

EFFORTS TO IMPROVE COMMUNITY RESIDENTIAL SERVICES FOR PERSONS WITH DD IN MINNESOTA

1. *Welsch* Litigation

- a. Filed in 1972 during state budget crisis seeking:**
 - i. institutional conditions improved;**
 - ii. less restrictive community-based care.**
- b. Class action including all persons with DD in state institutions in Minnesota.**
- c. Numerous court hearings and decisions.**

- d. 1980 Consent Decree after two weeks of plaintiffs' case:
 - i. community services for 800 in 7 years;
 - ii. children's provisions;
 - iii. legislative activity required of state agency defendants;
 - iv. Court Monitor;
 - v. needs assessment for services in community for all.
- e. 1987 Negotiated Settlement.
- f. 1989 jurisdiction terminated; legislation to establish:
 - i. State-Operated Community Services;
 - ii. downsize institutions.
- g. State Institutions for Persons with DD closed June 1, 2000.
- h. 2002: 48-bed state-operated ICF/MR on grounds of one former state institution (Cambridge) serving:
 - “persons who pose a public safety risk,”
instead of jail or prison.

2. Home and Community Waiver Funding.

- a. Legislation adopted in 1983, worked with DD Council, *Welsch* Court Monitor's Office, Arc Minnesota.**
- b. Proposed to be eliminated in 1985.**
- c. Used to accomplish deinstitutionalization of public and private facilities.**
- d. Minnesota's chief community service funding source.**
- e. Limited growth of 200 persons (not living in ICF/MR) per year was insufficient to meet Minnesota's need for services.**
- f. Waiting list for those living at home grew during 1990's.**

WAITING LIST LEGISLATIVE EFFORT

1. **Research on Unspent Funds**
 - worked with Institute on Community Integration on data,
 - institutional costs versus community costs.
2. **Worked with Clients and Local TV Station in 1998 and Newspaper Reporter 1999 to get in-depth reports on waiting list crisis and unspent funds.**
3. **Arc Minnesota, grassroots effort:**
 - Many parents on waiting lists for ten years plus
 - Weekly family story published and provided to each legislator.
4. **Partners in Policy Making graduates testified, met with legislators, provided family stories, came to State Capitol.**
5. **Minnesota Disability Law Center provided technical information, data analysis, drafting legislation, testimony and amendments.**

MR/RC WAIVER FUNDS UNSPENT

	Number of Recipients	Allowable Funding	Paid Funding	Difference Between Allowable and Paid	% Difference Between Allowable and Paid
Fiscal Year 1995	4,978	\$184,692,826	\$173,944,554	\$10,685,272	5.82%
Fiscal Year 1996	5,630	\$228,864,989	\$216,580,174	\$12,284,815	5.37%
Fiscal Year 1997	6,103	\$269,376,753	\$253,454,749	\$15,922,004	5.91%
Nov. 21, 1998	6,825	\$328,500,000	\$310,000,000* likely to be \$315,000,000	\$13,500,000*	4.%*

*Claims for fiscal year 1998 are still being submitted for payment.

MINNESOTA WAITING LIST

1999

Home and Community Waiver Services Funding
3,300 Persons screened and eligible

- 1,500 of those waiting are children under 18.
 - 1,500 are adults between 18 and 40.
 - 633 are persons over 40.
- - 194 persons over 40 are waiting at home or in a foster home.

WAITING LIST

SILS -- 500 waiting

- **\$4.6 million current state funding (requires 30% county match)**
- **1,300 persons served**

FAMILY SUPPORT GRANT

-- 900 waiting

- **\$1.6 million current state funding**
- **719 families served**

2. Nursing Facilities

415 persons with DD live in nursing facilities.

3. Waiting List for Community Services

**1,300 people screened as needing waiver services
within next 12 months**

**15,155 Persons with DD Receiving
Community Residential Services**

- at home**
- or in group homes from 2-6 persons**

Advocate for Consumer-Directed Services