 employees which 481 are service coordinators. 3. For the period of 4/15/20 – 6/28/21 IRC has had 2,439 COVID positive consumers, 90 have resulted in death. 4. IRC's prior announcement to open the buildings to the public after Labor Day has been changed to "when it is

safe". IRC is mandating that anyone entering the buildings must have 2 Antigen tests with negative results. 5. Due to the surge in COVID cases, IRC has instituted a new testing protocol for both vaccinated and non-vaccinated staff.

DIRECTOR'S REPORT:

Question from the Board: Where is IRC's enrollment level compared to other regional centers? Mr. Meza reported that IRC's number appear to be lower but that is mainly due to the size of our regional center. If you look at how many are participating, the number is comparable.

Question from the Board: Regarding the State being eager to increase Early Start referrals to pre-pandemic levels. Is the department assisting in identifying children in need of services? Ms. Webster reported that DDS has a video and is working with other organizations to put together an informational brochure. At IRC, even before this was discussed, program managers had contacted Children's Network and informed them that although the building was closed, IRC was still open for business. Numbers dropped at first but once we learned how to provide service remotely, our numbers are back to pre-pandemic levels.

COMMITTEE REPORTS:

1. **ANOTHER WAY:** Ms. Gonzales submitted a written report. No questions from the Board.
2. **EXECUTIVE COMMITTEE:** The minutes from the Executive Committee Meetings were included in the board packet. The Board had no questions.
3. **LEGISLATIVE COMMITTEE:** Ms. Cummings submitted a written report. There were no questions from the Board.
4. **MASTER TRUST COMMITTEE:** Ms. Miller submitted a written report. No question from the Board.
5. **VENDOR ADVISORY COMMITTEE:** Ms. April Stewart submitted a summary from their July and August VAC Meetings. The Board had no questions.

OLD BUSINESS:

IRC HEALTH BENEFITS: Ms. Steuwer reported that the Executive Committee met on August 11, 2021. Health benefits were discussed and approved for the new plan year. There was no change to IRC's health benefit carriers for this new plan year. There will be no increase to the employee's share of cost.

NEW BUSINESS:

1. **APPROVAL OF VAC COMMITTEE REPRESENTATIVES:**
 - a. Level 2-3: Abdullah Koudsi
 - b. Level 4: Kendra CreedMs. April Stewart is requesting the Board's approval to appoint Abdullah Koudsi as the Level 2-3 representative and Kendra Creed as the Level 4 representative. **2. Motion made to approve**

Abdullah Koudsi and Kendra Creed as the new VAC representative's M/S/C Buffington/Souder.

2. **ARCA REPRESENTATIVE:** Mr. Page announced that he will need to step down as IRC's ARCA Representative and would like to recommend Mr. Souder as the new ARCA Representative. **3. Motion made to approve Mr. Souder as the new ARCA Representative for IRC M/S/C Buffington/O'Connell.**
3. **RFP POLICY REVISION:** Mr. Toms reported that #11 on page 4 was added to the policy. Contracts that are less than \$250,000 in Start-Up Funds will not be required to follow the RFP process. **4. Motion made to approve the RFP Policy as presented M/S/C Buffington/Souder.** Ms. April Stewart abstained from voting.

TRUSTEE INPUT: None

Mr. Page adjourned the meeting at 4:28 p.m. to go into Executive Session. Executive Session was called to order at 4:30 p.m.

The Board reconvened at 4:37 p.m. The Board took no action during Executive Session. 5. Motion made to adjourn the meeting at 4:38 p.m.

Sincerely,

Carmen Estrada
Board Secretary

Sandra Guzman
Assistant Secretary

Motions for the September 13, 2021 Board of Trustees Meeting:

1. Motion made to approve the minutes of the July 12 10, 2021 Board Meeting as presented M/S/C Buffington/Souder.
2. Motion made to approve Abdullah Koudsi and Kendra Creed as the new VAC representative's M/S/C Buffington/Souder.
3. Motion made to approve Mr. Souder as the new ARCA Representative for IRC M/S/C Buffington/O'Connell.
4. Motion made to approve the RFP Policy as presented M/S/C Buffington/Souder.



EXECUTIVE DIRECTOR'S REPORT

November 2021

Respectfully Submitted by Lavinia Johnson

CONSUMER TOTALS

As of October 2021, IRC serves 40,442 consumers.

STAFFING:

IRC currently has 772 employees which includes 486 service coordinators (CSC). The average caseload ratio is 83:1. We are understaffed by 82 CSCs, and we are currently hiring for growth and vacancies.

SUMMARIZED COVID-19 STATS/INFORMATION FROM IRC'S LOG 4/15/20 THROUGH 10/30/21:

Cumulative total of consumers who tested positive = 2572.

Cumulative total deaths consumers who tested positive = 121.

We continue to disperse PPE to our community vendors and to our staff; however, our supply is low. DDS is no longer able to provide to regional centers as they are out of stock.

PUBLIC ACCESS TO IRC BUILDINGS: IRC continues to work on safeguards to ensure our staff and visitors are safe; therefore, our current plan to open the building to the public is January 2022

ON SITE TESTING: We have mandated that all vaccinated persons who enter the buildings must have 1 rapid result test per week and unvaccinated have 2 tests per week with negative results. All testing is provided at the San Bernardino and Riverside Offices. Approximately 95% of IRC are vaccinated.

TRAILER BILL LANGUAGE AFFECTING REGIONAL CENTERS:

On October 19, Regional Centers received a summary of the recently enacted Developmental Services Budget Trailer Bill, AB 136 (Chapter 76, Statutes of 2021), which directly impacts regional centers, state operated services and the developmental disabilities services system. The changes made by AB 136 became effective with the passage of the bill on July 16, 2021. The list of areas affected by, or new requirements resulting from, AB 136, and the bill sections where relevant statutory changes include:

- Provisional Eligibility for Lanterman Act Services
- Remote Services and Supports meetings
- Repeal of suspended services
- Out of state services
- Group homes for children with special health care needs and adult residential facilities for person with special health care needs
- State operated facilities
- Caseload ratios and contract requirements
- Implicit bias training

- Uniform holiday schedule
- Repeal of suspension of rate increases for specified services
- Direct service professional pay differential
- Direct service professional training
- Independent evaluation of equity and disparities efforts
- Language access and cultural competency initiative
- Community navigator program
- Paid internship program and competitive integrated employment incentive payments
- Increase pathways to competitive integrated employment (CIE)
- Self-determination program (SDP)
- Office of the SDP Ombudsperson
- Rate reform and quality incentive program
- Performance improvement indicators
- Quarterly legislative briefings

Attached to this report is the explanation of each area or new requirement.

IRC will educate our Board of Trustees and the communities regarding these legislative changes.

Director Adult Services Report
November 2021
Respectfully submitted by Don Meza

Adult Services Team Update: The adult services team has worked remotely since the state of emergency was declared by Governor Newsom on 3/04/2020. The case management teams have been informed that they will need to complete in-person visits with consumers in a conscientious and safe manner. Consumer program services remain a priority, and DDS has extended directives to provide service delivery to consumers. The directives for Alternative Services by non-residential vendors (day programs, habilitation, and transportation) remain in place but we are not certain for how much longer. We expect that some of the directives related to virtual and remote meetings will be continued "ongoing". In Adult services there are currently 13 teams with approximately 200 service coordinators that cover the two-county catchment. With the new 21/22 budget we will be developing several new positions including a deaf specialist, participant directed services specialists, and enhanced caseload service coordinators.

Federal Programs/Medicaid Waiver (MW): A Federal Programs audit was conducted at IRC the first two weeks of October 2021. The MW team had been preparing for several months to accommodate the fully virtual audit. This audit was completed virtually by auditors from DDS and DHS. In addition to a review of the documentation, the audit process included staff, consumer, and vendor interviews. A virtual cloud platform was created by Kurtis from our IT team to allow the auditors access to the documents. The Case Management, Resource, and Waiver teams worked tirelessly to get the documentation in order. An exit interview was conducted on October 18th, and the auditors shared their initial results. The auditors praised IRC for having excellent documentation and excellent organization of the Waiver eligible cases. A full audit report will be completed by the audit team in the next few weeks.

As of July 2021, IRC serves 15,260 active Medicaid Waiver enrolled consumers. The review process and reaccreditation of Waiver cases has been challenging in the current remote working model. Regardless of the challenges of COVID 19, the MW staff continues to add "Deeming" cases. DDS will continue to provide the accounting of 1915i cases directly to CMS.

Self Determination (SD): The SD Advisory Committee last met via "ZOOM" on October 28, 2021. IRC currently has 32 consumers active in the Self Determination program and 10 consumers who are in pending status. There are 12 additional consumers who are in the initial process of becoming active in the Self Determination program. An "orientation" to Self Determination remains a requirement, and recent news from DDS suggests that a standardized web-based orientation will soon be available to all consumers. This orientation is in final development by State Council on Developmental Disabilities. DDS also reported that Katie Hornberger has been named as the SDP Ombudsperson. This is a new position separate from DDS to offer consumers and families who are in Self Determination with support and representation.

IRC continues to offer Remote/Virtual SDP orientations with various dates scheduled through the end of the year. There has been a very good turnout for the virtual SDP orientations, we have had 50 to 60 individuals sign up for every session. As a regional center we are advancing forward with self-determination.



**Intake, Early Start, Clinical Services and
The Early Start Family Resource Network
REPORT
September-October 2021
Treva Webster**

Provisional Eligibility is something new and is explained in detail below:

Provisional Eligibility

Developmental Services Budget Trailer Bill, AB 136 (Chapter 76, Statutes of 2021), amended Welfare and Institutions (W&I) Code section 4512 to expand eligibility for Lanterman Developmental Disabilities Services Act (Lanterman Act) services by allowing a child who is three or four years of age to be provisionally eligible for regional center services under specified conditions. This section also outlines the process for assessment and reassessment of the child at certain points in time. These amendments became effective July 16, 2021.

Pursuant to W&I Code section 4512(a)(2), if a child who is three or four years of age is not otherwise eligible for regional center services as a result of a developmental disability as specified in W&I Code section 4512(a)(1), the child shall be provisionally eligible for regional center services if the child has a disability that is not solely physical in nature and has significant functional limitations in at least two of the following areas of major life activity, as determined by a regional center and as appropriate to the age of the child:

1. Self-care
2. Receptive and expressive language
3. Learning
4. Mobility
5. Self-direction

To be provisionally eligible, a child is not required to have one of the developmental disabilities listed in W&I Code section 4512(a)(1). A child exiting Early Start may be eligible for Lanterman Act services under the provisional eligibility criteria. Likewise, a child who is three or four years of age who did not receive Early Start services, may be provisionally eligible. Enclosed is a chart comparing the Lanterman Act eligibility requirements for services pursuant to W&I Code section 4512(a)(1) and provisional eligibility pursuant to section 4512(a)(2). Similar to individuals who are eligible pursuant to W&I Code section 4512(a)(1), a child who is determined to be provisionally eligible must have a Client Development Evaluation Report and Individual Program Plan completed.

Assessment of Infants and Toddlers Receiving Early Intervention Services

An infant or toddler receiving early intervention services from the regional center pursuant to Government Code section 95014 shall be assessed by the regional center at least 90 days prior to the date that they turn three years of age for purposes of determining their eligibility for Lanterman Act services. That assessment shall first determine if the child has a developmental disability under W&I Code section 4512(a)(1). If the regional center determines that the child does not have a developmental disability, the regional center shall determine if the child is provisionally eligible for Lanterman Act services. If the regional center determines the child does not have a developmental disability and is not provisionally eligible for Lanterman Act services, the regional center shall give adequate notice pursuant to W&I Code section 4701.

A child deemed Provisionally Eligible will be served by the School Age Division of IRC.

Assessment of Children Ages Three or Four who are Referred to the Regional Center

A child referred to the regional center who is three or four years of age and has not received early intervention services shall be assessed pursuant to W&I Code section 4643. That assessment shall first determine if the child has a developmental disability under W&I Code section 4512(a)(1). If the regional center determines that the child does not have a developmental disability, the regional center shall determine if the child is provisionally eligible for Lanterman Act services. If the regional center determines the child does not have a developmental disability and is not provisionally eligible for Lanterman Act services, the regional center shall give adequate notice pursuant to W&I Code section 4701.

Reassessment of Children who are Provisionally Eligible

A child who is provisionally eligible shall be reassessed at least 90 days before turning five years of age. The child shall meet the definition of developmental disability set forth in W&I Code section 4512(a)(1) to be eligible for ongoing regional center services at five years of age. Regional center services for a child who was provisionally eligible and who does not meet the definition in W&I Code section 4512(a)(1) shall end when the child is five years of age. If an appeal of the finding of ineligibility is filed no later than 10 days after receipt of the notice of the proposed action, regional center services the child was receiving while provisionally eligible shall continue during the appeal process as outlined in W&I Code section 4715.

Regional Center Case Transfers

Pursuant to W&I Code section 4643.5, if a child has been determined to be provisionally eligible for services by a regional center, the child shall also be considered provisionally eligible by any other regional center until their fifth birthday if the child has moved to another location within the state.



Inland Regional Center Board Report
Submitted by Andrea Gonzales, Another Way Coordinator
Date: October 27, 2021

To: The Board of Trustees

Golf Tournament: The Golf Tournament was held on October 9th with 170 golfers and more than 200 people in attendance. Our final accounting is in progress, but we expect to net over \$60,000, which is in line with past years. The Another Way Advisory Committee did an outstanding job making sure our sponsors and golfers felt welcome. As a team we have gelled to the point of knowing instinctively what needs to be done. Although there were some challenges with the hotel, we worked through those, and the event turned out well. We have received good feedback from our sponsors and golfers. We are already looking for new venues to hold the tournament in 2022. The plans are to host the event in the fall. We have received information on the Golf Classic Club in Palm Desert. They offer charities a discounted tournament package that includes food credits and low green fees. However, we need to find out if they can accommodate all parts of our event (hotel rooms, mixer, banquet, etc.) and if they have two courses on site. They are part of the H.N. and Frances C. Berger Foundation.

Toy Drive: Another Way is going to host a Toy 'Drive Thru' Event this holiday season. The date is set for Wednesday, December 8th. The Advisory Committee and other volunteers will set-up and decorate EZ-Ups in holiday themes as the sounds of the season fill the air. Each child will receive a backpack filled with school supplies. Backpacks were donated by Inland Respite, Inc. They will also receive a \$25 Wal-Mart gift card and a Christmas Eve Basket filled with games and goodies. We choose this contactless format to ensure the children we serve remain safe. Volunteers will place the gifts in each car's trunk as the family thrives through the holiday displays. We have allocated gifts for 300 children.

Food Drives: We will be giving out 200 (\$50) grocery gift cards for the Thanksgiving and December Food Drives. All gift cards will be mailed. Part of this was made possible by the Kaiser Permanente Foundation.

Grants: A \$90,000 grant from the Kaiser Permanente Foundation was funded in October. It will be used for basic needs. We are waiting to hear back from the E. Rhodes and Leona B. Carpenter Foundation with regards to an unrestricted grant for \$45,000. We typically

receive a response in November/December. Regarding grants we currently have in place, we have requested an extension from the California Wellness Foundation and the Inland Empire Community Foundation to continue our work with consumers. The California Wellness Foundation has approved our request. We are still waiting to hear from the Inland Empire Community Foundation. A challenge we have experienced throughout the pandemic is that Requests have been slow. There are fewer CSCs referring to Another Way. We recognize that some of this was due to the pause on evictions in California that recently ended, and the extra help that clients received in the form of stimulus and government support programs. Since the pause on evictions has lifted referrals are increasing and we feel we will be able to fulfill all grant requirements.

Surveys: Responses to the surveys administered through HARC have been completed. The majority of Consumers are very satisfied (66.7%) with the services of Another Way. No Consumers are dissatisfied with Another Way and the services they provide. Consumers report that requesting funds is either very easy or easy (77.5%). The majority indicate it is either very fast or fast to request funds from Another Way (61.5%) – however, some report that requesting funds is either a slow or very slow process (19.2%). The most common way that Consumers have had their lives improved by Another Way is less stress in their life (n = 12).

Consumer Service Coordinators detailed that the services that would most benefit Consumers include dental work (n = 3) and food (n = 3). The top three most helpful services include rent (71.6%), utilities 59.3%), and food (34.0%). Other services Another Way should consider providing were many and varied; the most common services mentioned include gas cards (n = 48) and transportation help (n = 32). Lastly, Consumer Service Coordinators detail that Another Way improves Consumers' lives in a number of ways, including that Consumers are less stressed (69.1%), Consumers have not had to relocate (42.6%), and Consumers are more active in the community (14.8%). Conclusion Consumers are satisfied with Another Way and grateful for the help provided to them.

The full report has been included with this Board Report for review.

2021

ANOTHER WAY

EVALUATION OF SERVICES

Results of surveys administered to consumers and
consumer service coordinators

Report prepared by



Executive Summary

Background

Another Way is a volunteer-driven program created by Inland Regional Center (IRC) to serve people living with intellectual and developmental disabilities in the counties of Riverside and San Bernardino. Those served by Another Way live below the poverty line and are often Spanish-speaking. Another Way requested assistance from HARC to evaluate the services and relationships with both Consumers and Consumer Service Coordinators.

Methods

HARC and Another Way co-designed a Consumer survey and a Consumer Service Coordinator survey. The Consumer survey was a paper survey that was mailed to approximately 300 Consumers; surveys were returned to the Coordinator for Another Way, who delivered the de-identified data to HARC.

The Consumer Service Coordinator survey was distributed online via a survey link sent by the Coordinator for Another Way. At the end of the survey period (roughly July 28th to September 11th, 2021), all paper surveys were returned to HARC for data entry; at this time, the online survey link was closed. At this point, HARC cleaned the data, analyzed the data, and wrote the results into the present report.

Results

Consumer Survey

Demographics

There were a total of 46 responses to the Consumer survey. The majority of survey respondents were completing the survey on behalf of the Consumer – approximately 43.5% indicated they are a parent, and 21.7% indicated they are a caregiver. Roughly 13.0% of respondents completed the survey on their own behalf.

The majority of surveys were completed in English (63.0%); however, 37.0% were completed in Spanish. The majority of Consumers indicated they are Hispanic/Latino/Spanish (64.4%). For race, approximately 36.7% indicated they are white/Caucasian, 30.0% indicated they are black/African American, and 16.7% indicated they are some 'other' race – many of whom indicated they are Hispanic/Latino.

The vast majority have health insurance (83.7%); 9.3% do not have health insurance, and 7.0% are unsure.

Help Received

Approximately 27.9% of Consumers have requested funds from Another Way – while 41.9% have not requested funds, and 30.2% are unsure.

The type of help that Consumers have received include dental work ($n = 6$), utility help ($n = 4$), and some other type of help ($n = 7$). Of these types of help, the 'most helpful' services received include dental work ($n = 4$), utilities ($n = 4$), and some other type of help ($n = 9$).

Satisfaction with Services

The majority of Consumers are very satisfied (66.7%) with the services of Another Way. No Consumers are dissatisfied with Another Way and the services they provide.

Consumers report that requesting funds is either very easy or easy (77.5%). The majority indicate it is either very fast or fast to request funds from Another Way (61.5%) – however, some report that requesting funds is either a slow or very slow process (19.2%).

The most common way that Consumers have had their lives improved by Another Way is less stress in their life ($n = 12$). Other types of help needed from Another Way includes gas cards ($n = 10$), rental assistance/housing ($n = 6$), and food ($n = 4$).

Consumer Service Coordinator Survey

Demographics

There were a total of 162 responses to the Consumer Service Coordinator Survey. The vast majority of Consumer Service Coordinators have been with IRC for four years or more (82.7%). Further, the majority are familiar with Another Way (75.9%); however, a few Coordinators are only somewhat familiar with Another Way (21.6%), and 2.5% are not at all familiar.

Experience and Familiarity with Another Way

The vast majority of Consumer Service Coordinators have requested funds from Another Way (86.4%). Of those who have requested funds, most have requested funds five or more times (40.3%).

Those who did not request funds explained they have not requested funds because they have not seen a need for their Consumers, are not aware of Another Way and their services, or because the family never followed through.

Most Coordinators are aware of Another Way's services such as rent (84.0%), utilities (79.6%), and clothing (66.0%). Many CSCs are unfamiliar with some of the services; only 20.4% of CSC's know about medication help.

Help Most Needed and Valued by Consumers

Consumer Service Coordinators detailed that the services that would most benefit Consumers include dental work ($n = 3$) and food ($n = 3$). The top three most helpful services include rent (71.6%), utilities 59.3%), and food (34.0%).

Other services Another Way should consider providing were many and varied; the most common services mentioned include gas cards ($n = 48$) and transportation help ($n = 32$). Lastly, Consumer Service Coordinators detail that Another Way improves Consumers' lives in a number of ways, including that Consumers are less stressed (69.1%), Consumers have not had to relocate (42.6%), and Consumers are more active in the community (14.8%).

Conclusion

Consumers are satisfied with Another Way and grateful for the help provided to them. The ease of requesting funds is also quite impressively high for Consumers, which is certainly beneficial for these Consumers who are already in need of help.

Consumers report decreased stress in their life, which is an invaluable mental health benefit. Consumers report that there is a need for help in paying for gas and rental assistance/housing.

**INLAND REGIONAL CENTER
Board of Trustees
Executive Committee Meeting**

**September 15, 2021
11:00 a.m.**

EXECUTIVE COMMITTEE: Cameron Page; Joshua Souder; Carmen Estrada

STAFF/EX OFFICIO: Lavinia Johnson; Steve Beckett; Merissa Steuwer

RECORDING SECRETARY: Sandra Guzman, Executive Assistant

1. **BOARD TRAINING:** The training schedule for the 2022 calendar year will be presented to the full Board at the November Meeting.
2. **MASTER TRUST UPDATE:** Merissa reviewed the investment portfolio for the month of September.
3. **COVID-19 UPDATE:** Beginning in October, the managers will be returning to the office two times per week. Discussion for staff returning to the office will take place at a later time. We have also made changes to the testing requirements for vaccinated staff. They will only be required to test once a week.

INLAND REGIONAL CENTER
Board of Trustees
Executive Committee Meeting

OCTOBER 20, 2021

11:00 a.m.

EXECUTIVE COMMITTEE: Cameron Page; Alva Stewart; Joshua Souder; Carmen Estrada; Kiana Buffington

STAFF/EX OFFICIO: Lavinia Johnson; Steve Beckett; Merissa Steuwer; Eric Hamler

RECORDING SECRETARY: Sandra Guzman, Executive Assistant

1. \$250,000 CONTRACTS: 3 contracts were reviewed in detail with the Executive Committee. **1. Motion made to present to full board for approval M/S/C Souder/Stewart.**

Eric Hamler excused himself from the meeting.

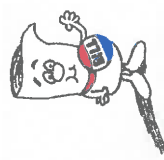
2. BOARD COMPOSITION PLAN: IRC's Board Composition shows the Hispanic category as being below the required number. Rene Rojo, former Board Member has expressed an interest in returning to the board. **2. Motion made to recommend Rene Rojo to serve on the Board M/S/C Stewart/Souder.**
3. 2022 PERFORMANCE CONTRACT: The 2022 Performance Contract will be shared at the November Board Meeting. **3. Motion made to add the 2022 Performance Contract to the November Agenda M/S/C Stewart/Souder.**
4. SALARY REVIEW COMMITTEE: With minimum wage going up in January 2022, IRC needs to establish a Salary Review Committee to look at the current salary schedule for IRC staff. The committee will consist of two Board of Trustees, HR Manager, Maria Harkin, Controller Ben Cheng and Senior Auditor, Luciano Paz. **4. Motion made to add this item to the November Agenda M/S/C Souder/Stewart.**
5. MASTER TRUST FINANCIALS: Merissa reviewed the Master Trust Investment portfolio for the month of September with the Executive Committee.
6. BOARD MEMBER'S REQUEST: Board Members need to remember to refrain from getting involved in vendors' day to day issues and should not address the vendors directly.
7. BOARD TRAINING: The 2022 Board Training Schedule will be discussed and approved at the November 8th meeting. **5. Motion made to present and approve the 2022 Board Training Schedule M/S/C Souder/Estrada.**



LEGISLATIVE REPORT

October 15, 2021

Respectfully Submitted by Jennifer Cummings
Fair Hearings and Legal Affairs



Bill	Title	Author	ARCA Position	Bill Location
HR 3321; S. 1670	Credit for Carling Act – The bill supports family caregivers by offering a federal tax credit of up to \$5,000 for those who qualify.		-	Introduced 5/18/21.
H.R.3474; S.1858	Keeping All Students Safe Act – This bill would prohibit physical restraint that is life-threatening or restricts breathing, mechanical restraint, chemical restraint, and seclusion in schools that receive federal funding		-	Introduced 5/25/21.
HR 3763 (Federal)	Supplemental Security Income (SSI) Restoration - Would enhance SSI program by updating general income disregard to \$123/month, adjusting the earned income disregard to \$399/month, and increasing resource limits to \$10,000/individual and \$20,000/couple.		-	Introduced 6/6/21.
HR 4131; S. 2210	Better Care Better Jobs Act - proposes a \$400 billion investment in Medicaid home and community-based services (HCBS) to expand access to these vital services and create more and better direct care jobs.		-	Introduced 6/24/21.
AB 6	Health facilities: pandemics and emergencies: best practices. Would require, by July 1, 2022, the Dept. of Public Health and Dept. of Social Services to collaborate to create health and safety guidelines and a description of best practices for use by skilled nursing facilities, intermediate care facilities, and congregate living health facilities that are providing post-acute care during a pandemic, public health crisis, or other emergency.	Levine (D)	Tracked by ARCA (no formal position)	Assembly - Appropriations
AB 10	Pupil instruction: in-person instruction: distance learning. Requires schools to come up with a plan to reopen once that's an option. There's some language related to getting kids back on track, and also extending the authorization for next spring's (expected) campus closures.	Ting (D)	Support	Assembly - Education
AB 13	Personal rights: automated decision systems. Would require businesses in CA that use "automated decision systems" (algorithms) to make sure there isn't implicit bias against any protected class, including disability status.	Chau (D)	Tracked by ARCA	Senate - Appropriations
AB 15	COVID-19 relief: tenancy: Tenant Stabilization Act of 2021. Extends recent tenant protections apropos of COVID for another 11 months from their various expiry dates. Adds new protections, including a prohibition on holding COVID debt against a (prospective) tenant, charging fees on COVID debt or levying new fees or otherwise harassing someone over COVID debts, considers you still a tenant in certain loan situations even if you have COVID debt, etc.	Chiu (D)	Support	Assembly - Housing & Community Dev't
AB 32	Telehealth. Expands and enshrines the new telemedicine world.	Aguiar-Curry (D)		Senate - Health
AB 37	Elections: vote by mail ballots.	Berman (D)	Support	CHAPTERED
AB 53	Election day holiday. Would add election Tuesday to the list of Uniform Holiday Schedule unpaid days.	Low (D)	Oppose Unless Amended	Assembly - Appropriations
AB 57	Law enforcement: hate crimes. Requires CA Dept. of Justice to evaluate local police departments' hate crimes data, increase awareness of law enforcement options, and provide both Commission on Peace Officer Standards and Training (POST) and schools with training materials.	Gabriel (D)	Support if Amended	CHAPTERED



LEGISLATIVE REPORT

October 15, 2021

Respectfully Submitted by Jennifer Cummings
Fair Hearings and Legal Affairs

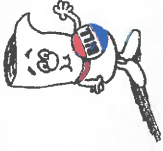
Bill	Title	Author	ARCA Position	Bill Location
AB 80	Taxation: Coronavirus Aid, Relief, and Economic Security Act: Federal Consolidated Appropriations Act, 2021.	Burke (D)	Tracked by ARCA	<u>CHAPTERED</u>
AB 114	Medi-Cal benefits: rapid Whole Genome Sequencing. Adds whole genome sequencing to the list of Medi-Cal benefits.	Maieschein (D)	Support	Senate - Appropriations
AB 118	Emergency services: community response: grant program. Making community grants to get emergency services to work better with minority communities.	Kamlager (D)	Support	<u>CHAPTERED</u>
AB 123	Paid family leave: weekly benefit amount.	Gonzalez (D)	Tracked by ARCA	<u>VETOED</u>
AB 126	Special education programs: Family Empowerment Centers on Disability.	E. Garcia (D)	Tracked by ARCA	Senate - Education
AB 128	Budget Act of 2021.	Ting (D)	Tracked by ARCA	<u>CHAPTERED</u>
AB 136	(Committee on Budget) Developmental services.		Tracked by ARCA	<u>CHAPTERED</u>
AB 214	Budget Act of 2021. This bill would make appropriations for the support of state government for the 2021-22 fiscal year.	Ting (D)	Tracked by ARCA	Assembly - Budget
AB 230	Employment: flexible work schedules.	Voepel (R)	Tracked by ARCA	Assembly - Labor & Employment
AB 279	Intermediate care facilities and skilled nursing facilities. Would prevent facility owners from changing their services or moving residents during the pandemic. There is a bankruptcy exception, and this would expire on January 1, 2026.	Muratsuchi (D)	Tracked by ARCA	<u>VETOED</u>
AB 313	Civil service: Limited Examination and Appointment Program. Expands access to the Limited Examination and Appointment Program.	Garcia (D)	Support	<u>CHAPTERED</u>
AB 323	Long-term health facilities. Would change the definition of a class AA violation from things that were a "direct proximate cause of" to "substantial factor in the" death of a resident. Increases penalties for three classes of fines.	Kalra (D)	Support	<u>CHAPTERED</u>
AB 339	Local government: open and public meetings.	Lee (D)	Tracked by ARCA	<u>VETOED</u>
AB 368	Medically supportive food. Would create a pilot in Alameda and two other counties to let Medi-Cal recipients with certain health conditions be prescribed medically supportive food. Applies only to listed eligible medical conditions, none of which are DD-specific. Contingent upon Budget funding.	Bonta (D)		Assembly - Appropriations
AB 371	Shared mobility devices: insurance and tracking. Currently, "shared mobility devices" (e-bikes and scooters) are covered by liability insurance. This would cover pedestrians injured due to negligence by the device's owner or operator. Also requires device owners put well-visible signs (and Braille) on them for tracking/reporting purposes.	Jones-Sawyer (D)		Senate - Insurance
AB 412	California Commission on Human Rights. Creates an advisory committee of 17 members to look at how the state's doing on human rights. Intent language lists many protected and unprotected classes, including disability status.	Reyes (D)	Support if Amended	<u>VETOED</u>



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Bill	Title	Author	ARCA Position	Bill Location
AB 445	Developmental services: information collection. Current law requires DDS, through regional center contracts, to ensure that specified information, including, among other things, the social security number of the parents of the consumer, is collected by each regional center for each new case and is also collected at each review of all regional center clients in out-of-home placement. This bill would repeal the requirement for the department to ensure that information is collected by regional centers.	Calderon (D)	Sponsored by ARCA	<u>CHAPTERED</u>
AB 451	Health care facilities: treatment of psychiatric emergency medical conditions. Would require several types of psychiatric units to provide emergency services and care for someone being held for evaluation.	Arambula (D)	Support	<u>CHAPTERED</u>
AB 457	Telehealth Patient Bill of Rights. Codifies, at root, the right of people to access telehealth.	Santiago (D)	Support	<u>CHAPTERED</u>
AB 470	Medi-Cal: eligibility.	Carrillo (D)	Support	Senate - Appropriations
AB 473	California Public Records Act.	Chau (D)	Tracked by ARCA	<u>CHAPTERED</u>
AB 474	California Public Records Act: conforming revisions.	Chau (D)	Tracked by ARCA	<u>CHAPTERED</u>
AB 552	Integrated School-Based Behavioral Health Partnership Program. Creates a fairly broad program for behavioral health services at schools.	Quirk-Silva (D)		Assembly - Health
AB 555	Special education: assistive technology devices. Would make it possible for schools to give/sell assistive technology to students to whom the tech was previously assigned, if it is currently worth less than \$5K and is not otherwise needed.	Lackey (R)		Assembly - Education
AB 562	Frontline COVID-19 Provider Mental Health Resiliency Act of 2021: health care providers: mental health services.	Low (D)	Tracked by ARCA	Senate - Appropriations
AB 571	Planning and zoning: density bonuses: affordable housing. Would prevent fees from being imposed on affordable/bonus units in developments.	Mayes (I)	Support	<u>CHAPTERED</u>
AB 574	Guardians ad litem: mental illnesses.	Chen (R)	Tracked by ARCA	Assembly - Health
AB 580	Emergency services: vulnerable populations.	Rodriguez (D)	Support	<u>CHAPTERED</u>
AB 596	Appointed legal counsel. Conservatees and communications – Would require appointed attorneys to tell the court if their client cannot communicate, and the court to then appoint a guardian ad litem, who would be forbidden from acting against the client's expressed interests.	Nguyen (R)	Tracked by ARCA	Assembly - Judiciary
AB 634	Density Bonus Law: qualifications for incentives or concessions: student housing for lower income students: moderate-income persons and families: local government constraints.	Carrillo (D)	Tracked by ARCA	<u>CHAPTERED</u>
AB 665	Care facilities: internet access.	Garcia (D)	Tracked by ARCA	<u>CHAPTERED</u>
AB 677	CCF background checks. Would require CDSS to post aggregate info online about applicants.	Holden (D)	Tracked by ARCA	Assembly - Appropriations



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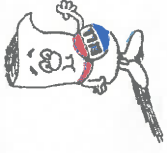
Bill	Title	Author	ARCA Position	Bill Location
AB 686	California Community-Based Behavioral Health Outcomes and Accountability Review. Would create a system to analyze how county behavioral health programs are doing	Arambula (D)		Assembly - Health
AB 695	Elder and dependent adults. Simplifies the definition of elder/dependent adult for APS purposes. Expands the category of dependent adult to include TBI or cognitive impairments, moves the age range from 18-64 to 18-59 years of age, moves the 60-64 year-old set into the "elder" category, includes financial issues within neglect, and other types of updates, including creating a workgroup and a financial abuse team.	Arambula (D)	Support	Senate - Appropriations
AB 703	Open meetings: local agencies: teleconferences. Would allow for a range of public participation in covered meetings via telecommunications.	B. Rubio (D)		Assembly - Local Government
AB 749	Skilled nursing facilities: medical director certification. Would require someone in that role to get certified within five years.	Nazarian (D)	Support	CHAPTERED
AB 768	School safety: aquatic and pool safety program: model policy.	Holden (D)		Assembly - Education
AB 787	Planning and zoning: housing element: converted affordable housing units.	Gabriel (D)	Support	CHAPTERED
AB 813	Developmental services: service outcome pilot project.	Mullin (D)	Support in Concept	Senate - Appropriations
AB 848	Medi-Cal: monthly maintenance amount: personal and incidental needs. Would increase monthly "personal and incidental needs" benefit from \$35 to \$80 for individuals in certain settings, including various nursing facilities.	Calderon (D)		Assembly - Appropriations
AB 849	Skilled nursing facilities: intermediate care facilities: liability. Currently, a resident of a SNF or ICF can sue a licensee for various violations. But the total liability is capped at \$500, regardless of how many violations are at issue. This would instead make them liable for up to \$500 per violation.	Reyes (D)	Tracked by ARCA	CHAPTERED
AB 895	Residential care facilities: conditions.	Holden (D)	Tracked by ARCA	Assembly - Human Services
AB 911	Long-Term Services and Supports (LTSS) Benefit Task Force.	Nazarian (D)	Tracked by ARCA	Assembly - Aging & Long Term Care
AB 935	Telehealth: mental health.	Malenschein (D)		Assembly - Appropriations
AB 971	Driver's licenses: developmental disability status. Would let the DMV, if a person so chooses, indicate on their license that they have a developmental disability that may impede communication with law enforcement.	Gray (D)		Assembly - Appropriations
AB 988	Mental health: mobile crisis support teams: 988 crisis hotline.	Multiple	Support	Senate - Gov. Organization
AB 1000	Fair employment and housing protections: background check service providers: housing status.	Ward (D)	Tracked by ARCA	Assembly - Housing & Community Dev't
AB 1007	Forced or involuntary Sterilization Compensation Program.	Carrillo (D)	Support	Senate - Appropriations
AB 1042	Skilled nursing facilities: unpaid penalties: related parties.	Jones-Sawyer (D)	Tracked by ARCA	CHAPTERED
AB 1054	Skilled nursing facilities: intermediate care facilities: feeding assistants. Would authorize SNFs/ICFs to adopt a feeding assistant training program approved by the department.	Arambula (D)		Assembly - Health



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Bill	Title	Author	ARCA Position	Bill Location
AB 1060	Governor's Office of Emergency Services: California Alert. Would require the Office of Emergency Services (OES) to establish a statewide emergency alert system called California Alert to send California Alerts to registered wireless phone numbers.	Rodriguez (D)		Assembly - Appropriations
AB 1071	Office of Emergency Services: tabletop exercises.	Rodriguez (D)	Support	Senate - Appropriations
AB 1073	Community colleges: students enrolled in early childhood education or child development courses: fee waivers.	Berman (D)		Assembly - Appropriations
AB 1075	Planning and zoning: residential developments.	Wicks (D)	Tracked by ARCA	Assembly - Housing & Community Dev't
AB 1126	Commission on the State of Hate.	Bloom (D)	-	CHAPTERED
AB 1131	Health information network. Would establish a statewide health information network.	Wood (D)		Assembly - Appropriations
AB 1160	Medically supportive food. Would authorize Medi-Cal managed care plans to provide medically tailored meals to enrollees.	B. Rubio (D)		Assembly - Health
AB 1194	Conservatorship.	Low (D)	-	CHAPTERED
AB 1199	Homes for Families and Corporate Monopoly Transparency Excise Tax: qualified property: reporting requirements.	Gipson (D)	Tracked by ARCA	Assembly - Revenue & Taxation
AB 1274	Community care facilities: exceptions.	Davies (R)	Tracked by ARCA	Assembly - Pending Referral
AB 1300	Residential care facilities for the elderly: electronic monitoring. Would allow monitoring devices in common areas and, with consent, residents' rooms.	Voepel (R)	Tracked by ARCA	Assembly - Human Services
AB 1331	Mental health: Statewide Director of Crisis Services.	Irwin (D)	Support	VETOED
AB 1334	State Department of Developmental Services: supplemental budget information.	Frazier (D)	Tracked by ARCA	Assembly - Human Services
AB 1335	Regional centers: annual community placement plans.	Frazier (D)	Tracked by ARCA	Assembly - Human Services
AB 1363	Childcare: dual language learners.	Rivas, Luz (D)	Support	CHAPTERED
AB 1400	Guaranteed Health Care for All.	Kalra (D)	Tracked by ARCA	Assembly - Pending Referral
AB 1417	Community colleges: providers of care for individuals with developmental disabilities: model curriculum for certification program.	Frazier (D)	Tracked by ARCA	Senate - Education
AB 1502	Skilled nursing facilities. Would prevent a person or entity from having a SNF unless it's licensed to them. (No borrowing licenses)	Muratsuchi (D)	Tracked by ARCA	Assembly - Health
AB 1513	Health facilities.	Wood (D)	Tracked by ARCA	Assembly - Pending Referral
ACR 28	National Caregivers Day. This measure would recognize February 19, 2021, as National Caregivers Day and express gratitude to caregivers for their unwavering commitment to the care of their clients and families especially during the COVID-19 pandemic.	Calderon (D)	Support	CHAPTERED
ACR 35	World Autism Awareness Day. - April 2nd	Chau (D)	Support	CHAPTERED
ACR 39	Drowning prevention month. Proclaims May as "Roxie Forbes Drowning Prevention Month," and notes DDS stats about drowning.	Holden (D)	Support	CHAPTERED
ACR 45	State employee merit awards.	Cooper (D)	Tracked by ARCA	CHAPTERED
ACR 73	Autism Awareness Month.(April 2021)	Frazier (D)	Support	CHAPTERED



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Bill	Title	Author	ARCA Position	Bill Location
SB 3	Tenancy: COVID-19. Tenant protection extension. Adds two extra months on to existing COVID tenant debt protection laws. This same section is a part of AB 15 (Chiu)	Skinner (D)		Senate - Education
SB 14	Pupil health: school employee and pupil training: excused absences: youth mental and behavioral health.	Portantino (D)	Support	<u>CHAPTERED</u>
SB 17	Office of Racial Equity.	Pan (D)	Tracked by ARCA	Assembly - Appropriations
SB 21	Specialized license plates: mental health awareness.	Glazer (D)	Support	Senate - Appropriations
SB 65	Maternal Care and Services. Would add programs that train certified nurse-midwives and programs that train licensed midwives to the list of programs provided for by the Song-Brown Health Care Workforce Training Act, and adds midwifery to the list of specified primary care specialties under the program.	Skinner (D)	Tracked by ARCA	<u>CHAPTERED</u>
SB 112	Budget Act of 2021. This bill would make appropriations for the support of state government for the 2021-22 fiscal year.	Skinner (D)	Tracked by ARCA	Senate - Budget & Fiscal Review
SB 128	Budget Act of 2021.	Skinner (D)	Tracked by ARCA	Assembly - Budget
SB 129	Budget Act of 2021.	Skinner (D)	Tracked by ARCA	<u>CHAPTERED</u>
SB 221	Health care coverage: timely access to care. Current regs require timely access within various specified timelines to care for non-urgent mental health/substance use disorder care. This would mandate that insurers tell their clients of this requirement, and, more significantly, convert those regs into statute.	Wiener (D)	Support	<u>CHAPTERED</u>
SB 224	Pupil instruction: mental health education. Creates a mandate that schools provide age-appropriate mental health education. Mental health, as defined by a "may include" clause, does not involve any developmental disabilities.	Portantino (D)	Support	<u>CHAPTERED</u>
SB 229	Pupil health: mental health services: grants.	Dahle (R)	Tracked by ARCA	Senate - Appropriations
SB 237	Special education: dyslexia screening. Would require the State Board of Education to develop a list of dyslexia screening tools, and then make schools do such screenings starting in 2022.	Portantino (D)	Support	Assembly - Education
SB 290	Density Bonus Law: qualifications for incentives or concessions: student housing for lower income students: moderate-income persons and families: local government constraints.	Skinner (D)	Tracked by ARCA	<u>CHAPTERED</u>
SB 293	Medi-Cal specialty mental health services. Would require, on or before January 1, 2023, the Dept. of Health Care Services, in consultation with specified groups, including the CA County Welfare Directors Association, to develop standard forms for the intake of, assessment of, and the treatment planning for, Medi-Cal beneficiaries who are eligible for health care services, including specialty mental health services, and Early and Periodic Screening, Diagnostic, and Treatment services for an individual under 21 years of age.	Stern (D)	Tracked by ARCA	Assembly - Appropriations

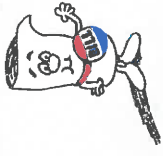


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Bill	Title	Author	ARCA Position	Bill Location
SB 311	Compassionate Access to Medical Cannabis Act or Ryan's Law. Would require various health facilities including SNFs to permit residents to use medical cannabis. ICFs are not currently included in this bill.	Hueso (D)	Support and Comment	<u>CHAPTERED</u>
SB 317	Competence to stand trial. This bill would repeal existing law relating to individuals charged with misdemeanors who are found incompetent to stand trial (IST) due to a mental health disorder (not DD). The bill would replace these provisions and permit a court, upon finding the defendant IST, to suspend the proceedings and take certain actions, including granting diversion not to exceed one year, referring the matter to alternative justice, diversion, or community treatment programs with the goal of improving mental health, evaluate whether to refer the matter for conservatorship proceedings, or to dismiss the charges. The bill would permit application of conduct credits for persons confined in a state hospital or other mental health treatment facility pending their return of mental competency.	Stern (D)	Support	<u>CHAPTERED</u>
SB 354	Foster youth: relative placement. Would provide criminal record exemptions for crimes committed by foster family applicants that aren't listed as non-exempt, if the applicant doesn't pose a "substantial risk of abuse or neglect to children in the person's care."	Skinner (D)	-	<u>CHAPTERED</u>
SB 515	Long-Term Services and Supports (LTSS) Benefit Task Force.	Pan (D)	Tracked by ARCA	Senate - Human Services
SB 605	Medical Device Right to Repair Act.	Eggman (D)	Support	Senate - Appropriations
SB 639	Minimum wages: persons with disabilities. Phases out sub-min. wages by preventing any new sub-min. permissions, starting January 1, 2022. Then stops it starting January 1, 2024. During the interim, current sub-min. permissions can only be renewed under certain circumstances. Directs several entities, including DDS and State Council, to come up with a specific phaseout plan	Durazo (D)	Comments	<u>CHAPTERED</u>
SB 650	Skilled nursing facilities. Would require the entities that run SNFs and all types of ICFs to provide annual financial reports that detail their finances, cashflow.	Stern (D)	Tracked by ARCA	<u>CHAPTERED</u>
SB 672	Remote accessible vote by mail systems: voters with disabilities. Would let people who self-identify as having a disability use a remove accessible vote by mail system.	Bradford (D)	Support	Senate - Elections and Constitutional Amendments
SB 692	Local control and accountability plans: state priorities: least restrictive environment.	Cortese (D)	Tracked by ARCA	Assembly - Appropriations
SB 779	California Workforce Innovation Opportunity Act: earn and learn programs.	Becker (D)	Tracked by ARCA	<u>CHAPTERED</u>
SCA 4	Legislature: 2-year budget. Would put before the voters a two-year budget cycle for California. Year one of the Legislative session would be Budget and Trailer Bill only. Year two is for other legislation.	Wilk (R)	Tracked by ARCA	Senate - Budget & Fiscal Review
SCR 5	State of emergency: COVID-19: termination. Would declare that the state of emergency proclaimed by the Governor on March 4, 2020, is at an end, thereby terminating the emergency powers granted to the Governor as a result of that proclamation.	Melendez (R)	-	Senate - Gov. Organization



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Bill	Title	Author	ARCA Position	Bill Location
SJR 4	Special education funding. Would reintroduce and enact legislation similar to the IDEA Full Funding Act, which would fully fund the federal IDEA.	Wilk (R)	Support	Assembly - Pending Referral
SR 14	Social work month. Recognizes March as Social Work Month.	Eggman (D)	Support	Senate - Passed
SR 30	Relative to Autism Awareness Month. (April 2021)	Hueso (D)	Support	Senate - Passed

UPCOMING LEGISLATIVE DEADLINES & EVENTS:

Sept. 10 Interim recess begins upon adjournment
Oct. 10 Last day for Governor to sign or veto bills passed by the Legislature
Jan. 1, 2022 Statutes take effect



MASTER TRUST of CALIFORNIA

Serving People with a Developmental Disability

BOARD OF TRUSTEES REPORT
November 8, 2021
RESPECTFULLY SUBMITTED BY LAURA MILLER

Cash Assets September 30, 2021	\$23,737,902.64
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COMMITTEE MEMBERS

Tom Cosand, Drew Cutler, Bob McGuire, Debra Mannon,
Cameron Page, Evan Page, Jack Padilla, and Steve Spears

OPERATIONS

In 2014, the Achieving a Better Life Experience (ABLE) Act was enacted to allow persons with disabilities to create tax free savings accounts to cover qualified disability related expenses. These accounts allow for some expenses that are not permitted from special needs trusts, for example, housing, utilities, and food. Utilizing an ABLE account as a tool, in conjunction with a special needs trust, could mean more access to funds for beneficiaries. ABLE accounts traditionally have more affordable fees for smaller accounts than fees charged by a special needs trust. Closing our smaller trusts and transferring the funds to an ABLE account could save fees and provide a beneficiary with additional choices for spending their assets.

The Master Trust committee and staff would like to use ABLE accounts for the reasons noted above but are not authorized to open ABLE accounts for beneficiaries that cannot open an account for themselves. Recent changes to the Internal Revenue Service code allow for Social Security representative payees to open ABLE accounts for persons they are payee for. Master Trust will explore this option and work with payees to provide choice, savings, and improved access to our beneficiaries.

ACCESS

We had previously suspended payments to travel vendors, we have resumed payments for beneficiary travel on a case-by-case basis.

In August and September 2021, 181 requests were processed totaling \$201,897.16. Requests included assistive technology training, association dues, bus pass, cable bills, cell phone, cell phone bills, cleaning services, clothing, electronics, entertainment, furniture, gym membership, healthcare premiums, horseback riding lessons, incontinence supplies, landscape services, legal fees, medical/dental expenses not covered by insurance, pest control, pool maintenance, pre-need burial plans, rent, salon services, vacations, vehicle repairs, vehicle insurance, vehicle registration, water heater, and wedding expenses.

P.O. Box 10338, San Bernardino, CA 92423 Telephone 909.382.4678 Facsimile 909.382.4687
Master Trust of California is a Program of Inland Counties Regional Center, Inc.
A California Non-Profit Corporation

Summary of VAC meeting on September 20th, 2021

April Stewart

Chair, Vendor Advisory Committee

The following is a summary of the September 20, 2021 VAC meeting. Announcements: Coby was thanked for her contributions and support to the VAC, including putting together the minutes. VAC meetings will continue to be held monthly via zoom. 87 individuals participated in the zoom VAC meeting.

Summary by Vendor Category:

Vendor Group:	Concerns / Priorities
Day Programs:	Lynn De Anda (Ideanda@desertarc.org) reported the group met on 9/8 via zoom with 52 participants. They discussed the changes to PIP and CIE payments. The main concern in the group is recruiting providers.
Health Care Facilities	Michelle Clarke (mram@aol.com) absent
Infant/Children's Programs:	Johanna Caicedo (Johana.caicedo@thementornetwork.com) reported the group met on 8/23. They went over the DDS directive on alternative services. Vince was thanked for joining and answering questions. Families are starting to request vaccinated providers and the group discussed how to handle due to HIPPA concerns. The RC is receiving many referrals for children in Foster Care and reminder to review who has the right to information and decision making. They put together a virtual training called "Let's Play" and plan to do another training in November.
Residential (4)	Kendra Creer – Will start reporting in October meeting.
Residential (2-3)	Abdul Kovdsi introduced himself and invited people to join the group through email.
Respite	Jenn Delgado (idelgado@inlandrespite.com) shared that Vince sent information on joining the master list for EVV SanData. Lynette is now the Respite QA liaison. Jenn invited vendors to join the respite vendor list. Respite continues to meet as needed.
SLS / ILS	Jasmin Botello (jasmin.botello@arildsp.com) reported the group met last week. They discussed issues with EVV rollout. They will continue to meet to discuss concerns. They also discussed concerns on ASD rollout from last year. Staff recruitment and pay continue to be a challenge. They will continue to meet via Zoom.
Specialist/ Support Programs	Doug McKown (dr.mckown@samaritancare.org) reported the group did not meet but has been covering items via email. He invited vendors to join the vendor list.
Transportation	Felecia Arnold (nemt1stclasstransportation@yahoo.com) reported the group last met in July. They went over fuel reimbursements. They are working on getting clarity on the monthly client list for ASD. They will meet again in September.
Vocational	Marie Chatman (mariechatman@weexceed.org) reported that they met on 9/15 with about 20 vendors attending. They discussed vaccinations and how it will impact programs. They discussed if they will fall under federal classification or 100+ employees. Vendors felt they must pause until more information comes out from CMS and OSHA. CDPH can help with training staff to do your own testing.
Behavior Mod:	Rachel Steward (rachel.steward@thementornetwork.com) reported the group met on 9/9. They continue to meet with Day Programs. They discussed staffing challenges. Some have seen huge shortages and struggle to hire. They are looking at incentives, recruitment sign-on bonuses, and other methods to motivate people to apply.
Member-at-Large:	April Stewart (april@24hrcare.com), Audrey Andrade (audreymandrade@gmail.com) and Ruth Goodsell (rgoodsell@desertarc.org).

Membership Committee: Ruth Goodsell (rgoodsell@desertarc.org) – reported that we have all positions filled for the VAC. Ruth thanked everyone who participated in the recruitment process and the newer members for joining. The committee will meet in October to discuss any positions that are terming out in February.

Regional Center Updates: Vince provided a report on updates from IRC and answered questions.

The next VAC meeting is scheduled via zoom on Monday, October 18th, 2021 at 9:00 a.m.

Summary of VAC meeting on October 18th, 2021

April Stewart

Chair, Vendor Advisory Committee

The following is a summary of the October 18th, 2021 VAC meeting. Announcements: Coby was thanked for her contributions and support to the VAC, including putting together the minutes. VAC meetings will continue to be held monthly via zoom. 94 individuals participated in the zoom VAC meeting.

Summary by Vendor Category:

Vendor Group:	Concerns / Priorities
Day Programs:	Lynn De Anda (ideanda@desertarc.org). The day programs met last Wednesday. They also had a CCL call and discussed mandates on vaccinations. CCL clarified that even providers who work from home/remote that they still fall under the mandate. Some vendors have issues with billing because some vendors have all auths on ASD and need to bill traditional. Question can be sent to: ASDquestions@inlandrc.org
Health Care Facilities	Michelle Clarke (mrarn@aol.com) They did not have a traditional meeting due to the CA Healthcare Symposium meeting that approx 30 vendors participated. Michelle sent out information by email to CSCs and vendors. Information was shared on various trainings available. CDC and CDPH have a program called Project First Line that offers CEUs. Their traditional meeting was rescheduled for 10/20 at 1:30pm. Staffing continues to be a challenge.
Infant/Children's Programs:	Johanna Caicedo (Johana.caicedo@thementornetwork.com) The group met last month with about 50 vendors in attendance. The group is getting more referrals, but parents are hesitant to use virtual services and not all vendors are doing services back in the home. The coaching model is being done with either virtual or in home. Resources were shared on trainings and workshops. Next meeting is 10/25
Residential (4)	Kendra Creer – This was Kendra's first meeting and she introduced herself
Residential (2-3)	Abdul Kovdsi – Abdul introduced himself for his first meeting.
Respite	Jenn Delgado (idelgado@inlandrespite.com) Respite continues to update via email. Most topics are about keeping everyone informed vs. needing discussion. Questions have come in on the CDPH directive.
SLS / ILS	Jasmin Botello (jasmin.botello@arildsp.com). absent
Specialist/ Support Programs	Doug McKown (dr.mckown@samaritancare.org) absent
Transportation	Felecia Arnold (nemt1stclasstransportation@yahoo.com) Transportation did not meet last month. They are meeting on 10/28. The group is facing similar struggles as other groups. They are also seeing challenges with changing hours with Day Programs.
Vocational	Marie Chatman (mariechatman@weexceed.org) The group met on 10/13 with 22 vendors in attendance. The group struggles with billing. There is miscommunication between POS and CSCs. Referrals from DOR are low, but DOR agreed to do outreach to CSCs to present the process to send referrals. The next meeting is 11/10
Behavior Mod:	Rachel Steward (rachel.steward@thementornetwork.com) The group did not meet due to the CCL training. They will meet next month with the Day Programs.
Member-at-Large:	April Stewart (april@24hrcare.com), Audrey Andrade (audreymandrade@gmail.com) and Ruth Goodsell (rgoodsell@desertarc.org).

Membership Committee: Ruth Goodsell (rgoodsell@desertarc.org) – The membership committee is looking ahead to see who will term out in Spring to start recruiting new reps in advance.

Regional Center Updates: Vince provided a report on updates from IRC and answered questions.

The next VAC meeting is scheduled via zoom on Monday, November 15th, 2021 at 9:00 a.m.



Inland Regional Center Calendar Year (CY) 2022 Performance Contract Plan

Inland Regional Center continues to take measures to minimize the spread of COVID-19 in our community. As an agency, we are operating under the Department of Developmental Services (DDS) directives and following the guidelines of the Centers for Disease Control and Prevention (CDC). We are also strictly following State and County COVID-19 regulations.

Currently, our Service Coordinators are making limited in-person visits and adhering to strict safety protocols as they do so. Service Coordinators will stay in touch with our clients and families via telephone, email, and video.

Inland Regional Center is not hosting in-person special events, trainings, or community stakeholder meetings to protect our staff, vendors, clients, and community partners. To the best of our ability, we will hold weekly virtual Client Advisory Committee (CAC) meetings, bi-monthly Board of Trustees meetings, and Vendor Advisory Committee (VAC) meetings as scheduled.

The following Calendar Year (CY) 2022 Performance Contract (PC) reflects virtual events and meetings.



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>1. Indicators showing the relationship between annual authorized services and expenditures by an individual's residence type and ethnicity.</p>	<p>Statement:</p> <p>Inland Regional Center (IRC) is committed to addressing disparities within our community.</p> <p>Measurement and Methodology:</p> <p>Prior fiscal year (FY) Purchase of Service data and Client Master File (CMF); Regional Center generated data.</p> <p>Activities:</p> <p>IRC will analyze Purchase of Service (POS) data to identify areas where we may be able to increase purchased services to better meet the needs of underserved populations.</p> <p>IRC will continue to partner with Community Based Organizations (CBOs) that receive disparity grant funding from the Department of Developmental Services (DDS) to increase access to services.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>2. Percent of total annual Purchase of Service expenditures by individual's ethnicity and age:</p> <ul style="list-style-type: none"> • Birth to age two, inclusive • Age three to 21, inclusive • Twenty-two and older 	<p>Statement:</p> <p>It is important to IRC that Clients of all ethnicities and ages have access to services that they are eligible for, that will help them meet their needs/ goals.</p> <p>IRC is mandated by the Lanterman Act because of the advocacy efforts driven by a group of parents seeking change. The Lanterman Act states that "people with developmental disabilities and their families have a right to get the services and supports they need to live like people without disabilities." Equity and inclusion are at the heart of such efforts. IRC continuously strives to connect with the community and takes pride in creating projects and collaborations to continue working towards equity, inclusion, and cultural proficiency.</p> <p>Measurement and Methodology:</p> <p>Prior FY Purchase of Service data and CMF.</p> <p>Activities:</p> <p>IRC will analyze POS data to identify areas where we may be able to increase purchased services to better meet the needs of our underserved populations.</p> <p>IRC's Cultural Specialist will continue to maintain records, collect data, and track the qualitative and quantitative outcomes of our CBOs.</p> <p>IRC will continue to utilize our CBOs to inform families of services they may be eligible for through POS.</p> <p>IRC will continue to work with the Office of Client Rights Advocates (OCRA) and State Council on Developmental Disabilities (SCDD) to offer educational workshops to the community.</p> <p>IRC will continue to actively seek, schedule, and attend outreaches, in person and virtually, and educational events weekly.</p> <p>IRC will continue to participate in inter-agency collaboration to provide and receive training in cultural competency with:</p> <ol style="list-style-type: none"> 1. San Bernardino County Bilingual Committee 2. Cultural Competency Advisory Committee Meeting



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

	<ol style="list-style-type: none">3. Latino Awareness Subcommittee4. Inland Empire Disabilities Collaborative5. Building Community Partners with Children and Family Services <p>Through targeted outreach, both in person and virtual, IRC's Cultural Specialist will provide advocacy services to Clients and families during the Individual Program Plan and Purchase of Services processes.</p> <p>IRC will continue to participate in the Self-Determination Advisory Committee.</p> <p>IRC will continue to host the annual Fall Festival resource fair (virtually) to connect parents to IRC, our Service Providers, and community partners.</p> <p>IRC will continue to grow and expand inlandrc.org to ensure communication is clear and easy to understand. English - https://www.inlandrc.org/ Spanish - https://www.inlandrc.org/es/</p> <p>IRC will continue to participate in Grassroots Day in Sacramento. Our CY 2022 delegations for Grassroots will include IRC's Fair Hearings and Legal Affairs Manager, the Community Engagement Manager, a Client Advocate, the Cultural Specialist, minimum of one parent of an IRC client and the Vendor Advisory Committee Chair.</p> <p>IRC will continue to grow the Disparity Link program. This is made up of Service Coordinators from each IRC case management unit. This group will continue to meet once a month and discuss the latest disparity data, CBO disparity grant work, disparity programs available to Clients and families, and internal IRC challenges related to disparity.</p> <p>IRC will continue to host and grow the CBO Collaborative. This group is made up of Service Coordinators from each IRC case management unit and members of the CBO's. This group will continue to meet once a month and discuss the latest disparity data, check-in on current referrals, review possible referrals, and receive case updates.</p> <p>IRC's Cultural Specialist will continue to support the below parent support groups:</p> <ol style="list-style-type: none">1. Rialto Unified School District Parent Support Group2. Spanish virtual support group - "Virtudes Especiales"3. Cathedral City Parent Support Group
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**Inland Regional Center Calendar Year (CY) 2022
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4. Angeles Con Futuro - San Bernardino
5. Angeles Especiales - Fontana
6. Broader Spectrum-Broader Minds - Moreno Valley
7. Padres Con Poder- Corona
8. Padres Excepcionales - San Bernardino
9. NES Padres Empoderados Por La Inclusión - Coachella Valley
10. Somos Una Voz - Victorville
11. Virtudes Especiales - Spanish Virtual Group
12. Padres Empoderados - Spanish group - Cathedral City
13. Parent Support Alliance - in collaboration with Rialto USD
Special Education Dept - Bilingual English/Spanish Parent
Support Group (this group was put on hold due to the
pandemic; however, we still share resources and
communicate with some of the attendees.

IRC's Cultural Specialist will continue to cultivate the Service
Accessibility and Equity (SAE) page on inlandrc.org. –
<https://www.inlandrc.org/service-access-and-equity/>



**Inland Regional Center Calendar Year (CY) 2022
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<p>3. Number and percentage of individuals receiving only case management services by age and ethnicity.</p> <ul style="list-style-type: none">• Birth to age two, inclusive• Age three to 21, inclusive• Twenty-two and older	<p>Statement:</p> <p>IRC is focused on understanding why some Clients receive case management services, but not a purchased service, and how to resolve this.</p> <p>Measurement and Methodology:</p> <p>Prior FY Purchase of Service data and Regional Center caseload data.</p> <p>Activities:</p> <p>IRC will continue to participate in inter-agency collaboration with the Department of Behavioral Health, local police departments, and crisis intervention teams to address the increased interaction with Clients not attending a program.</p> <p>IRC will continue to support the Client Advisory Committee (CAC) in providing educational forums and events.</p> <p>IRC will continue to support the IRC Kiwanis Aktion Club, A Leadership group for adult with an intellectual or developmental disability.</p> <p>IRC will continue to design and implement community projects focused on outreach to underserved demographic populations, with a focus on the Hispanic community and Clients with Autism.</p>
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**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>4. Total number of 30 day, 6-months, and 12-month incentive payments made in the fiscal year.</p>	<p>Statement:</p> <p>IRC provides opportunities and support for Client employment. The goal being competitive, integrated employment.</p> <p>Measurement and Methodology: Data collected from service providers by Regional Centers.</p> <p>Activities:</p> <p>IRC will analyze POS data to help identify the total number of individuals participating in competitive, integrated employment.</p> <p>IRC Employment Specialists will continue to provide outreach and community education, virtually if required, on employment opportunities and available supports.</p>



Inland Regional Center Calendar Year (CY) 2022
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Public Policy Measure	Actions to Attain Objectives
5. Increase the number and percent of adults residing in the home of a parent or guardian ("family homes").	<p>Statement:</p> <p>"Family homes" can have many different meanings, but the key idea is a place where a person chooses to live.</p> <p>Measurement and Methodology:</p> <p>CMF residence code data for status 2 adults (18 years older) residing in family homes.</p> <p>Activities:</p> <p>IRC will continue to develop and provide services for Clients that allow them to be as independent as possible.</p> <p>IRC will continue to assist families in obtaining needed services. Such services may include in-home services, respite, behavior intervention, parent training, hospice, telehealth when appropriate, and crisis services.</p> <p>IRC Service Coordinators will monitor successes quarterly and additionally, as needed.</p> <p>On inlandrc.org, IRC will maintain:</p> <ul style="list-style-type: none">• A Common Services List to help Clients, parents, and guardians understand IRC services and programs https://www.inlandrc.org/wp-content/uploads/2018/09/Common-Services-Listing.pdf• A Service Provider Search tool to assist Clients, parents, and guardians in locating services and programs https://www.inlandrc.org/disclaimer/• Fact Sheets for common services: Day Programs, Living Options, Respite, and Transition https://www.inlandrc.org/consumersfamilies/• A calendar of community activities that Clients, parents, or guardians can search for low-cost community events https://www.inlandrc.org/calendar/



**Inland Regional Center Calendar Year (CY) 2022
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	<ul style="list-style-type: none">• A Program Manager search tool https://www.inlandrc.org/managers-email-form/• A Self-Determination information page located on the Consumers and Families page https://www.inlandrc.org/consumersfamilies/
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**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>6. Decrease the number and percentage of Regional Center caseload in state Developmental Centers.</p>	<p>Statement:</p> <p>All people have gifts and abilities and are valuable. Each one is best supported in an inclusive community.</p> <p>Measurement and Methodology:</p> <p>CMF status code 8.</p> <p>Activities:</p> <p>IRC will continue to support families and Clients as they move out of Developmental Centers and into the community, with Community Placement Plan funds, as available.</p> <p>IRC will develop resources in our two-county area to assist individuals transitioning from Developmental Centers.</p> <p>IRC will continue to assist and support families in increasing comfort and confidence in community resources.</p> <p>IRC will participate in state efforts to develop residential and program alternatives for those with challenges that may be difficult to serve.</p> <p>IRC will continue to serve as a resource to Regional Centers who have Clients leaving Sonoma Developmental Center.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p data-bbox="232 478 558 579">7. Increase the number and percent of minors residing with families.</p> <p data-bbox="232 615 566 695">“Home settings” can include the home of a parent or guardian as well as Foster Home Agency homes.</p>	<p data-bbox="597 478 727 510">Statement:</p> <p data-bbox="597 531 1300 596">Children develop best in loving, inclusive home settings. Often support is needed to avoid out-of-home placements.</p> <p data-bbox="597 621 976 653">Measurement and Methodology:</p> <p data-bbox="597 674 1354 737">CMF residence code data for status 1 and 2 minors (under 18 years old) residing:</p> <ul data-bbox="639 758 857 863" style="list-style-type: none">• In family home• In foster care• With guardian <p data-bbox="597 884 708 915">Activities:</p> <p data-bbox="597 936 1349 1031">IRC will provide training for families to help manage behaviors that may interfere with a child’s ability to interact with their family and community.</p> <p data-bbox="597 1052 1370 1115">IRC will continue developing and providing group parent training and support for families within the specific ethnic groups served by IRC.</p> <p data-bbox="597 1136 1349 1199">IRC will continue assessing, developing, and providing families with services to keep children in their own home.</p> <p data-bbox="597 1220 1344 1283">IRC will continue the preference of small 4-6 bed homes for out-of-home placement.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>8. Increase the number and percentage of adults residing in home settings.</p> <p>Home-like settings can include independent living, supported living settings, Adult Family Agency Homes, and a Client's family home.</p>	<p>Statement:</p> <p>"Home" can have many different meanings, but the key idea is a place where a person chooses to live.</p> <p>Measurement and Methodology:</p> <p>CMF residence code data for status 2 adults (18 years old and above) residing in:</p> <ul style="list-style-type: none">• Independent living• Supported living• Adult Family Home Agency homes• Family homes <p>Activities:</p> <p>IRC will continue to develop and provide services and support to Clients allowing them to be as independent as possible.</p> <p>IRC will continue to monitor the implementation of AB 1472 to ensure that Clients are respected, and compliance is achieved.</p> <p>IRC will continue monitoring supported living environments to ensure safety and provide supports and services, as needed.</p> <p>IRC will continue to assist families in obtaining needed services. Such services may include in-home services, respite, behavior intervention, parent training, hospice, and crisis services.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
9. Decrease the number of minors living in facilities serving six or more people.	<p>Statement:</p> <p>IRC believes that children develop best in loving, inclusive homes. However, in some compelling circumstances they may require alternative placement. Southern California has the only subacute facility for children. Many children throughout California are transferred from their home Regional Centers to this sub-acute facility which serve more than six. IRC will work in partnership with the transferring Regional Center and provide shared case management.</p> <p>Measurement and Methodology:</p> <p>CMF residence code data status 1 and 2 minors residing in following facilities, serving more than six people:</p> <ul style="list-style-type: none">• ICF/DD• ICF/DD-H• ICF/DD-N• SNF• CCF <p>Activities:</p> <p>To the greatest extent possible, services will be identified and provided that allow the child to successfully transition back to their home.</p> <p>IRC is committed to providing support to the sub-acute children's facility that offers high level care to all Southern California children served by Regional Centers.</p> <p>IRC will continue the practice of a rigorous multi-disciplinary review of placement in homes with more than four beds.</p> <p>We will continue to inform potential providers that it is IRC's preference that homes serve four or fewer people, each with their own room.</p>



Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan

Public Policy Measure	Actions to Attain Objectives
10. Decrease the number and percentage of adults living in facilities serving more than six people.	<p>Statement:</p> <p>Inland Regional Center's Board of Trustees (BOT) confirmed its policy to support living arrangements that are small (serve four to six people). Adults are provided with private bedrooms and baths.</p> <p>Measurement and Methodology:</p> <p>CMF residence code data for status 2 adult residing in following facilities serving more than six people:</p> <ul style="list-style-type: none">• ICF/DD• ICF/DD-H• ICF/DD-N• SNF• CCF (Residential Care Facilities for the elderly not included) <p>Activities:</p> <p>IRC will evaluate the cases of Clients who live in large skilled nursing facilities. Their needs will be assessed to see if they can be appropriately served in a smaller home setting.</p> <p>IRC will continue the practice of a rigorous multi-disciplinary review of placement in homes with more than four beds.</p> <p>IRC will communicate to any potential provider that it is our preference that homes serve four or fewer people, each with rooms of their own.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
11. Number and percentage of Clients, ages 16-64 with earned income.	<p>Statement:</p> <p>IRC's core values are independence, inclusion, and empowerment. We believe that Clients with an earned income exemplify these values.</p> <p>Measurement and Methodology:</p> <p>Employment Development Department (EDD) data on individuals ages 16-64 with earned income.</p> <p>Activities:</p> <p>Annually, IRC will analyze data changes in the percentage of Clients with an earned income, ages 16-64, as reported by the Employment Development Department.</p> <p>IRC Employment Specialists will provide community outreach and education on employment opportunities and available supports, to community partners, vendors, and Clients. These outreaches may be virtual.</p> <p>IRC Employment Specialist will continue to develop the Consumer Employment page located at https://www.inlandrc.org/consumer-employment/</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>12. Annual earnings of Clients ages 16-64 compared to people with all disabilities.</p>	<p>Statement:</p> <p>IRC believes in equal pay for employees who perform substantially similar work.</p> <p>Measurement and Methodology: EDD data: average annual wages as reported to EDD for individuals ages 16-64.</p> <p>Activities:</p> <p>IRC will analyze the number of individuals served, ages 16-17 years of age once the data is received from EDD and DDS.</p> <p>IRC will analyze the number of individuals served, ages 18-23 years of age once the data is received from EDD and DDS.</p> <p>IRC will analyze the number of individuals served, ages 24-64 years of age once the data is received from EDD and DDS.</p> <p>IRC will then review the average earnings for the calendar year, of individuals served in comparison to all people with disabilities in California.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
13. Average annual wages for Clients ages 16-64.	<p>Statement:</p> <p>IRC believes in equal pay for employees who perform substantially similar work.</p> <p>Measurement and Methodology: EDD data: average annual wages as reported to EDD for individuals ages 16-64.</p> <p>Activities:</p> <p>See measure #12.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>14. Number of adults who entered in competitive, integrated employment following participation in a Paid Internship Program.</p>	<p>Statement:</p> <p>IRC believes that individuals with disabilities are like other employees. They want to do a good job, appreciate constructive supervision, enjoy new challenges, and want to get ahead.</p> <p>Measurement and Methodology: Data collected from service providers by regional centers.</p> <p>Activities:</p> <p>IRC will participate in job and employment fairs to promote employment opportunities for those who participate in a Paid Internship Program. This may be in person, or virtual if required.</p> <p>IRC's Employment Specialist will partner with the IRC CAC and Aktion Club to provide training on Competitive Integrated Employment and the Paid Internship Program.</p> <p>IRC's Employment Specialist will stress the importance of the Paid Internship Program at the Vendor Advisory Committee (VAC) and sub-committee meetings.</p> <p>IRC will provide training or virtual consultation to Service Coordinators to help them better understand Competitive Integrated Employment and the Paid Internship Program.</p> <p>Service Coordinators will review employment options with Clients annually during the IPP planning process.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
15. Percentage of adults who entered in competitive, integrated employment following participation in a Paid Internship Program	<p>Statement:</p> <p>IRC believes that individuals with disabilities are like other employees. They want to do a good job, appreciate constructive supervision, enjoy new challenges, and want to get ahead.</p> <p>Measurement and Methodology: Data collected from service providers by regional centers.</p> <p>Activities: See measure #14.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>16. Average hourly or salaried wages and hours worked per week for adults who participated in a Paid Internship Program during the fiscal year.</p>	<p>Statement:</p> <p>IRC believes that individuals with disabilities are like other employees. They want to do a good job, appreciate constructive supervision, enjoy new challenges, and want to get ahead.</p> <p>Measurement and Methodology: Data collected from service providers by regional centers.</p> <p>Activities: See measure #14.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>17. Percentage of adults who reported having integrated employment as a goal on their IPP.</p>	<p>Statement:</p> <p>It is the goal of IRC that Clients hold jobs in typical workplace settings, where most of the employees do not have a disability.</p> <p>Measurement and Methodology: Responses to National Core Indicators (NCI) survey question, "Individual has community employment as a goal in his/her IPP <u>three-year cycle</u>."</p> <p>Activities:</p> <p>IRC's Employment Specialists will continue to train and consult with adult and transition units on integrated employment. This may be in-person, over the phone, or virtual.</p> <p>IRC will continue to develop IPPs based on Person Centered Planning. Service Coordinators will receive continued training through the Training and Development Department.</p> <p>IRC Service Coordinators will add or make an addendum to the IPP for adult Clients who show interest in integrated employment.</p>



**Inland Regional Center Calendar Year (CY) 2022
Performance Contract Plan**

Public Policy Measure	Actions to Attain Objectives
<p>18. Average wages and hours worked for adults engaged in competitive, integrated employment for whom incentive payments have been made.</p>	<p>Statement:</p> <p>IRC believes that employees with disabilities must have the same opportunities as those without disabilities.</p> <p>Measurement and Methodology:</p> <p>Data collected from Service Providers by Regional Centers.</p> <p>Activities:</p> <p>Data will be collected from Service Providers, by IRC Employment Specialists.</p> <p>IRC will participate in job and employment fairs to promote employment opportunities for those who participate in the Paid Internship Program. This will be in-person or virtual.</p> <p>IRC's Employment Specialists will stress the importance of the Paid Internship Program at the Vendor Advisory Committee (VAC) and sub-committee meetings.</p>



Inland Regional Center 2022 Performance Contract Plan

Public Policy	Actions to Attain Objectives
<p>19. Increase the number and percent of adults residing in independent living settings.</p>	<p>Statement:</p> <p>Independent living can have many different meanings, but the key idea is a place where a person chooses to live.</p> <p>Measurement and Methodology:</p> <p>CMF residence code data for status 2 adults (18 years old and older) residing in independent living.</p> <p>Activities:</p> <p>See Measure #5.</p>



Inland Regional Center 2022 Performance Contract Plan

Public Policy Measure	Actions to Attain Objectives
<p>20. Increase the number and percent of adults residing in supportive living settings.</p>	<p>Statement:</p> <p>IRC strives to assist Clients in exercising meaningful choice and control in their daily lives, including where and with whom to live.</p> <p>Measurement and Methodology:</p> <p>CMF residence code data for status 2 adults (18 years old and older) residing in supportive living settings.</p> <p>Activities:</p> <p>See Measure #5.</p>



Inland Regional Center 2022 Performance Contract Plan

Public Policy Measure	Actions to Attain Objectives
<p>21. Increase the number and percentage of adults residing in Adult Family Home Agency homes.</p>	<p>Statement:</p> <p>Adult Family Home Agency homes and supports are a new option which enable adults with developmental disabilities to enter partnerships with families that promote self-determination and independence.</p> <p>Measurement and Methodology:</p> <p>CMF residence code data for status 2 adults (18 years old and older) residing in Adult Family Home Agency homes.</p> <p>Activities:</p> <p>See Measure #5.</p>



Inland Regional Center 2022 Performance Contract Plan

Measure Related to Reducing Disparities and Improving Equity in Purchase of Service Expenditures (Optional)

Public Policy Measure	Actions to Attain Objectives
<p>22. Number and percent of individuals, by race/ethnicity, who are satisfied with the services and supports received by the family and family member.</p>	<p>Statement:</p> <p>Inland Regional Center (IRC) is committed to addressing disparities within our community.</p> <p>Measurement and Methodology:</p> <p>National Core Indicator (NCI) Survey data is specific to the FYs in which the surveys are conducted. It may take up to two years after the survey year for NCI data to become available. All other data is available annually for the prior FY.</p> <p>Activities:</p> <p>State Council on Developmental Disabilities will administer the NCI Survey.</p> <p>IRC Community Engagement (CE) CSTIII will act as the liaison to SCDD, with direct oversight of Community Engagement Manager.</p> <p>IRC CSCs will ensure the contact information in SANDIS is accurate and assist in making contact if needed during the survey cycle.</p> <p>IRC CSCs will provide their clients, as applicable, information before the survey starts as directed by the Community Engagement Unit.</p> <p>IRC will post the results of the NCI survey, once made available, on inlandrc.org - Accountability page. https://www.inlandrc.org/accountability</p>



Inland Regional Center 2022 Performance Contract Plan

Compliance Measures

Measures	Measurement/Methodology
1. Unqualified independent audit with no material finding(s).	Yes.
2. Substantial compliance with DDS fiscal audit.	Yes.
3. Operates within Operations budget.	Yes, actual expenditures plus late bills do not exceed Operations budget.
4. Certified to participate in Waiver.	Yes, based on most recent Waiver monitoring report.
5. Compliance with Vendor Audit Requirements per contract, ARTICLE III, Section 10.	Yes
6. CDER/EST Currency.	CMS status codes 1 and 2 current CDER OR ESR.
7. Intake/Assessment and IFSP timelines (ages 0-2).	SANDIS Intake and Early Start Report.
8. Intake/Assessment timelines for Consumers ages 3 and older.	Biennial DDS report to Regional Centers.
9. IPP Development (WIC requirements).	Biennial DDS report per WIC section 4646.5 c (3).
10. IFSP Development (Title 17 requirements).	Annual DDS IFSP review per IPP protocol using IFSP Review Criteria.

[illegible]

BOARD QUARTERLY TRAINING SCHEDULE

2022

DATE	TOPIC	INSTRUCTOR AND QUALIFICATIONS
January 10, 2022 3:30 – 4:00 p.m.	Early Start	Treva Webster, Director of Intake, Early Start and Clinical Services
February 14, 2022 4:00 – 5:00 p.m.	Regional Center Audits (Types of audits IRC is subjected to)	Merissa Steuwer, CFO/Director of Financial Services
March 14, 2022 3:30 – 4:00 p.m.	Day Program	Vince/Designee
April 11, 2022 4:00 – 5:00 p.m.	Master Trust Investment Fund	John Fitzgerald, Glass Onion
May 9, 2022 3:30 – 4:00 p.m.	Transfers between Regional Centers	Treva/Designee
June 13, 2022 3:00 – 4:00 p.m.	Trailer Bill Language	Directors/Designees
July 11, 2022 3:30 – 4:00 p.m.	Conflict of Interest and Confidentiality, Non- Disclosure and Non-Disparagement Agreement	Steve Beckett, General Counsel and Director of Human Resources and Legal Affairs
August 8, 2022 4:00 – 5:00 p.m.	Rules and Responsibilities as a Board Member	TBD
September 12, 2022 3:30 – 4:00 p.m.	Legislative Advocacy	Daniel Savino, ARCA
October 5, 2022 4:00 – 5:00 p.m.	Emergency Response	Kurtis/CJ/Designee
November 14, 2022 3:30 – 4:00 p.m.	Cultural Competency	Lilliana Garnica,
December (Dark)		



INLAND REGIONAL CENTER

... valuing independence, inclusion, and empowerment

1365 South Waterman Avenue, San Bernardino, CA 92408

P. O. Box 19037, San Bernardino, CA 92423

Telephone: (909) 890 – 3000 Fax: (909) 890 – 3001

November 9, 2021

To: The Board of Trustees

From: Merissa Steuwer

Subject: Fiscal Year 2021/22 Ops Budget Policy Items

The following Policy Items are / will be included in the Ops Allocation for FY 2021/22:

1. Deaf Community Specialist
 - ❖ 1 position allocated for each RC
2. Emergency Coordinator
 - ❖ 1 position allocated for each RC
3. Enhanced Caseload Ratios for No or Low POS
 - ❖ 1:40 Caseload ratio
 - ❖ Positions are allocated to RCs as follows:
 - RCRC – 3 positions
 - 6 Small RCs – 4 positions
 - 7 Medium RCs – 5 positions
 - 6 Large RCs – 6 positions
 - IRC – 7 positions
4. Self Determination Supports
 - ❖ 2 positions allocated for each RC
 - ❖ Funding for this position is for 3 years only
5. Rate Model Implementation
 - ❖ Approximately 4 additional staff per RC to support POS, Vendorization, and IT workload for various rate implementations beginning April 2022

6. Lanterman Act Provisional Eligibility

- ❖ Grants provisional eligibility up to age 5 for children who receives Early Start services with substantial disability in 2 areas
- ❖ A child who is provisionally eligible shall be reassessed at least 90 days before turning five years of age

7. Performance Incentive

- ❖ TBD
- ❖ WIC §4620.5 (a): Beginning as early as possible after July 1, 2021, but not later than September 1, 2021, the department shall convene a workgroup, which shall be composed of individuals described under subdivision (b), to make recommendations to the department for the development of standard performance improvement indicators and benchmarks to incentivize high-quality regional center operations

8. Forensic Diversion

- ❖ TBD
- ❖ The diversion program provides outreach and services for individuals who have become involved in criminal activities and provides an opportunity for an individual to remain in a community setting as opposed to a locked, highly restrictive setting when the individual has been determined by the court to not pose a risk of danger to public safety.
- ❖ The intent of this approach is for the individual to receive additional professional supports during court proceedings and have an opportunity to be referred to a habilitation or rehabilitation program with forensic services and supports when deemed appropriate

**BYLAWS
OF
INLAND COUNTIES REGIONAL CENTER, INC.**

A California Nonprofit Public Benefit Corporation

[November 8, 2021]

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BYLAWS OF

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INLAND COUNTIES REGIONAL CENTER, INC.

A California Nonprofit Public Benefit Corporation

ARTICLE I – NAME AND OFFICES

Section 1. NAME AND OFFICES.

The name of this corporation is Inland Counties Regional Center, Inc. (the "Corporation"). The principal office for the transaction of the business of the Corporation shall be located in San Bernardino or Riverside Counties, California. The Board of Trustees (the "Board") is hereby granted full power and authority to change said principal office from one location to another within these Counties. The Board may at any time establish branch or subordinate offices at any locations within San Bernardino or Riverside Counties, California.

ARTICLE II - NONPROFIT STATUS

Section 1. PURPOSES.

The Corporation is a nonprofit, public benefit Corporation and is not organized for the private gain of any person. The Corporation's primary purpose is to provide all services designated as regional center responsibilities pursuant to the Lanterman Developmental Disabilities Services Act, *Welfare and Institutions Code §4500 et. seq.*, and in furtherance of its contract with the California Department of Developmental Services. A secondary purpose of the Corporation is to aid and assist persons with developmental disabilities. In furtherance of this purpose, the Corporation retains the right to become involved in charitable activities not necessarily related to designated regional center responsibilities.

Section 2. LIMITATIONS.

- a. This Corporation is organized exclusively for charitable purposes within the meaning of Section 501(c)(3) of the *Internal Revenue Code*. This Corporation shall not, except to an insubstantial degree, engage in or carry on any activities or exercise any powers that are not in furtherance of the goals and purposes of this Corporation, and the Corporation shall not carry on any other activities not permitted to be carried on (i) by a corporation exempt from federal income tax under Section 501(c)(3) of the *Internal Revenue Code* or Section 23701 of the *California Revenue and Taxation Code* or (ii) by a corporation, contributions to which are deductible under Section 170(c)(2) of the *Internal Revenue Code* or under Sections 24357-24359.1 and related sections of the *California Revenue and Taxation Code*;
- b. No substantial part of the activities of this Corporation shall consist of lobbying or propaganda, or otherwise attempting to influence legislation, except as provided in Section 501(h) of the *Internal Revenue Code*, and this Corporation shall not participate in or intervene in (including publishing or distributing statements) any political campaign

on behalf of any candidate or public office except as provided in Section 501(h) of the *Internal Revenue Code*.

Section 3. DEDICATION OF ASSETS AND DISSOLUTION.

- a. **Dedicated to Charitable Purposes:** All corporate property is irrevocably dedicated to charitable purposes. No part of the net earnings or assets of the Corporation shall inure to the benefit of any of its Trustees or Officers, or to the benefit of any private person, except that the Corporation is authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in this Article;
- b. **Dissolution of the Corporation:** On the winding up or dissolution of the Corporation, after paying or adequately providing for the debts, obligations and liabilities of the Corporation, the remaining assets of the Corporation shall be distributed to a nonprofit fund, foundation or corporation selected by the Board which is organized and operated exclusively for charitable purposes and which has established its tax-exempt status under Section 501(c)(3) of the *Internal Revenue Code*.
- c. **Exclusion From Corporate Property:** The Corporation is a Trustee for separate private trusts created under the Master Trust of California f/k/a Inland Counties Master Trust, a pooled investment trust which contains special needs trusts. Fiduciary laws govern these separate trusts and the trust assets do not include and are not considered to be property belonging to the Corporation. If there is a dissolution of the Corporation, the applicable terms of the Master Trust Agreement require that the Corporation choose a successor Trustee.

ARTICLE III - TRUSTEES

Section 1. NUMBER OF TRUSTEES.

The authorized number of Trustees of the Corporation shall be not less than thirteen (13) or more than seventeen (17); the exact authorized number to be fixed, within these limits, by resolution or motion of the Board. No reduction in the authorized number of Trustees shall have the effect of removing any Trustee prior to the expiration of that Trustee's term of office unless the reduction also provides for the removal of that specified Trustee in accordance with these Bylaws and the California Nonprofit Corporation Law.

Section 2. QUALIFICATIONS OF TRUSTEES.

The Board shall include people that meet the following criteria:

- a. Individuals with demonstrated interest in, or knowledge of, developmental disabilities.
- b. Individuals with legal, management or board governance, financial, and developmental disability program expertise. Board governance expertise may not be acquired solely by serving on a regional center board.
- c. Individuals that represent the various categories of disability served by the Corporation.

- d. Individuals that reflect the geographic and ethnic characteristics of the area served by the Corporation.
- e. A minimum of 50 percent of the members of the Board shall be persons with developmental disabilities or their parents or legal guardians. No less than 25 percent of the members of the Board shall be persons with developmental disabilities.
- f. The Board shall include one (1) representative from the Vendor Advisory Committee (VAC). The VAC Representative on the Board shall not do any of the following:
 - (1) Serve as an officer of the Corporation.
 - (2) Discuss or vote on any fiscal matters affecting the purchase of services from any regional center provider. However, this will not prevent the VAC Representative from discussing or voting on the Corporation's overall annual budget.
 - (3) Vote on any other issue in which he or she has a "financial interest," as defined in *Government Code* §87103. Said person shall provide the Board with a list of his/her "financial interests," as defined in *Government Code* §87103, at the same time that Trustees are required to submit their Conflict of Interest Statements pursuant to *Welfare and Institutions Code* §4626.
- g. No paid employee of the Corporation or of the State of California shall be a member of the Board of Trustees;
- h. No Trustee shall be any of the following:
 - (1) An employee of the Department of Developmental Services or any state or local agency which provides services to a regional center client, if employed in a capacity which includes administrative or policymaking responsibility, or responsibility for the regulation of the regional center;
 - (2) An employee or a member of the State Council on Developmental Disabilities (SCDD) or an SCDD regional office or a member of an SCDD regional advisory committee;
 - (3) Except as otherwise provided in *Welfare and Institutions Code* §4622(k), an employee or member of the governing board of any entity from which the Corporation purchases client services;
 - (4) Any person who has a financial interest, as defined in *Government Code* §87103, in regional center operations, except as a consumer of regional center services.
- i. Not more than forty-nine (49) percent of the persons serving on the Board at any time may be interested persons. An interested person is (1) any person being compensated by the Corporation for services rendered to it within the previous twelve (12) months, whether as a full time or part-time employee, independent contractor, or otherwise, excluding any reasonable compensation paid to a Trustee as Trustee; and (2) any brother, sister, ancestor, descendant, spouse, brother-in-law, sister-in-law, son-in-law, daughter-in-law, mother-in-law, or father-in-law of any such person. Any violation of the provisions of this paragraph shall not affect the validity or enforceability of any transaction entered into by the Corporation.

Section 3. POWERS.

The business and affairs of the Corporation shall be managed, and all corporate powers shall be exercised, by or under the direction of the Board of Trustees (the Board), subject to the limitations set forth in the Articles of Incorporation, these Bylaws, and any applicable law including, but not limited to, the Lanterman Developmental Disabilities Services Act (*Welfare and Institutions Code §4500 et seq.*) and the California Nonprofit Corporation Law (*Corporations Code §5000 et seq.*). The Board may delegate the management of the activities of the Corporation to any person or persons, management company or committee, however composed, provided that the activities and affairs of the Corporation shall be managed, and all corporate powers shall be exercised, under the ultimate direction of the Board.

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Section 4. NOMINATION AND ELECTION OF TRUSTEES.

The members of the Board shall be selected from applicants whose qualifications have been reviewed and approved by the Executive Committee. A majority vote of the Board of Trustees, though less than a quorum, is sufficient to elect an individual proposed for membership. All members of the Board must sign a Confidentiality, Non-Disclosure and Non-disparagement Agreement upon being elected to the Board.

Section 5. TERM OF OFFICE.

The terms of office of the Trustees shall be staggered to ensure experienced Trustees remain on the Board. The first term of office of a Trustee elected on or after July 1, 2014, shall be four (4) years. A Trustee may serve an optional second term of office of three (3) years pursuant to a recommendation by the Executive Committee and approval by the Board. The foregoing term limits shall not affect the terms of office of those Trustees currently on the Board who were elected before July 1, 2014 to serve a seven (7) year term or who are serving out the unexpired term of a prior Trustee. A Trustee shall serve until any one of the following occurs:

- a. Disqualification;
- b. Replacement by a duly elected successor;
- c. Removal by a majority vote of the Board of Trustees;
- d. Resignation. A Trustee may resign by giving written notice to the Chair, Vice-Chair, Secretary or the Board. The resignation shall be effective on the later of (1) the date it is delivered or (2) the date specified in the written notice that the resignation is to become effective. However, if there is only one remaining Trustee, that Trustee may not resign without first notifying the California Attorney General of the proposed resignation;
- e. At the expiration of the Trustee's term or service on the Board for seven (7) years within each eight (8) year period.
- f. Any person elected to fill a vacancy on the Board occurring before the end of a Trustee's term shall serve on the Board for the remainder of the past Trustee's unexpired term.

Section 6. VACANCIES.

- a. A vacancy on the Board shall be deemed to exist on the occurrence of any of the following:

- (1) The death, resignation, or removal of any Trustee; or
- (2) Whenever the number of authorized Trustees is increased; or

- (3) Whenever the Board, at any meeting at which any Trustees are to be elected, fails to elect the full authorized number of Trustees.
- b. The Board may declare vacant the office of a Trustee that has a total of 4 (four) absences in a calendar year from the regularly scheduled meetings of the Board. Non-attendance at a mandatory extended Board training will be counted as a regular Board meeting absence.
 - c. The Board may declare vacant the office of a Trustee who has been declared of unsound mind by an order of court, or convicted of a felony, or found by final order or judgment of any court to have breached a duty under the California Nonprofit Corporation Law.
 - d. A Trustee may be removed from the Board, without cause, by a majority vote of the Trustees then in office.
 - e. The Board may fill a vacancy by electing an additional Trustee as soon as practicable after the vacancy occurs. If the number of Trustees then in office is less than a quorum, additional Trustees may be elected to fill such vacancies by (i) the unanimous written consent of the Trustees then in office, (ii) the affirmative vote of a majority of the Trustees in office at a meeting held according to notice or waivers complying with Article IV. C. Section 5 of these Bylaws or (iii) a sole remaining Trustee.

Section 7. FEES AND COMPENSATION.

The Trustees and members of committees shall serve without compensation. However, Trustees and members of committees may be reimbursed for expenses incurred in the performance of their duties to the Corporation in an amount determined to be just and reasonable by the Executive Committee, upon submission of a written request for reimbursement, with supporting documentation.

Section 8. NO PERSONAL LIABILITY.

To the fullest extent allowed by law, no Trustee shall be personally liable for the debts, liabilities or obligations of the Corporation.

ARTICLE IV - MEETINGS

A. CORPORATE AFFAIRS MEETINGS.

Meetings with respect to matters affecting the corporate affairs, which have no relationship to the role and responsibility of a regional center, shall be held as follows:

Section 1. PLACE OF MEETINGS.

Corporate Affairs Meetings of the Board of Trustees shall be held at the principal office of the Corporation or at such other place as may be designated from time to time by a duly adopted resolution or motion of the Board of Trustees.

Section 2. REGULAR MEETINGS.

Regular Corporate Affairs Meetings of the Board of Trustees shall be held at such times as may be set from time to time by the Board of Trustees.

Section 3. SPECIAL MEETINGS.

Special Corporate Affairs Meetings of the Board of Trustees may be called for any purpose at any time by the Chair, a Vice-Chair or the Secretary or, if the foregoing are absent or unable or unwilling to act, then by any two (2) Trustees.

Section 4. NOTICE OF SPECIAL MEETINGS.

Notice of the time and place of the Special Corporate Affairs Meetings shall be given to each Trustee by one of the following methods:

- a. By personal delivery of written notice;
- b. By first-class mail, postage prepaid;
- c. By telephone, including a voice messaging system; or
- d. By electronic transmission by the Corporation. "Electronic transmission by the Corporation" means a communication:
 - (1) Delivered by:
 - (i) Facsimile telecommunication or electronic mail; or
 - (ii) Posting on an electronic message board or network which the Corporation has designated for those communications, together with a separate notice to the Trustee of the posting, with said notice being deemed delivered upon the later of the posting or delivery of the separate notice; or
 - (iii) Other means of electronic communication;
 - (2) To a Trustee who has provided an unrevoked consent to the use of the above means of communication; and
 - (3) That creates a record that is capable of retention, retrieval, and review, and that may thereafter be rendered into clearly legible tangible form.

Notices sent by first-class mail shall be deposited in the United States mail at least four (4) days before the time set for the special meeting. Notices delivered in person or by telephone, including a voice messaging system, or by electronic transmission by the Corporation shall be delivered, telephoned or electronically transmitted at least forty-eight (48) hours before the time set for the special meeting. All such notices shall be given or sent to the Trustee's address, telephone number, facsimile number or electronic mail address, respectively, as shown on the records of the Corporation.

Special Corporate Affairs Meetings may be held at the principal office of the Corporation or at any place designated in the notice or as designated from time to time by the Board of Trustees or by written consent of a majority of the Board of Trustees.

These Bylaws may not dispense with notice of a Special Corporate Affairs Meeting. A notice, or waiver of notice, need not specify the purpose of the special meeting.

Section 5. ADJOURNMENT.

A majority of the Trustees present, whether or not constituting a quorum, may adjourn any

meeting of the Board to another time and place. Notice of the time and place of holding an adjourned meeting need not be given, unless the meeting is adjourned for more than 24 hours, in which case personal notice of the time and place shall be given as soon as possible before the time of the adjourned meeting to the Trustees who were not present at the time of the adjournment.

Section 6. ACTION WITHOUT MEETING.

Notwithstanding any other provision of these Bylaws, any action required or permitted to be taken by the Board at a Regular or Special Corporate Affairs Meeting may be taken without any such meeting, if all members of the Board, not including any Trustee deemed to be an "interested director" as defined in *Corporations Code* §5233, shall individually or collectively consent in writing to such action. The written consent(s) shall be filed with the minutes of the proceedings of the Board. Any action by written consent shall have the same force and effect as a unanimous vote of the Board.

Section 7. ACTION BY COMMITTEE.

The Board may appoint committees, as needed, to conduct business as set forth in Article VIII.

B. MEETINGS FOR REGIONAL CENTER FUNCTIONS.

Meetings with respect to matters concerning the role and responsibility of a regional center as required by the Lanterman Developmental Disabilities Services Act (*Welfare and Institutions Code* §4500 *et. seq.*) shall be held as follows:

Section 1. PLACE OF MEETINGS.

Meetings of the Board of Trustees concerning regional center functions shall be held at any place within the State of California that is accessible to persons with physical disabilities and which does not prohibit the admittance of any person on the basis of race, religious creed, color, national origin, ancestry, sex, or disability. The meeting site will be designated from time to time by a duly adopted resolution or motion of the Board, or by written consent of a majority of the Board. In the absence of such designation, meetings shall be held at the principal office of the Corporation. Special meetings of the Board may be held either at a place so designated, or at the principal office.

Section 2. REGULAR MEETINGS.

Regular meetings of the Board shall be held bi-monthly, or more or less often as set forth in a resolution or motion of the Board, on such date and at such time as determined by the Board. All meetings shall be open and public and all persons shall be permitted to attend any meeting, except as otherwise provided, and shall be called and held in accordance with all legal requirements, which shall include, but not be limited to, the following:

- a. Notice shall be mailed at least seven (7) days in advance of each meeting. The notice shall include the date, time and location of, and a specific agenda for, the meeting, which shall include an identification of all substantive topic areas to be discussed, and no items shall be added to the agenda subsequent to the provision of the notice. Notice shall be mailed to any person who has requested notice of the meeting in writing;

- b. All recordings and written comments submitted as testimony on agenda items shall be maintained for no less than two (2) years;
- c. A maximum of five (5) minutes of time per person shall be allowed for public input on all properly noticed agenda items prior to the Board taking action on that item;
- d. A maximum of five (5) minutes of time per person shall be allowed for public input on any issue not included on the agenda;
- e. Any person attending an open and public meeting shall have the right to record the proceedings on a tape recorder, video recorder, or other sound, visual, or written transcription recording device, unless the Board makes a reasonable finding that such recording constitutes, or would constitute, a disruption of the proceedings; and
- f. The seven (7) day notice requirement shall not preclude the Board from taking action on any urgent request made by the Department of Developmental Services, not related to purchase of service reductions, for which the Board makes a specific finding that notice could not have been provided at least seven (7) days before the meeting, or on new items brought before the Board at meetings by members of the public.

Section 3. CLOSED MEETINGS.

The Board may hold a closed meeting to discuss or consider one or more of the following:

- a. Real estate negotiations;
- b. The appointment, employment, evaluation of performance, or dismissal of a regional center employee;
- c. Employee salaries and benefits;
- d. Labor contract negotiations;
- e. Pending litigation;
- f. Any matter specifically dealing with a particular regional center consumer must be conducted in closed session, except where it is requested that the issue be discussed publicly by the consumer, the consumer's conservator, or the consumer's parent or guardian where the consumer is a minor.

A designated officer or employee of the Corporation shall keep minutes of closed sessions, but these minutes shall not be considered public records. Prior to and immediately after holding any closed session, the Board shall state the specific reason(s) for the closed session. In the closed session, the Board may consider only those matters covered in its statement.

The need for a closed meeting may be called at any time by the Chair, the Vice-Chair or the Secretary or, if the foregoing are absent or are unable or unwilling to act, then by any two (2) Trustees.

Section 4. EMERGENCY MEETINGS.

In the case of an emergency situation involving matters upon which prompt action is necessary due to the disruption or threatened disruption of regional center services, an emergency meeting may be called without complying with the advance notice requirements set forth above. An "emergency situation" means any activity which severely impairs public health, safety, or both, as determined by a majority of the members of the Board. Advance notice shall be provided if practicable. In addition, the area board shall be notified by telephone of each

emergency meeting. The minutes of an emergency meeting, including a description of any actions taken at the meeting, shall be mailed immediately to those persons that have requested notice of Board meetings.

Section 5. ADJOURNMENT.

A majority of the Trustees present, whether or not constituting a quorum, may adjourn any meeting of the Board to another time and place. Notice of the time and place of holding an adjourned meeting shall comply with the same notice requirements that applied to the meeting being adjourned.

C. PROVISIONS AFFECTING ALL CORPORATE AFFAIRS AND REGIONAL CENTER FUNCTION MEETINGS.

Section 1. ANNUAL MEETING.

Each year, the Board shall hold an annual meeting in the month of May at such place and on such date and time as fixed by the Board, with notice being given in the same manner as a regular meeting, for the purposes, if necessary, of electing Trustees, appointing Officers and the transaction of other business.

Section 2. QUORUM.

A majority of the Trustees then in office shall be necessary to constitute a quorum for the transaction of business, except to adjourn. Every act or decision done or made by the majority of the Trustees present at a meeting duly held at which a quorum is present shall be regarded as the act of the Board, unless a greater number is expressly required by the California Nonprofit Corporation Law, the Articles of Incorporation or these Bylaws. A meeting at which a quorum is initially present may continue to transact business, notwithstanding the withdrawal of Trustees, if any action taken is approved by a least a majority of the required quorum for that meeting.

The following actions shall require a vote by a majority of all Trustees then in office in order to be valid:

- a. Approval of contracts or transactions in which a Trustee has a direct or indirect material financial interest, provided that the vote of any such Trustee is not counted;
- b. Creation of, and appointment to, standing committees, but not advisory committees, as set forth in Article VIII of these Bylaws;
- c. Indemnification of Trustees as set forth in Article VII of these Bylaws.

Section 3. CONDUCT OF MEETINGS.

Meetings of the Board shall be presided over by the Chair or, if there is no Chair or the Chair is absent, unable or unwilling to perform, the Vice-Chair or, if the Chair and Vice-Chair are both absent, unable or unwilling to perform, by a chairperson who is chosen by a majority of the Trustees present at the meeting. The Secretary shall act as secretary of all meetings of the Board, provided that, if there is no Secretary or the Secretary is absent, unable or unwilling to perform, the Assistant Secretary shall act as secretary of the meeting, or, if the Secretary and Assistant Secretary are both absent, unable or unwilling to perform, the presiding officer shall appoint another person to act as secretary of the meeting.

Section 4. OTHER METHODS OF PARTICIPATION IN MEETINGS.

Members of the Board may participate in any regular meeting, emergency meeting, special meeting or a closed session by the use of conference telephone, electronic video screen communication or electronic transmission by and to the Corporation. All notice requirements that may be applicable to the type of meeting involved must still be followed. Participation in a meeting through the use of conference telephone or electronic video screen communication constitutes presence in person at that meeting as long as all members participating in the meeting are able to hear one another. Participation in a meeting through the use of electronic transmission by and to the Corporation, other than conference telephone and electronic video screen communication, constitutes presence in person at that meeting if both of the following apply:

- a. Each Board member participating in the meeting can communicate with all of the other Board members concurrently; and
- b. Each Board member is provided the means of participating in all matters before the Board, including, without limitation, the capacity to propose, or to interpose an objection to, a specific action to be taken.

Section 5. WAIVER OF NOTICE.

The transactions of any meeting of the Board, however called and noticed or wherever held, shall be as valid as though taken at a meeting duly held after regular call and notice, if (i) a quorum is present, and (ii) either before or after the meeting, each of the **Trustees** who is not present at the meeting signs a written waiver of notice, a consent to holding the meeting, or an approval of the minutes. The waiver of notice or consent does not need to specify the purpose of the meeting. All waivers, consents, and approvals shall be filed with the corporate records or made a part of the minutes of the meeting. Also, notice of a meeting is not required to be given to any Trustee who attends the meeting without protesting, before or at its commencement, about the lack of adequate notice. Trustees can protest the lack of notice only by presenting a written protest to the Secretary or Assistant Secretary either in person, by first-class mail addressed to the Assistant Secretary at the principal office of the Corporation, by e-mail sent to the corporate e-mail addresses assigned to the Secretary or Assistant Secretary or by facsimile sent to the facsimile number of the Corporation that is used by the Assistant Secretary.

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Section 6. ENTRY OF NOTICE.

Whenever any Trustee is absent from any meeting duly called and noticed, an entry in the minutes to the effect that proper notice had been given shall be conclusive and incontrovertible evidence that due notice of such meeting was given to the Trustee, as required by law and these Bylaws.

Section 7. AFFIDAVIT OF MAILING NOTICE.

The Affidavit of Mailing Notice shall be executed by the Secretary or Assistant Secretary and shall be filed and maintained in the corporate minute book.

ARTICLE V - MEMBERS

Section 1. NO MEMBERS.

The Corporation shall have no members.

Section 2. POWERS GIVEN TRUSTEES.

All rights which would otherwise vest in the members of the Corporation shall vest in the Trustees, including, but not limited to, the right to remove Trustees with or without cause, the right to bring derivative actions, the right to adopt and amend bylaws, and the right to vote on the distribution of the assets of the Corporation on the dissolution of the Corporation.

ARTICLE VI - OFFICERS

Section 1. OFFICERS.

The officers of the Corporation shall be the Chair, a Vice-Chair, a Secretary, an Assistant Secretary, an Executive Director (who shall also be the Chief Executive Officer), an Associate Executive Director (who shall also be the Chief Operating Officer), a General Counsel and a Director of Financial Services (who shall also be the Chief Financial Officer). Only Trustees are qualified to serve as the Chair, Vice-Chair and Secretary. Trustees shall not serve as the Executive Director, Associate Executive Director, Assistant Secretary, General Counsel or the Director of Financial Services. The Board shall have the power to designate additional officers, who may, but need not be, Trustees, with such duties, powers, titles and privileges as the Board may fix, including such officers as may be appointed in accordance with the provisions of Section 3 or Section 5 of this Article VI. The same person may hold any number of offices, subject to the limitations set forth above. Officers' terms shall begin on July 1.

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Section 2. ELECTION.

The officers of the Corporation, except those officers that are appointed in accordance with provisions of Section 3 or Section 5 of this Article VI, shall be chosen bi-annually by the Board at the annual meeting. Each shall hold office until the officer resigns, is removed or is otherwise disqualified to serve, or until a successor shall be elected. Nominations for officers shall be made to the Executive Committee no later than sixty (60) days prior to the annual meeting. The Executive Committee shall recommend one nominee for each officer position and will prepare a slate of the nominees to be presented to the Board at the annual meeting. Additional nominations of persons who are eligible and willing to serve may be made by any Trustee for any officer position at the annual meeting of the Board before voting on the officer positions. The election of officers shall be by written ballot by a majority vote. The Trustees may vote for the nominee(s) for each officer position or may vote for any other eligible person by writing in the person's name on the ballot.

Section 3. OTHER OFFICERS.

The Board may authorize the Executive Committee or the Executive Director to appoint or remove such other officers as the business of the Corporation may require, each of whom shall have the title, hold office for the period, have the authority, and perform the duties specified in these Bylaws or as determined by the Board.

Section 4. TERM OF OFFICE.

Officers' terms shall begin on July 1. Officers who are Trustees shall serve for a term of two (2) years and may not serve more than two (2) consecutive terms in the same office. These limitations in the terms of officers do not apply to the Executive Director, the Associate Executive Director, the General Counsel, the **Director of Financial Services** or the Assistant Secretary, all of whom are not Trustees, or any other officer whose position is not held by a Trustee.

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Section 5. REMOVAL AND RESIGNATION.

Subject to the rights, if any, of an officer under any contract of employment, any officer may be removed, with or without cause, by a majority vote of the Trustees then in office, at any regular or special meeting of the Board, or, except in case of an officer who is also a Trustee, by the Executive Director or other officer upon whom such power of removal may be conferred by the Board.

Any officer may resign by giving written notice to the Chair, Vice-Chair, Secretary, Executive Director or the Board. The resignation shall be effective on the later of (1) the date it is delivered or (2) the date specified in the written notice that the resignation is to become effective. The acceptance of any such resignation shall not be necessary to make it effective. Any resignation is without prejudice to the rights, if any, of the Corporation under any contract to which the officer is a party.

Section 6. VACANCIES.

A vacancy in any office because of death, resignation, removal, disqualification or any other cause shall be filled in the manner prescribed in these Bylaws for regular appointments to that office, provided that such vacancies shall be filled as they occur and not on an annual basis. The officer so elected will hold office for the unexpired term of the predecessor.

Section 7. CHAIRPERSON OF THE BOARD.

The Chairperson of the Board (the "Chair") must be a member of the Board and shall preside at all meetings of the Board, shall see to it that all orders and duly adopted resolutions or motions of the Board are carried into effect and shall have such other powers and perform such other duties as the Board or these Bylaws may provide.

Section 8. VICE-CHAIRPERSON OF THE BOARD.

The Vice-Chairperson of the Board (the "Vice-Chair") must be a member of the Board. If the Chair is absent, unable or unwilling to perform, the Vice-Chair shall perform all the duties of the Chair and, when so acting, shall have all the powers of, and be subject to all the restrictions upon, the Chair. The Vice-Chair shall also have such other powers and perform such other duties as the Board or these Bylaws may provide.

Section 9. SECRETARY.

The Secretary must be a member of the Board and shall do the following: (a) certify and keep or cause to be kept at the principal office of the Corporation the original or a copy of these Bylaws as amended to date; (b) keep or cause to be kept a minute book as described in Article X, Section 1; (c) give, or cause to be given, notice of all meetings of the Board in accordance with

these Bylaws; (d) upon request, exhibit or cause to be exhibited at all reasonable times to any Trustee, or to his or her designated agent or attorney, these Bylaws and the minute book; (e) keep or cause to be kept the seal of the Corporation, if any, in safe custody.

The Secretary shall have such other powers and perform such other duties incident to the office of Secretary as may be prescribed by the Board or these Bylaws. All or part of the above duties of the Secretary may be delegated to the Assistant Secretary, Executive Director or such other staff as may be designated by the Executive Director.

Section 10. ASSISTANT SECRETARY.

The Executive Assistant to the Executive Director shall be the Assistant Secretary. The Assistant Secretary shall perform those duties delegated by the Secretary or Executive Director. If the Secretary is absent, unable or unwilling to perform any of the Secretary's duties, the Assistant Secretary shall perform all such duties and, when so acting, shall have all the powers of, and be subject to all the restrictions upon, the Secretary. The Assistant Secretary shall attend and keep or cause to be kept the minutes of all meetings of the Board, whether Regular, Closed, Special, Emergency or Corporate Affairs, and all meetings of the Executive Committee. The Assistant Secretary is authorized to perform those duties of the Secretary set forth in Section 9 of this Article and shall have such other powers and perform such other duties as the Board or these Bylaws may provide.

Section 11. EXECUTIVE DIRECTOR.

The Executive Director is elected by a majority vote of the Trustees then in office. The Executive Director shall also be the Chief Executive Officer of the Corporation and shall, subject to the direction of the Board, supervise, direct and control the Corporation's day-to-day activities, business and affairs and shall manage the personnel and employment matters of the Corporation consistent with the Corporation's Personnel Policies, as adopted by the Board, subject to the rights, if any, of any employee's contract of employment. Except as otherwise provided in these Bylaws, the Executive Director shall be an *ex officio* member of all committees. The Executive Director shall have such other powers and perform such other duties as the Board or these Bylaws may provide. All or part of the above powers and duties of the Executive Director may be delegated to such other staff of the Corporation as the Executive Director may designate.

Section 12. ASSOCIATE EXECUTIVE DIRECTOR.

The Associate Executive Director shall also be the Chief Operating Officer of the Corporation and shall perform those duties delegated by the Executive Director. Except as otherwise provided in these Bylaws, the Associate Executive Director shall be an *ex officio* member of all committees. If the Executive Director is absent, unable or unwilling to perform any of the Executive Director's duties, the Associate Executive Director shall perform all such duties and, when so acting, shall have all the powers of, and be subject to all the restrictions upon, the Executive Director. The Associate Executive Director shall also have such other powers and perform such other duties as the Board, or these Bylaws, may provide.

Section 13. GENERAL COUNSEL.

The General Counsel shall be the chief legal officer of the Corporation; shall have general charge of all legal matters pertaining to the Corporation; shall attend meetings of the Board and

its Committees, as necessary; shall represent or arrange for the representation of the Corporation in all legal proceedings; shall provide general corporate legal advice and consultation to the Board, its Committees, Executive Director, Associate Executive Director, Directors, Managers and staff as necessary or as directed by the Board or the Executive Director; shall oversee the provision of all legal services to or by the Corporation and shall have general supervision and oversight of the Human Resources Department and Master Trust of California. Except as otherwise provided in these Bylaws, the General Counsel shall be an *ex officio* member of all committees. The General Counsel shall also have such other powers and perform such other duties as the Board or these Bylaws may provide.

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Section 14. **DIRECTOR OF FINANCIAL SERVICES.**

The Director of Financial Services for the Corporation shall also be the Chief Financial Officer and shall keep and maintain, or cause to be kept and maintained, adequate and correct books and records of accounts of the properties and transactions of the Corporation, including accounts of its assets, liabilities, receipts, disbursements, gains, losses, capital, retained earnings, and other matters customarily included in financial statements or that may be required to comply with the Lanterman Developmental Disabilities Services Act or the Corporation's contract with the California Department of Developmental Services. The books of account shall at all times be open to inspection by a Trustee at all reasonable times.

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The Director of Financial Services shall prepare and certify, or cause to be prepared and certified, the financial statements to be included in any required reports.

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The Director of Financial Services shall deposit, or cause to be deposited, all money and other valuables in the name and to the credit of the Corporation with such financial institutions as may be designated by resolution or motion of the Board; shall disburse, or cause to be disbursed, the funds of the Corporation as may be ordered by the Board or the Executive Director; shall provide to the Executive Director and the Board, whenever so requested, an account of all of the transactions as Director of Financial Services and the financial condition of the Corporation; and shall have such other powers and perform such other duties as the Board or these Bylaws may provide. All or part of the above powers and duties of the Director of Financial Services may be delegated to such other staff of the Corporation as the Director of Financial Services may designate.

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Section 15. **ABSENCES.**

In the case of the absence of any officer of the Corporation, or for any other reason that the Board deems to be sufficient, the Board may, at any time, temporarily delegate any or all of the powers or duties of such officer to another Trustee or employee of the Corporation, as appropriate, provided that a majority of the Trustees then in office have approved such delegation of power or duties.

ARTICLE VII - INDEMNIFICATION OF TRUSTEES, OFFICERS, EMPLOYEES AND AGENTS, LIMITATIONS, INSURANCE

Section 1. DEFINITIONS.

For the purpose of this Article,

- a. "agent" means any person who is or was a Trustee, Officer, employee, or other agent of this Corporation, or who is or was serving at the request of the Corporation as a Trustee, Director, Officer, employee, or agent of another foreign or domestic corporation, partnership, joint venture, trust, or other enterprise, or was a Trustee, Director, Officer, employee, or agent of a foreign or domestic corporation that was a predecessor corporation of this Corporation or of another enterprise at the request of the predecessor corporation;
- b. "proceeding" means any threatened, pending, or completed action or proceeding, whether civil, criminal, administrative, or investigative; and
- c. "expenses" include, without limitation, all attorneys' fees, costs, and any other expenses reasonably incurred in the defense of any claims or proceedings against an agent by reason of his or her position or relationship as agent and all attorneys' fees, costs, and other expenses reasonably incurred in establishing a right to indemnification under this Article VII.

Section 2. SUCCESSFUL DEFENSE BY AGENT.

To the extent that an agent of the Corporation has been successful on the merits in the defense of any proceeding referred to in this Article, or in the defense of any claim, issue, or matter therein, the agent shall be indemnified against any expenses actually and reasonably incurred by the agent in connection with the proceeding.

Section 3. SETTLEMENT OR UNSUCCESSFUL DEFENSE BY AGENT.

If an Agent either settles any proceeding referred to in this Article, or any claim, issue, or matter therein, or sustains a judgment rendered against him, then the provisions of Sections 4 through 8 of this Article shall determine whether the agent is entitled to indemnification.

Section 4. ACTIONS BROUGHT BY PERSONS OTHER THAN THE CORPORATION.

This section applies to any proceeding other than an "action brought by or on behalf of the Corporation" as set forth in Section 5 below. Such proceedings that are not brought by or on behalf of the Corporation are referred to in this section as "Third Party Proceeding."

- a. Subject to the required findings to be made pursuant to subsection (b) below, the Corporation shall indemnify any person who was or is a party, or is threatened to be made a party, to any Third Party Proceeding, by reason of the fact that such person is or was an agent of the Corporation, for all expenses, judgments, fines, settlements, and other amounts actually and reasonably incurred in connection with the Third Party Proceeding.
- b. Any indemnification granted to an Agent in this section is conditioned on the following: The Board must determine, in the manner provided in Section 8, that the agent seeking reimbursement acted in good faith, in a manner he or she reasonably believed to be in the best interest of the Corporation, and, in the case of a criminal proceeding, he or she must have had no reasonable cause to believe that his or her conduct was unlawful. The termination of any proceeding by judgment, order, settlement, conviction, or on a plea of

nolo contendere or its equivalent shall not, of itself, create a presumption that the person did not act in good faith or in a manner he or she reasonably believed to be in the best interest of the Corporation or that he or she had reasonable cause to believe that his or her conduct was unlawful.

Section 5. ACTION BROUGHT BY OR ON BEHALF OF THE CORPORATION.

This section applies to any proceeding brought (i) by or on behalf of the Corporation, or (ii) by an Officer, Trustee or person granted relator status by the Attorney General, or by the Attorney General, on the ground that the defendant Trustee was or is engaging in self-dealing within the meaning of California *Corporations Code* §5233, or (iii) by the Attorney General or person granted relator status by the Attorney General for any breach of duty relating to assets held in charitable trust (any such proceeding is referred to in these Bylaws as a proceeding “by or on behalf of the Corporation”).

- a. Subject to the required findings to be made pursuant to subsection (b) below and except as provided in Sections 6 and 7 of this Article, the Corporation may indemnify any person who was or is a party, or is threatened to be made a party, to any proceeding by or on behalf of the Corporation, by reason of the fact that such person is or was an agent, for all expenses actually and reasonably incurred in connection with the defense or settlement of such action.
- b. Any indemnification granted to an agent in this section is conditioned on the following: The Board must determine, in the manner provided in Section 8, that the agent seeking reimbursement acted in good faith, in a manner he or she believed to be in the best interest of the Corporation and with such care, including reasonable inquiry, as an ordinarily prudent person in a like position would use under similar circumstances.

Section 6. CLAIMS SETTLED OUT OF COURT.

If any agent settles or otherwise disposes of a threatened or pending action brought by or on behalf of the Corporation, with or without court approval, the agent shall receive no indemnification for amounts paid pursuant to the terms of the settlement or other disposition. Also, in cases settled or otherwise disposed of without court approval, the Agent shall receive no indemnification for expenses reasonably incurred in defending against the proceeding, unless the proceeding is settled with the approval of the Attorney General.

Section 7. CLAIMS AND SUITS AWARDED AGAINST AGENT.

If any agent is adjudged to be liable to the Corporation in the performance of the agent's duty to the Corporation, the Agent shall receive no indemnification for amounts paid pursuant to the judgment, and any indemnification of such agent under Section 5 of this Article or expenses actually and reasonably incurred in connection with the defense of that action shall be made only if both of the following conditions are met:

- a. The determination of good faith conduct required by Section 5(b) of this Article must be made in the manner provided for in Section 8; and

- b. Upon application, the court in which the action was brought must determine that, in view of all of the circumstances of the case, the agent fairly and reasonably entitled to indemnity for the expenses incurred. If the agent is found to be so entitled, the court shall determine the appropriate amount of expenses to be reimbursed.

Section 8. DETERMINATION OF AGENT'S GOOD FAITH CONDUCT.

The indemnification granted to an agent in Sections 4 and 5 of this Article is conditioned on the findings required by those Sections being made by:

- a. The Board by a majority vote of a quorum consisting of Trustees who are not parties to the proceeding; or
- b. The court in which the proceeding is or was pending. Such determination may be made on application brought by the Corporation or the agent or the attorney or other person rendering a defense to the agent, whether or not the application by the agent, attorney, or other person is opposed by the Corporation.

Section 9. LIMITATIONS.

No indemnification or advance shall be made under this Article, except as provided in Sections 2 or 8(b), in any circumstances when it appears:

- a. that the indemnification or advance would be inconsistent with a provision of the Articles of Incorporation, a duly adopted resolution or motion of the Trustees or an agreement in effect at the time of the accrual of the alleged cause of action asserted in the proceeding in which the expenses were incurred or other amounts were paid, which prohibits or otherwise limits indemnification; or
- b. that the indemnification would be inconsistent with any condition expressly imposed by a court in approving a settlement.

Section 10. ADVANCE OF EXPENSES.

Expenses incurred in defending any proceeding may be advanced by the Corporation before the final disposition of the proceeding on receipt of an undertaking by or on behalf of the agent to repay the amount of the advance unless it is determined ultimately that the agent is entitled to be indemnified as authorized in this Article.

Section 11. CONTRACTUAL RIGHTS OF PERSONS OTHER THAN AGENTS.

Nothing contained in this Article shall affect any right to indemnification to which persons, other than agents of the Corporation, may be entitled by contract or otherwise.

Section 12. INSURANCE.

The Corporation shall have the right to purchase and maintain insurance to the full extent permitted by law on behalf of its officers, Trustees and employees. The Corporation reserves the right to require its subcontractors and vendors to maintain appropriate types of insurance with sufficient limits in order to protect the interests of the Corporation. The Board may adopt a resolution or motion authorizing the purchase and maintenance of insurance on behalf of any agent, as defined in this Article, against any liability asserted against or incurred by any agent in such capacity or arising out of the agent's status as such, whether or not the Corporation would

have the power to indemnify the agent against that liability under the provisions of this Article.

Section 13. FIDUCIARIES OR CORPORATE EMPLOYEE BENEFIT PLAN.

This Article VII does not apply to any proceeding against any Trustee, investment manager, or other fiduciary of an employee benefit plan in that person's capacity as such, even though that person may also be an agent of the Corporation as defined in Section 1 of this Article. Nothing contained in this Article shall limit any right to indemnification to which such a Trustee, investment manager, or other fiduciary may be entitled by contract or otherwise, which shall be enforceable to the extent permitted by applicable law.

ARTICLE VIII - COMMITTEES

Section 1. PROVISION FOR COMMITTEES.

The Corporation shall have the following standing committees: an Executive Committee, a Master Trust Committee, a Vendor Advisory Committee, an Audit Committee, the Another Way Advisory Committee and such other standing committees as may from time to time be established by the Board. The Chairperson and members of committees that have or may be granted authority to act on behalf of the Board must be elected by a majority of the Trustees then in office, with the exception of those Trustees or officers whose appointment to any such committee is provided for in these Bylaws. The only committee that has or may be granted authority to act on behalf of the Board is the Executive Committee. If a committee does not have authority to act on behalf of the Board, then unless otherwise provided in these Bylaws, the Executive Committee may make all appointments to the committee at the Executive Committee's regularly scheduled meetings and shall appoint the committee Chairperson and specify the committee's duties and reporting schedule. Except as provided in these Bylaws, the Chairperson of each committee must be a member of the Board. There shall be a minimum of two (2) Trustees on each committee, except for only one Trustee on the Vendor Advisory Committee. If a Trustee no longer serves on the Board, then that Trustee is no longer eligible for service on a committee unless reappointed as a member of the public. Except as provided in these Bylaws, committee members serve at the pleasure of the Board for a term of two (2) years. All members of all committees must sign a Confidentiality, Non-Disclosure and Non-disparagement Agreement upon being appointed to any committee. The Master Trust Committee and the Another Way Advisory Committee are corporate affairs committees and deal with confidential matters and, therefore, their agendas and minutes are confidential and shall not be made available to the public.

Section 2. PROHIBITED ACTIONS OF COMMITTEES.

No committee shall be granted the authority to do any of the following:

- a. Approve any action for which the California Nonprofit Corporation Law also requires approval of the members or approval of a majority of all members, regardless of whether the Corporation has members;
- b. Fill vacancies on the Board or on any committee that has the authority of the Board;
- c. Fix compensation of the Trustees for serving on the Board or on any committee;
- d. Amend or repeal these Bylaws or adopt new Bylaws;
- e. Amend or repeal any duly adopted resolution or motion of the Board, which by its

- express terms is not so amendable or replaceable;
- f. Appoint any other committees of the Board that have the authority of the Board or the members of those committees;
 - g. Expend corporate funds to support a nominee for Trustee after more persons have been nominated than can be elected; or ~~§ 1.2~~
 - h. Approve any transaction (i) between the Corporation and one or more of its Trustees or (ii) between the Corporation and any entity in which one or more of its Trustees have a material financial interest; or ~~§ 1.2~~
 - i. Establish the policies of the Corporation and otherwise perform those powers reserved for action by the full Board acting as a program policy committee.

Section 3. EXECUTIVE COMMITTEE.

The Board shall have an Executive Committee composed of the following officers of the Board: the Chair, Vice-Chair, and Secretary; and two (2) other Trustees. In addition, the Executive Director, Associate Executive Director, General Counsel and **Director of Financial Services** of the Corporation are *ex officio* non-voting members of the Executive Committee. The Board Chair shall be the chairperson of the Executive Committee. No member of the public may serve on the Executive Committee. The Executive Committee shall have such power and authority to perform such duties as the Board may from time to time determine, and shall include, but not be limited to, the following:

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- a. Review applications, conduct interviews, and nominate individuals to be members of the Board.
- b. Present to the Board at the annual meeting a slate with the name of the Trustee the committee believes will best serve each officer position to be filled from the Board;
- c. Review the Bylaws and recommend amendments, when necessary, to the Board;
- d. Provide input to the Board regarding any changes made in the contract with the Department of Developmental Services (DDS);
- e. Review the draft financial and variance statement(s) prior to the Board meeting; and
- f. Review any contracts over \$250,000 and present them to the Board for approval.
- g. Act as the Investment Committee for Master Trust of California with oversight of the investment policy, the pooled trust investments and the investment consultant.

An affirmative vote of a majority of the Executive Committee members present at a duly called meeting shall be necessary to transact the business of the Executive Committee. All actions taken by the Executive Committee shall be reported at the next regular meeting of the Board.

Section 4. MASTER TRUST COMMITTEE.

The Master Trust Committee administers the Master Trust of California which is comprised of separate trusts administered as special needs trusts or other private trusts for persons diagnosed with developmental disabilities throughout the State of California. Any two (2) Trustees on this committee who agree a proposed action would violate a fiduciary responsibility owed by the Trustee, may exercise a veto, which is controlling. The Corporation is a trustee on private trusts created by court order, a consumer, a consumer's family or by a will. This committee has the discretion to release or refuse to release trust funds on behalf of a beneficiary

and to fulfill serving in a fiduciary relationship to each trust beneficiary and these Bylaws constitute the Board's ongoing approval and ratification of the actions of the Master Trust Committee in doing so. The Master Trust Committee may administer trusts anywhere in the State of California.

The Master Trust Committee is also authorized to establish and/or assist in establishing ABLE accounts through any of the ABLE Act programs established by any state that accepts applicants from California for those persons diagnosed with developmental disabilities and to assist any such individuals with the administration of and/or distributions from their ABLE accounts to the extent permitted by law.

The members of the Master Trust Committee require specialization in the fields of public benefits, medicine, law, developmental disabilities, and ~~Financial Services~~. Due to the level of expertise required, members may include persons not on the Board, who are invited after approval by a majority vote of the Trustees then in office to sit on the Master Trust Committee. There are no term limits for the members who are not Trustees. In addition, the Executive Director, Associate Executive Director, General Counsel and ~~Director of Financial Services~~ of the Corporation are *ex officio* non-voting members of the Master Trust Committee. The Trust Administrator for the Master Trust of California shall serve as the Chairperson. The members of this committee will select a Vice-Chairperson, who must be a Trustee. The meetings of this committee are not open to the public as this is a corporate affairs committee.

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Section 5. VENDOR ADVISORY COMMITTEE.

The Vendor Advisory Committee (VAC) shall be composed of a wide variety of persons representing the various categories of providers from which the Corporation purchases consumer services. The VAC shall provide advice, guidance, recommendations, and technical assistance to the Board in order to assist the Corporation in carrying out its regional center mandated functions. The Executive Committee shall confirm the chairperson of the VAC. The VAC does not have the authority to act on behalf of the Board. Members of the VAC serve a term of two (2) years and may not exceed two (2) consecutive terms. The VAC shall designate one of its members to serve as a member of the Board.

Section 6. AUDIT COMMITTEE.

The Audit Committee shall consist of three members of which two (2) shall be Trustees and the third may, in the Board's discretion, be either another Trustee or a member of the public who is not a Trustee. The Audit Committee shall not include paid or unpaid staff or employees of the Corporation, including the Executive Director, Associate Executive Director, ~~General Counsel~~ and ~~Director of Financial Services~~, though the Executive Director, Associate Executive Director, ~~General Counsel~~ and ~~Director of Financial Services~~ may be invited to attend meetings as advisors and to provide reports in the Audit Committee's sole discretion. If there is a Finance Committee, members of the Finance Committee shall constitute less than 50% of the membership of the Audit Committee and the chairperson of the Audit Committee shall not be a member of the Finance Committee. Subject to the supervision of the Board, the Audit Committee shall:

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- a. Make recommendations to the Board on the hiring and firing of the Certified Public

- Accountant (CPA) who prepares the Corporation's annual audited financial statements;
- b. Confer with the CPA to satisfy Audit Committee members that the financial affairs of the Corporation are in order;
- c. Approve non-audit services by the CPA and ensure such services conform to standards in the latest edition of the Yellow Book issued by the United States Comptroller General; and
- d. If requested by the Board, negotiate the CPA's compensation on behalf of the Board.

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Section 7. ANOTHER WAY ADVISORY COMMITTEE.

The purpose of the Another Way Advisory Committee (AWAC) is to support the unmet needs of developmentally disabled individuals living in San Bernardino and Riverside counties, who meet the financial eligibility and have need(s) that cannot be met by the services and supports provided by the Corporation under the Lanterman Developmental Disabilities Services Act or by an existing community resource, which may include seeking grants and implementing those grants specific to a unique need for eligible individuals. The Coordinator of the AWAC shall serve as the chairperson. The membership structure of the AWAC and its operating guidelines must be approved by a majority of the Trustees then in office. In addition, the Executive Director, Associate Executive Director, General Counsel and Director of Financial Services of the Corporation are *ex officio* non-voting members of the AWAC. This committee has the discretion to use the funds donated for use by the AWAC to fulfill its purpose and these Bylaws constitute the Board's ongoing approval and ratification of the actions of the AWAC in doing so. The meetings of the AWAC are not open to the public as this is a corporate affairs committee.

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Section 8. ADVISORY COMMITTEES.

The Board may create one or more advisory committees and shall state their purpose and provide for their termination. The Board shall appoint and discharge advisory committee members consistent with Article VIII, Section 1 of these Bylaws. All actions and recommendations of an advisory committee shall require ratification by the Board before being given effect.

Section 9. REVOCATION OF DELEGATED AUTHORITY.

The Board may, at any time, revoke or modify any or all of the authority that the Board has delegated to a committee, increase or decrease the number of members of a Committee, but not below two (2), and fill vacancies in a committee from the members of the Board or public, as appropriate.

Section 10. MEETINGS OF COMMITTEES.

Meetings of and actions taken by committees shall be governed by, and held and taken in accordance with, the provisions of Article IV of these Bylaws concerning meetings of the Board and quorum rules, with such changes in the context of the Bylaws as are necessary to substitute the committee and its members for the Board and its members, except that (a) the time for regular meetings of committees may be determined either by a duly adopted resolution or motion of the Board or by a duly adopted resolution or motion of a committee and (b) meetings of the committees shall not be open to the public except for the Vendor Advisory Committee. Minutes shall be kept of each meeting of any Committee and shall be filed with the corporate records.

Except as provided in these Bylaws, the minutes of committee meetings are not available to the public. The Committee shall report to the Board from time to time as the Board may require. The Board may adopt rules for the governance of any Committee not inconsistent with the provisions by these Bylaws. The Board may adopt rules for the governance of any committee not inconsistent with the provisions of these Bylaws. In the absence of rules adopted by the Board, the committee may adopt such rules.

ARTICLE IX – CONFLICT OF INTEREST

Section 1. NO CONFLICT OF INTEREST.

It is the policy of the Corporation that the Corporation's Trustees and employees shall act in the course of their duties solely in the best interest of the Corporation's consumers and their families without regard to the interests of any other organization with which they are associated or persons to whom they are related. Trustees, employees, and others acting on the Corporation's behalf, as defined in regulations issued by the Department of Developmental Services, shall be free from conflicts of interest that could adversely influence their judgment, objectivity, or loyalty to the Corporation, its consumers, or its purposes as set forth in Article II, Section 1 above. The Corporation shall comply with the conflict of interest provisions of the Lanterman Developmental Disabilities Services Act (*Welfare and Institutions Code §4500 et. seq.*); including, but not limited to, *Welfare and Institutions Code §§4622, 4626, 4626.5 and 4627* and any applicable regulations relating to conflict of interest as set forth in *California Code of Regulations*, Title 17.

ARTICLE X - MISCELLANEOUS

Section 1. MINUTE BOOK.

The Corporation shall keep a minute book in written form, which shall contain a record of all actions by the Board, including the following:

- a. The time, date and place of each meeting;
- b. Whether a meeting is regular, special or emergency and, if special or emergency, how called;
- c. The manner of giving notice of each meeting and a copy thereof;
- d. The names of those present at each meeting of the Board;
- e. The minutes of all meetings;
- f. Any written waivers of notice, consents to the holding of a meeting or approvals of the minutes thereof;
- g. All written consents for action without a meeting; (viii) all protests concerning lack of notice; and
- h. Formal dissents from Board actions.

Section 2. BOOKS AND RECORDS OF ACCOUNT.

The Corporation shall keep adequate and correct accounts, books and records of account. "Correct accounts, books and records" includes, but is not limited to: accounts of properties and transactions, its assets, liabilities, receipts, disbursements, gains, and losses. All such books, records and accounts shall be kept at its principal place of business in the State of California, as

determined by the Board of Trustees from time to time.

Section 3. ARTICLES OF INCORPORATION AND BYLAWS.

The Corporation shall keep at its principal office, the original or a copy of the Articles of Incorporation and Bylaws, as amended to date, certified by the Secretary or Assistant Secretary.

Section 4. FEDERAL TAX EXEMPTION APPLICATION AND ANNUAL RETURNS.

The Corporation shall at all times keep at its principal office a copy of its federal tax exemption application and, for three (3) years from their date of filing, its annual information returns. These documents shall be open to public inspection and copying to the extent required by law.

Section 5. TRUSTEES' RIGHT OF INSPECTION.

Every Trustee shall have the absolute right at any reasonable time to inspect all books, records, and documents of every kind and the physical properties of the Corporation and each of its subsidiaries. The inspection by a Trustee may be made in person or by an agent or attorney designated by the Trustee. The right of inspection includes the right to copy and make extracts of documents.

Section 6. ANNUAL REPORT.

The Board shall cause an annual report to be provided to each Trustee, within one hundred-twenty (120) days of the close of the Corporation's fiscal year, containing the following information in appropriate detail:

- a. The assets and liabilities, including trust funds, of the Corporation as of the end of the fiscal year;
- b. The principal changes in assets and liabilities, including trust funds, of the Corporation during the fiscal year;
- c. The revenue or receipts of the Corporation, both unrestricted and restricted to particular purposes, for the fiscal year;
- d. The expenses or disbursements of the Corporation, both general and restricted to particular purposes, for the fiscal year; and
- e. Any information required by California *Corp. Code* §6322 relating to indemnification and transactions with interested persons.

The Corporation may provide the above annual report to each Trustee in person, by US Mail or by electronic transmission to the e-mail address assigned by the Corporation to each Trustee.

Section 7. CORPORATE SEAL.

The corporate seal, if any, shall be in such form as may be approved from time to time by the Board. Failure to affix the seal to corporate instruments, however, shall not affect the validity of any such instrument.

Section 8. CHECKS AND NOTES.

Except as otherwise specifically determined by resolution or motion of the Board, or as

otherwise required by law, all checks, drafts, promissory notes, other orders for the payment of money, and other evidence of indebtedness of the Corporation may be signed or endorsed by two (2) authorized individuals, (a) one of whom shall be either the Chair, Vice-Chair, the Executive Director/CEO or the Associate Executive Director/COO and (b) the other shall be either the Secretary, General Counsel or the Director of Financial Services. However, if any of the individuals listed in either sub-parts (a) or (b), or both, are absent or are unable or unwilling to act, then any two (2) members of the Executive Committee may act in their place or by such other Trustees or officers as designated from time to time by resolution or motion of the Board.

Deleted: Chief Financial Officer

Section 9. DEPOSITS.

All funds of the Corporation shall be deposited to the credit of the Corporation in such banks, trust companies or other financial institutions designated by resolution or motion of the Board.

Section 10. GIFTS.

The Board may accept on behalf of the Corporation any contribution, gift, bequest, or devise for the charitable purposes of the Corporation.

Section 11. EXECUTION OF CONTRACTS AND OTHER DOCUMENTS.

Any contract, memorandum of understanding, conveyance or other instrument in writing, and any assignment or endorsement thereof, which is to be entered into between the Corporation and any other person, organization or public or private entity shall be signed by either the Executive Director/CEO or the Associate Executive Director/COO. If both the Executive Director/CEO and the Associate Executive Director/COO are absent or are unable or unwilling to act, then either the Chair or Vice-Chair of the Board may act in their place. If both the Chair and Vice-Chair of the Board are absent or are unable or unwilling to act, then any other Trustee may act in their place. In addition, the General Counsel, Director of Financial Services/CFQ, Director of Community Services, Director of Adult Services, Director of Children and Transition Services, Director of Intake, Clinical Services and Early Start, and the Directors of any other programs that may be established by the Corporation, have the authority to execute any contract, memorandum of understanding, conveyance or other instrument in writing, and any assignment or endorsement thereof, which is to be entered into between the Corporation and any other person, organization or public or private entity with respect to those items that relate to their respective areas of responsibility. In the event a Director is absent or is unable or unwilling to act, then any other Director may act in their place. If all of the Directors are absent or are unable or unwilling to act, then any Trustee, who is not already acting in place of a Director, may act in their place.

Deleted: two (2) officers of the Corporation, one of whom shall be either the Executive Director

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Deleted: is specifically authorized to execute the contract between the Corporation and DDS, and any amendments thereto, without the necessity of a second signature from another officer or Trustee. ...

The Executive Director/CEO may designate other individuals within the Corporation who are authorized to execute any contract, memorandum of understanding, conveyance or other instrument in writing, and any assignment or endorsement thereof, which is to be entered into between the Corporation and any other person, organization or public or private entity with respect to items that relate to each individual's area of responsibility.

Unless so authorized by the Board or these Bylaws, no Trustee, officer, agent, or employee shall have any power or authority to bind the Corporation to any contract or other instrument in writing, or to pledge its credit or render it liable for any purpose or in any amount.

Section 12. PARLIAMENTARY AUTHORITY.

The rules contained in Robert's Rules of Order Newly Revised, shall govern meetings of the Board and committees as long as such rules are not inconsistent with or in conflict with these Bylaws, the Articles of Incorporation or with any provision of law applicable to the Corporation.

Section 13. CONSTRUCTION AND REFERENCE TO LAWS.

Unless the context requires otherwise, the general provisions, rules of construction, and definitions of the California Nonprofit Corporation Law (*Corporations Code* §5000 *et seq.*) shall govern the construction of these Bylaws. Without limiting the generality of the above, the masculine gender includes the feminine and neuter, the singular number includes the plural, the plural number includes the singular, and the term "person" includes both the Corporation and a natural person. Any reference in these Bylaws to any state or federal statutes or regulations shall be deemed to include any amendments to said statutes or regulations and any successor statutes or regulations.

ARTICLE XI – AMENDMENTS

The Board may restate, amend or repeal these Bylaws by a majority vote of the Trustees then in office. Such power is subject to the following limitations:

- a. Where any provision of these Bylaws requires the vote of a larger proportion of the Trustees than otherwise is required by law, such provision may not be altered, amended or repealed except by the vote of such greater number.
- b. No amendment may extend the term of a Trustee beyond that for which such Trustee was elected.
- c. If Bylaws are restated, amended or repealed at a meeting of the Board, such action is authorized only at a duly called and held meeting for which written notice of such meeting, setting forth the proposed Bylaw revisions with explanations therefor, is given in accordance with these Bylaws, unless such notice is waived in accordance with these Bylaws.

All persons becoming Trustees of this Corporation agree to abide by and be bound by these Bylaws and the rules, regulations, and other orders of the Board made pursuant thereto.

CERTIFICATION

I certify that I am the duly elected and acting Secretary or Assistant Secretary of Inland Counties Regional Center, Inc., a California nonprofit public benefit corporation; that these Bylaws, consisting of 25 pages, are the Restated Bylaws of the Corporation, as adopted by the Board of Trustees on November 8, 2021, and that these Bylaws have not been amended or modified since that date.

Deleted: July 8, 2019

Date: _____

Carmen Estrada, Secretary, or
Sandra Guzman, Assistant Secretary

