

Indiana Statewide Independent Living Council (INSILC)  
**MINUTES 05/10/2017**

Indiana Government Center South  
Conference Center – Conference Room C  
402 W. Washington Street, Indianapolis, Indiana 46204

**INSILC Members Present:** Kortney Bond, Erin Hall, Peter Ciancone, Bonnie Bomer, Kevin Burk, Chris Cleveland, Fred Vaiana, Peri Rogowski, Derek Deckman (via phone)

**INSILC Members Absent:** Cynthia Rockwell

**Guests Present:** Amber O’Haver, Amy Allen Sekhar, Tonya Resler, Theresa Koleszar, Patricia Yeager (via teleconference) & CJ McKinney (via teleconference).

- I. **Welcome and Call to Order:** Chair Chris Cleveland officially called the meeting to order at 1:00 p.m.
- II. **Pledge of Allegiance:** INSILC Members and Guests recited the Pledge of Allegiance.
- III. **Roll Call:** Kortney Bond (Bureau of Developmental Disabilities Services (BDDS) – State Agency Rep – Non-voting Member), Erin Hall (Indiana Department of Transportation (INDOT) - State Agency Rep., Non-Voting Member), Peter Ciancone (Center for Independent Living (CIL) Rep - Voting Member), Bonnie Bomer (State Agency Rep – Non-voting Member), Kevin Burk (Treasurer, Voting Member), Chris Cleveland (Chair, Voting Member), Amber O’Haver (INSILC Executive Director), Amy Allen Sekhar (INSILC Administrative Coordinator), Fred Vaiana (Vice-Chair, Voting Member), Peri Rogowski (DSE liaison, FSSA/BRS, Non-Voting Member), Tonya Resler (Independent Living Program Director, FSSA/BRS - Guest), Theresa Koleszar (Director, BRS - guest), Derek Deckman (Voting Member)
- IV. **Approval of the Agenda:** A motion to approve the agenda with no changes was made by Kevin Burk. The motion was seconded by Peter Ciancone and the motion was passed.
- V. **Statement of the Chair:** A Statement of the Chair was given indicating that there would be limited time at the end of the meeting for public comment; the Chair further reminded the public of the rules for public comment.
- VI. **Approval of Minutes:** Chair Chris Cleveland asked for a motion to approve the March 8, 2017 meeting minutes. A motion to approve the minutes was made by Peter Ciancone. The motion was seconded by Kevin Burk and the motion was passed via roll-call vote.
- VII. **Treasurer’s Report:** Kevin Burk gave the Treasurer’s Report and shared that details can be found in the documents that were provided to the Council. The information included October 2016-February 2017. Although the balance on the report is in the red, as of the date of the meeting, the account was in the black. A motion to approve the Treasurer’s Report was made by Fred Vaiana. The motion was seconded by Peter Ciancone and the motion was passed via roll-call vote.
- VIII. **Old Business**

Prior to addressing Old Business, Chris Cleveland indicated that Council Member Bill Fama had resigned from the Council due to family issues and thanked him for his service.

  - A. **IL Funding Formula Report Presentation/Discussion: Before the Funding Formula presentation began,** Chris Cleveland stated that the current members of this Council did not produce earlier report. Mr. Cleveland introduced Patricia Yeager & CJ McKinney, the consultants who drafted the current/updated funding formula report. Ms. Yeager explained the origin of the formula and explained the importance of using objective 3rd party data to draft the funding formula.

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INSILC is the first Council to have formally developed an objective funding formula and this update has added an important fourth factor. Originally, the funding formula had 3 factors in order to distribute funding equitably across CIL catchment areas: 1) number of people with disabilities across the state and counties; 2) the worker disability index; 3) the economic distress index (page 3 of report). Ms. Yeager explained the difference between urban vs. rural and expressed that the formula weighted a bit towards rural areas because they have fewer resources than urban areas. Ms. Yeager then proceeded to explain the math in the formula and how using it would be helpful for equitable distribution of funds. Ms. Yeager also explained the importance of having a funding formula as being more objective and sustainable in the long term. INSILC has added a 4<sup>th</sup> factor to the formula: nursing homes population count. This is an important addition because it would help when talking with legislators about the deinstitutionalization needs in Indiana. Ms. Yeager introduced CJ McKinney. Mr. McKinney noted that there remains about 31% of the state still unserved by a CIL. Mr. McKinney described the funding formula in layman's terms (pages 5-7 of report) and explained the sources of data used in the report. Mr. McKinney reiterated the difference between how funds would be distributed across urban and rural areas and explained that one of the factors takes in to account how many counties are in a Center's catchment area because each county would get a specific amount of money. Therefore, funding would look different if a Center serves two counties vs. a Center that serves multiple counties. Mr. Fred Vaiana asked for clarification regarding how Indiana is the first state to use this formula if it was first drafted in Illinois. Amber O'Haver clarified that the funding formula has never been used for past or current IL funding in Indiana and that the funding formula report is a tool to educate legislators and could possibly be used if the legislature awarded new/additional IL funding to CILs in the general budget. Ms. Yeager commented that Illinois was first to conceive the idea, but not for formulize it for funding as Indiana did. Ms. Yeager continued that other states have now also started to develop their own funding formula. Mr. Vaiana posed a follow-up question asking to explain funding for CILs that serve more counties vs. those with fewer. Ms. Yeager replied that Urban CILs have access to more community resources whereas rural areas do not (e.g. more distance, fewer jobs). Mr. McKinney explained how Washington State tweaked its funding formula to account for the Seattle CIL that serves one county. Kevin Burk asked to explain the economic distress index in more detail. Mr. McKinney explained job density for county vs. job density of the state as a whole ratio of county/state. Mr. Burk asked if that was proven effective to which Mr. McKinney responded, yes. Mr. Vaiana followed with a further question about job density and whether they are real jobs or based on statistical employment rates. Mr. McKinney responded that this data is from the US Department of Labor and is per county. Ms. Yeager added that the added factor of nursing homes is very important and puts Indiana on the forefront.

- B. **INSILC Training with National ILRU Trainers (June 23 & 24) – Update:** Amber O'Haver gave an update for the upcoming training workshop with Independent Living Research Utilization (ILRU) National Trainers, Paula McElwee and Kimberly Tissot. Ms. O'Haver thanked the accessABILITY Center for Independent Living in Indianapolis for hosting the training.
- C. **NCIL Conference (July 24 – 27 Washington D.C.):** Amy Sekhar will be attending and Chris Cleveland would like to attend.

**IX. New Business**

- A. **INSILC FY 2016 990 Report:** Amber O'Haver is working with INSILC's accountant to ensure that INSILC is reporting correct and accurate information on the FY16 990. She stated she would

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much rather take additional time to get the report and its financials correct than rush and submit a bad report to the IRS. Therefore, INSILC applied for a second extension and is continuing to work to finish the report, which will be ready by the next meeting. A vote on the report will occur in July.

- B. **Vocational Rehabilitation – Order of Selection:** Amber O’Haver briefly explained that Vocational Rehabilitation (VR) made the move towards Order of Selection because of a lack of resources (funding) and staffing issues. Additionally, VR does not draw down all its federal funding because the legislature does not supply the matching funds required to do so. Ms. O’Haver explained that Order of Selection creates three priority categories, and only those in priority category 1 will get services once the amendment to the unified state plan is approved by the Rehabilitation Services Administration. Ms. O’Haver gave details about the Indianapolis public hearing and call-in input opportunity regarding Order of Selection. Ms. O’Haver shared that the VR Commission meeting on May 12 would further discuss Order of Selection and how it will impact people with disabilities and other agencies in the state. Ms. O’Haver commented that we must work together to figure out how to come out of Order of Selection.
- C. **INSILC Operational Policies/Procedures:** Amber O’Haver explained that this will be an ongoing item on the agenda so that the Council can review smaller chunks of the INSILC Operational policies at a time instead of all at once because there is a vast amount. The policy brought forth for this meeting is the Conflict of Interest policy. If this policy is approved by the Council, members should fill out the form and sign/return it and the agreement to Ms. O’Haver. A motion to approve the Conflict of Interest policy was made by Fred Vaiana. The motion was seconded by Peter Ciancone and the motion was passed via roll-call vote.

**X. Committee & State Updates, Reports, Comments:**

- A. **Executive Director Report:** Amber O’Haver commented that the Executive Director Reports were for both March & April and that she shared a few highlights
  - a. **ADA Indiana Steering Committee:** This year’s workshop will center around how ADA plays a role regarding the Olmstead Decision (applies to Title II of the ADA) and the impact it has had on states and Indiana;
  - b. **Central Indiana Alliance Against Hate:** Indiana is one of only 5 states that does not have hate crime legislation in place. The Fair Housing Center of Central Indiana received a grant to work on this issue and formed the Central Indiana Alliance Against Hate (CIAAH). The CIAAH recently held a focus group and several individuals from many diverse backgrounds participated. Ms. O’Haver commented that disability was very well represented and in addition to herself, several other Executive Directors of disability organizations attended, too. Please let Ms. O’Haver know if anyone would like to participate in further work groups.
- B. **Outreach Committee:** Chris Cleveland did not have a report but expressed that there would be more of an update in July.
- C. **SPIL (2017-2019) Committee:** Peter Ciancone shared that the committee is creating a SPIL dashboard so there can be a reference for progress. The committee will continue to address what and how the Council will collect data to monitor the SPIL. The SPIL committee will be connecting with the CILs to gather information to address parts of the SPIL where they have an impact.
- D. **Update - DSE:** Peri Rogowski gave the update.

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- a. There is a DDRS email subscriber link on its website; the public can click on the link and provide their email to receive DDRS updates (<https://public.govdelivery.com/accounts/INFSSA/subscriber/new>).
  - b. DDRS is setting up new vending sites through its Blind Services program and is recruiting candidates who are blind or visually impaired to run these vending sites. Deaf and Hard of Hearing Services will prepare ASL training videos with voiceover.
  - c. Ms. Rogowski discussed Indiana Homeland Security FEMA training and the creation of Functional Assistance Service Teams (FAST), which ensures inclusion in times of disaster and planning exercises. Ms. Rogowski would like to work on how INSILC can partner with the Governor's Council for People with Disabilities (GCPD) or other entities on this issue. Ms. Rogowski commented that this would be a nice bridge for INSILC as we do not have any FAST teams in Indiana.
  - d. Theresa Koleszar offered information on Order of Selection. Order of Selection occurs when a state does not have sufficient resources to serve the population; the state is required by federal law to move to Order of Selection if this is the case. Vocational Rehabilitation has had ongoing staffing troubles. Indiana has only one university with a rehabilitation degree program. Additionally, there has been an increase in referrals, which will most likely continue as a result of WIOA. These problems are not unique to Indiana. Vocational Rehabilitation must use 15% of funding for pre-employment transition services and programming. Ms. Koleszar added that information on the Public Comment period and public hearings are posted on the website ([www.in.gov/fssa/ddrs/5285.htm](http://www.in.gov/fssa/ddrs/5285.htm)); they will continue to post updates. There is also an Order of Selection resource page on the site. VR will reach out to partners to assist in serving individuals not assigned to Order of Selection priority category 1.
- E. **Update – Centers for Independent Living:** Peter Ciancone recommended members of the Council visit Centers for Independent Living to help them understand what CILs do.
- F. **Update – Other Agencies:**
- a. Erin Hall – INDOT: Ms. Hall will be attending the National ADA Symposium in Chicago. INDOT is hosting the 2nd Annual Title VI and ADA Summit in Indianapolis on May; the information is posted on the INDOT website. INDOT is working with ADA Coordinators in all regions to improve access. Peri Rogowski commented that the INDOT links to forms could be posted on the INSILC website.
  - b. Bonnie Bomer: Indiana Disability Rights - Client Assistance Program (CAP) continues to work on issues related to sheltered workshops. Ms. Bomer encouraged CIL directors to contact CAP if they have issues with clients who need help.
  - c. Kortney Bond – BBDS: No update
- G. **Public Comments:** Chris Cleveland opened the time for public comment by adding that INSILC will be working on adding FAQs to the INSILC web site in the future.
- a. Lorell Kilpatrick (Everybody Counts – Lake & Porter Counties): Ms. Kilpatrick requested when their lawyer could expect a response from the Council. Mr. Cleveland replied that there is no comment at this time. Ms. Kilpatrick made several comments on the

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funding formula and that she appreciated the presentation from Ms. Yeager and Mr. McKinney.

- b. Aderia Kelly (Lake County): Ms. Kelly would like a response about Vocational Rehabilitation and the length of time it takes to get services and equipment, which puts jobs in jeopardy. Ms. Kelly asked what types of disabilities are in Order of Selection category 1.
- c. Charity Stone (Lake County): Ms. Stone spoke on behalf of state representative Lawson regarding the funding formula for Northwest CILs. Ms. Stone encouraged the Council to look at the strategy that Washington State employed to balance funding between urban and rural areas.
- d. George Janiec (Lake County): Mr. Janiec commented on a Northwest Times article regarding the funding formula and expressed other comments regarding the funding formula.
- e. Elizabeth Longcore (Hamilton County): Ms. Longcore is the Accessibility Coordinator for Indy PRIDE and has been working on making the PRIDE festival accessible. Ms. Longcore expressed support for FAST teams in Indiana to make sure that accessibility/disability is taken into consideration for emergency planning. Ms. Longcore invited INSILC members to come to the PRIDE festival.

**XI. Adjournment:** Fred Vaiana motioned to adjourn the meeting. Kevin Burk seconded the motion and it was passed via roll call vote. The meeting was adjourned at 2:30 p.m. The next INSILC meeting is scheduled for July 12<sup>th</sup>, at 1:00-4:30 p.m. in the Indiana Government Center South, Conference Room C.