

Senate Bill 1534 Steering Committee

Agenda

Friday, March 22, 2019

10:00 A.M. – 12:00 P.M.

550 Capitol St NE – Scott Lay Conference Room

Join us by Skype or phone

Dial In Information: 503-934-1400 Access Code: 96701128#

Agenda Item	Presenter/Facilitator
Rule Advisory Committee debrief and outstanding issues: <ul style="list-style-type: none">• Credit for training hours if HCW/PSW re-enters the workforce• Exception to allow HCW/PSW to attend orientation after the issuance of a provider number in emergent situations• Listing orientation topics in rule	Jenny Cokeley
Updated project plan <ul style="list-style-type: none">• Contribution agreement and calculation• Data request• Stipends	Jenny Cokeley/Mike McCormick/Brian Rudiger/Sarah Edwards
Meeting frequency	Jenny Cokeley/Mike McCormick

Decisions from today's meeting

- 1) The group approved the revised rule language for the following definitions: competency evaluation, continuing education, enrolled, and incumbent worker.
- 2) The group approved listing mandatory orientation topics in rule, as suggested during the rule advisory committee.
- 3) The group approved allowing an applicant up to 120 days to attend orientation under certain circumstances (selected by a specific consumer-employer; orientation is not readily available; delayed enrollment poses an immediate risk to the consumer's health or safety; and the applicant has met all other enrollment criteria).
- 4) Rule language allowing a worker to maintain continuing education hours after leaving the workforce is tabled until the next rulemaking process.

Discussion

- 1) Jenny Cokeley provided a debrief from the rule advisory committee meetings held on 3/1/19 and 3/14/19 and went over rule language that changed from when the steering committee first reviewed the rules.
- 2) Jenny Cokeley asked if the committee had any objection to listing orientation topics in rule, as recommended during the rule advisory committee. Sarah Edwards voiced concerns about the language being overly prescriptive and that it may limit flexibility in the future. Mike McCormick suggested removing the specific topics and replacing the language with “orientation curricula approved by the Commission.” Jenny Cokeley, Cheryl Miller, and Lea Ann Stutheit agreed that it was important to list the specific topics because they are key concepts every worker should know. Sarah Edwards asked that language be added that would give the Commission the ability to change or remove training topics later if needed. Brian Rudiger commented that the trust is not able to educate applicants on basic HR functions like explaining benefits.
- 3) Jenny Cokeley shared that members of the rule advisory committee would like to see an exception included in rule that would allow a homecare or personal support worker applicant to begin working before they attend orientation under certain circumstances. The group agreed to allow an applicant up to 120 days from enrollment to attend orientation under certain circumstances requiring approval from the Commission or local office (refer to Decisions). Sarah Edwards commented that she would not want this to be the norm and that the trust could not take on this work. Brian Rudiger commented that this could impact the budget if the worker went to orientation after enrollment since the worker would have to be paid for the time. Cheryl Miller commented that the Commission would work with the APD policy unit to outline an exception procedure. Cheryl suggested an online version of the orientation in urgent situations. Sarah voiced concern that this could be seen as an easy way out of in-person orientation. Jenny agreed to prepare language to the steering committee for consideration.
- 4) Jenny Cokeley notified the group that the rule advisory committee agreed that homecare or personal support workers who leave the workforce and return within a certain period should be able to maintain continuing education hours earned before they left. The steering committee reviewed draft rule language that would allow this. The question is how long someone could be gone before having to repeat orientation, core, and continuing education. The group decided to table this discussion and address it the next time the rule is open.
- 5) Brian Rudiger brought up the issue of stipends versus wages. He stated that SEIU is concerned that the trust would be unable to pay wages and that the state would be held liable if it was not done correctly. Brian commented that they are willing to pay stipends. This issue requires DOJ consultation.

Assignment Tracker

Topic	Owner	Assigned Date	Due Date
Rule language allowing the Commission to remove orientation topics if needed.	Jenny Cokeley	3/22/19	3/25/19
Rule language for orientation exception process.	Jenny Cokeley	3/22/19	3/25/19

Future Agenda Topics
Meeting frequency.

Next Meeting:
 April 26, 2019
 10:00 a.m. – 12:00 p.m.
 Scott Lay Conference Room - 550 Capitol St. NE