Rule 40 Advisory Committee Meeting Summary: 1.30.2012

Attending

Committee members:

Steven Anderson, Sheryl Grassie, Kay Hendrikson, Anne Henry, Patricia Kuehn, Traci Lisowski, Tim Moore, Leanne Negley, Shamus O'Meara, Andrew Pietsch, Kelly Ruiz, Bonnie Jean Smith, Gloria Steinbring, Rebecca Walsh and Colleen Wieck.

Others:

Alex Bartolic, Gail Dekker, Robert Klukas, Lori Dablow, Barbara Kleist, Donovan Chandler, Dan Hohmann, Jill Johnson, Ruth Moser, Kerstin Forsythe, Dean Ritzman, Michael Tessneer, Rick Cardenas and Suzanne Todnem.

Origins The Rule 40 Advisory Committee was formed as part of a legal settlement. The committee will study, review, and advise the Department of Human Services on how to modernize Rule 40 to reflect current best practices. This was the first meeting of the Rule 40 Advisory Committee.

Disability Services Division (DSD) staff Suzanne Todnem, Bob Klukas, and Gail Dekker provided some information on the role of the committee, the rulemaking process, a broad explanation of how this rule revision came about from a settlement agreement, principles to participate, and proposed meeting topics and schedule.

Important work. Disability Services Division Director Alex Bartolic expressed how very important the committee's work is. DSD staff shared information about related initiatives it has undertaken with which the new rule will coordinate.

Committee members' concerns. A few committee members expressed a strong concern about and interest in metrics and data. Others inquired about what information on the use of restraints, seclusion and other restrictive practices is currently available. Alex suggested the committee members put together a list of questions and staff would research and respond.

Values and challenges. The committee participated in an activity indicating their values and the associated challenges to those values in terms of this new rule. Some recurring challenges raised by the committee members include training and "inertia." The three most common values and the associated challenges were:
- Value: Person-centered practices (11). Challenges: Training with the entire team, control
- Value: Respect (10). Challenges: Stereotyping, choices have to be made for people, training and understanding
- Value: Oversight and metrics (10). Challenges: Currently no metrics and no way to ensure compliance with requirements.

Other resources. The committee brainstormed a list of "other resources" that might offer useful information about restrictive practices to the committee. The department planned to take this list to various state agency staff to provide input or research on the resources listed by the committee.