

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT County Administrative Office	(2) MEETING DATE July 14, 2009	(3) CONTACT/PHONE Geoff O'Quest, 781-5014
(4) SUBJECT Response to the FY 2008-2009 Grand Jury Report on "In-Home Supportive Services: A Valued Program with Declining Support."		
(5) SUMMARY OF REQUEST The San Luis Obispo County Grand Jury has released its FY 2008-2009 Final Report. Among the topics investigated was In-Home Supportive Services: A Valued Program with Declining Support." The Grand Jury has stipulated that two responses are required to the Presiding Judge on this report. First, the Department of Social Services is required to respond to Findings 1-10 and Recommendations 1 and 2 of the report by July 19, 2009. Second, the San Luis Obispo County Board of Supervisors is required to respond to Findings 9 and 10 and Recommendations 1 and 2 of the report by August 18, 2009. The responses for both the Department of Social Services and the Board are attached.		
(6) RECOMMENDED ACTION It is recommended that your Board adopt the response to the Grand Jury Report on "In-Home Supportive Services: A Valued Program with Declining Support," and that the adopted response be forwarded to the Presiding Judge of the Superior Court by July 19, 2009, with a copy to the Grand Jury.		
(7) FUNDING SOURCE(S) N/A	(8) CURRENT YEAR FINANCIAL IMPACT N/A	(9) ANNUAL COST N/A
(10) BUDGETED? ☐ No ☐ Yes ☒ N/A		
(11) OTHER AGENCY INVOLVEMENT/IMPACT (LIST): The Department of Social Services has contributed to this report.		
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? ☒ No ☐ Yes, How Many? _____ ☐ Permanent ☐ Limited Term ☐ Contract ☐ Temporary Help		
(13) SUPERVISOR DISTRICT(S) ☐ 1st, ☐ 2nd, ☐ 3rd, ☐ 4th, ☐ 5th, ☒ All	(14) LOCATION MAP ☐ Attached ☐ N/A	(15) Maddy Act Appointments Signed-off by Clerk of the Board ☐ N/A
(16) AGENDA PLACEMENT ☐ Consent ☐ Hearing (Time Est. _____) ☐ Presentation ☐ Board Business (Time Est. _____)	(17) EXECUTED DOCUMENTS ☐ Resolutions (Orig) ☐ Contracts (Orig + 3 Copies) ☐ Ordinances (Orig) ☒ N/A ☐ Email Resolution and Ordinance to CR_Board_Clerk (in Word)	
(18) NEED EXTRA EXECUTED COPIES? ☐ Number: _____ ☐ Attached ☒ N/A	(19) BUDGET ADJUSTMENT REQUIRED? ☐ Submitted ☐ 4/5th's Vote Required ☒ N/A	
(20) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A	(21) W-9 ☒ No ☐ Yes	(22) Agenda Item History ☒ N/A Date _____
(23) ADMINISTRATIVE OFFICE REVIEW OK Geoff O'Quest		

County of San Luis Obispo

COUNTY GOVERNMENT CENTER, RM. D430 • SAN LUIS OBISPO, CALIFORNIA 93408 • (805) 781-5011



JIM GRANT

INTERIM COUNTY ADMINISTRATOR

TO: Board of Supervisors

FROM: Geoff O'Quest, Administrative Analyst

A handwritten signature in black ink, appearing to read "Geoff O'Quest", is written over the printed name.

DATE: July 14, 2009

SUBJECT: Response to the FY 2008-2009 Grand Jury Report on "In-Home Supportive Services: A Valued Program with Declining Support."

RECOMMENDATION

It is recommended that your Board adopt the response to the Grand Jury Report on "In-Home Supportive Services: A Valued Program with Declining Support," and that the adopted response be forwarded to the Presiding Judge of the Superior Court by July 19, 2009, with a copy to the Grand Jury.

DISCUSSION

The San Luis Obispo County Grand Jury has released its FY 2008-2009 Final Report. Among the topics investigated was In-Home Supportive Services: A Valued Program with Declining Support." In-Home Supportive Services (IHSS) is a program funded by Federal, State and County resources which enables disabled individuals to hire caregivers to provide domestic and non-medical personal services. The goal of the program is to improve quality of life and avoiding costly institutionalization by helping disabled individuals remain in their own homes.

The Grand Jury has stipulated that two responses are required to the Presiding Judge on this report. First, the Department of Social Services is required to respond to Findings 1-10 and Recommendations 1 and 2 of the report by July 19, 2009. The response from the Department of Social Services is attached.

Second, the San Luis Obispo County Board of Supervisors is required to respond to Findings 9 and 10 and Recommendations 1 and 2 of the report by August 18, 2009. The Board's responses are as follows:

Grand Jury Finding #9:

"Registry" care-providers are subject to criminal investigation background screening, but not to finger printing.

Board of Supervisors Response:

The Board adopts the response of the Department of Social Services. The Department agrees with this Finding.

Grand Jury Finding #10:

Most care-providers, those not on the Registry, are subject neither to criminal background checks nor finger printing.

Board of Supervisors Response:

The Board adopts the response of the Department of Social Services. The Department agrees with this Finding.

Grand Jury Recommendation #1:

The county should conduct criminal background checks (and or finger printing) for all IHSS care providers who are not related to clients.

Board of Supervisors Response:

The Board adopts the response of the Department of Social Services. As the Department states in its response, this Recommendation cannot be implemented because current law does not give the County authority to require that criminal background checks and/or finger-printing be conducted. While caregivers on the IHSS Registry maintained by the Department of Social Services in its capacity as the IHSS Public Authority are subject to background investigation, clients who hire their caregivers outside the Registry are free to choose anyone they wish.

Grand Jury Recommendation #2:

If recommendation #1 (above) is not implemented the county should facilitate a system by which clients and/or potential care providers could undergo those procedures at their own expense and then have the results of it entered into their IHSS records, where potential clients could consult those results.

Board of Supervisors Response:

The Board adopts the response of the Department of Social Services. The Department reports that this Recommendation has been partially implemented. The Department is required to inform IHSS clients that they can obtain a criminal record check on a caregiver hired under the IHSS program.

OTHER AGENCY INVOLVEMENT

The Department of Social Services has contributed to this report.

FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this item.

RESULTS

Adoption of the findings and recommendations will fulfill the County's obligation to respond to Grand Jury reports as specified in Section 933 of the Penal Code.

ATTACHMENTS

1. Department of Social Services response to the FY 2008-2009 Grand Jury Report on "In-Home Supportive Services: A Valued Program with Declining Support."
2. The FY 2008-2009 Grand Jury Report "In-Home Supportive Services: A Valued Program With Declining Support."