

2018 CONFERENCE BREAKOUT SESSIONS

EPSDT: Medicaid for Children [1.0 CLE]

Presenter: Sarah Somers, Managing Attorney, National Health Law Program

In this session, the presenter will provide an overview of Medicaid's Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) benefit for children and youth under age 21. This will include a review of leading cases enforcing the EPSDT's mandate that children receive necessary examinations and treatment as well as updates on the NC Settlement Agreement on behalf of Children with Complex Needs. Please come with questions and examples from your own work.

Closing the Health Coverage Gap in North Carolina: A Path towards Increasing Access to Medicaid [0.5 CLE]

Presenter: Ciara Zachary, PhD, MPH -- Policy Analyst, NC Justice Center

This session will provide updates on federal policy and actions from other states that may influence North Carolina's path towards closing the coverage gap. The presenter will share information on the health, economic, and social benefits Medicaid expansion will have in North Carolina. Additionally, the session will cover administrative, legislative and community efforts to extend Medicaid coverage to North Carolinians in the coverage gap.

Restrictive Interventions in Public Schools [0.5 CLE]

Presenters: Kristine Sullivan and Virginia Fogg

Did you know a teacher is legally permitted to put a student in seclusion? Or that a custodian can restrain a student? This session will explore the legal requirements and best practices around seclusion and restraint in public schools. We will also discuss advocacy efforts to reduce and eliminate the use of seclusion and restraint in schools, and how you can get involved in those efforts.

The Right to Live in the World: An Update [CLE 1.0]

Presenters: Lisa Grafstein and Larkin Taylor-Parker

A 1966 law review article, *The Right to Live in the World: The Disabled and the Law of Torts*, posited that, while federal and state legislative policy favored "integrationalism," courts had failed to require governments and places of public accommodation to account for the existence of people with disabilities. Fifty-two years later, and twenty-seven years after the passage of the ADA, has the law's approach to disability fundamentally changed? How might ADA notification bills – allowing businesses to wait until there is a specific complaint before being required to comply with the ADA -- affect the ability of people with disabilities to engage with their communities? How does the law of torts in North Carolina affect disability integration today? This session will address these questions.

Understanding the Vocational Rehabilitation Program [CLE 0.5]

Presenters: Chris Hodgson and Holly Stiles

The Vocational Rehabilitation (VR) program helps people with disabilities maximize their employment potential and achieve economic self-sufficiency. We will explain how the VR program works, what rights people have while in the program, and how people can challenge the decisions made by VR.

Medicaid: The Basics and Emerging Issues Surrounding Medicaid Waivers [1.0 CLE]

Presenters: Emma Kinyanjui and Lisa Nesbitt

Participants in the NC Medicaid program receive different rights depending on the services and programs. This session will explain general information about current available Medicaid Waivers, including the Innovations Waiver, the Community Alternative Program for Disabled Adults, and the Community Alternatives Program for Children. We will explore the eligibility requirements for each waiver and (b)(3) services, as well as Employer of Record and Relative as Direct Service Employees requirements. The Medicaid Part Two breakout session will explore appeal rights.

Psychiatric Advance Directives: Legal Tools to Support Mental Health Recovery

Presenters: Bebe Smith and Bob Ward

This program will describe how psychiatric advance directives (PADs) can be used as legal tools to support self-determination and mental health recovery. Presenters will describe the Crisis Navigation Project, a collaborative effort between Southern Regional AHEC, Duke University Medical Center, and NAMI NC to promote the use of psychiatric advance directives by training facilitators to assist in the creation of PADs and working with health systems to respond appropriately to them.

Guardianship Reform in North Carolina [CLE 1.0]

Presenters: Corye Dunn and Linda Fields

No longer is guardianship limited to elderly adults with dementia and other cognitive impairments. It is the most restrictive option of legal substitute decision-making, and it is over-utilized in North Carolina for even young adults with disabilities. The guardianship laws in North Carolina are not applied uniformly and complete information about alternatives to guardianship is not readily available. For the past three years, a group of stakeholders has been working to reform the law in North Carolina to ensure that the system works in the best interests of the people who are adjudicated as incompetent. The presenters in this session will review the focus of legal reform efforts in North Carolina.

Medicaid Appeals [1.0 CLE]

Presenters: Dylan Hix and Tadra Martin

Individuals with intellectual and developmental disabilities who participate in the NC Innovations Waiver are entitled to robust due process protections, both when requesting services and when services are denied, reduced, or terminated. These services differ from traditional Medicaid services because they are administered by managed care organizations. This session will answer questions like: How do I appeal a reduction, denial, or termination of a Medicaid service? What are my rights regarding the “Supports Intensity Scale” (SIS) evaluation and the Individual Budgeting Tool? and What effect does the assigned base budget have on my ability to request the services that I need?

Parental Rights for People with Disabilities [CLE 1.0]

Presenter: Holly Stiles

The right to parent is a fundamental right. Parents with disabilities are vulnerable to having their children removed from their custody and their parental rights terminated. When social services becomes involved, the distinction between a mom or dad with a disability who can parent with appropriate supports and parents who cannot care for their child because of their disability is easily lost. We will explore the legal implications of the child welfare system's obligation to accommodate parents with disabilities.

Recent and Upcoming Changes in Special Education in NC

Moderator: Virginia Fogg

Panelists: Carol Ann Hudgens and Leigh Mobley

A panel discussion about recent and upcoming changes in special education in NC, including the new statewide special education forms and software system, MTSS, Behavior Support, Mental Health in Schools, and Dispute Resolution.

What's Happening at the NC General Assembly? [CLE 1.0]

Presenter: Corye Dunn

Our Director of Public Policy will forecast what people with disabilities should expect in the 2018 short session.

Medicaid and Managed Care: The Winds of Change

Presenters: Emma Kinyanjui , John Rittelmeyer, Ciara Zachary

North Carolina is undergoing a Medicaid Transformation. In September 2015, the General Assembly enacted Session Law 2015-245 directing that Medicaid be transitioned to an integrated managed care structure to treat the "whole person". As the NC Department of Health and Human Services prepares to "transform" Medicaid managed care in 2019, Disability Rights convenes a panel of experts to discuss the new structure of Medicaid and review the new laws as they develop.

Resources for People with Disabilities

Presenters: Carolina Farmer and Meredith Huml

In this session, we will share some of the most common referral resources and materials we provide to people with disabilities. Attendees will have the opportunity to share their own go-to referrals and information with the group.

From Applicant to Graduate: Your Rights and Tips for Success in Higher Education [CLE 0.5]

Presenter: Holly Stiles

This session will provide an overview of the laws that apply to all colleges and universities, the responsibility of colleges and universities to accommodate students with disabilities, and examples of common accommodations, tips and best practices for student success, and how to enforce student rights.

For Attorneys Only – Recognizing and Responding to a Lawyer with a Mental Health Disorder

[CLE SA/MH 1.0]

Presenters: Corye Dunn and Lisa Grafstein

A 2016 ABA study on attorney mental health confirmed what many have known for a long time -- attorneys are at greater risk for mental health disabilities, such as depression and anxiety, than other professionals. In this session, we will review how to recognize a lawyer with a mental illness. Using the framework of the NC Rules of Professional Conduct, we will discuss the responsibilities of colleagues and review reporting requirements when the conduct of the lawyer with a mental impairment or mental illness violates the rules of professional responsibility. Finally, we will review the Americans with Disabilities Act and legal responsibilities to the lawyer as an employee with a disability, including examples of reasonable accommodations.

Trauma-Informed Care Track

Part 1 -- Screening of Resilience

Screening of “Resilience, the Biology of Stress & the Science of Hope”

In just 60 minutes, this award-winning documentary introduces viewers to the ground-breaking Adverse Childhood Experiences (ACEs) study, the harmful effects ACEs/trauma/Toxic Stress can have on an individual’s body and life, and the visionary work of professionals across the country to create innovative ways to change the course of thinking about and treating ACEs and trauma so that cycles of ACEs are disrupted.

Part 2 -- Systems Strategies to Address Toxic Stress/Trauma and Build Resilience

Moderator: Cas Shearin

Panelists: Mary Lynn Barrett, LCSW, MPH; Nicole Cole, MA, LPC, NCC; and David Thompson, Director of Student Services, Buncombe County Schools

This panel discussion focusing on “Resilience, the Biology of Stress & the Science of Hope” brings together professionals who are trauma-focused in their North Carolina communities and work to facilitate interactive conversation about how individuals and systems in communities can partner to address trauma and promote healthy outcomes.

Part 3 -- The Positive Impacts of Shifting the Focus to Recognizing Trauma and Its Effects

Moderator: Cas Shearin

Panelists: L. Jarrett Barnhill, MD; Jenny Cooper, Benchmarks, Partnering for Excellence Project Director; and Jill Hinton, Ph.D., Licensed Psychologist

Undiagnosed or unrecognized trauma is a significant barrier to success and quality of life for many people with disabilities. Too often the “behaviors” of children and adults with disabilities are seen as symptoms of one or more behavioral health diagnoses and that is how their care and treatment progresses – along with misdiagnoses and accompanying psychotropic meds. Please join panelists Dr. Jarrett Barnhill, Jenny Cooper and Dr. Jill Hinton as they share their experiences and the positive impacts they are seeing when clinicians and our systems shift to looking at care and treatment through a trauma-informed lens.

2018 CONFERENCE SCHEDULE

7:30-8:30	REGISTRATION AND BREAKFAST
8:30-9:35	BREAKOUT 1 (65 MINUTES) <ul style="list-style-type: none">• EPSDT: Medicaid for Children [CLE 1.0]• Closing the Coverage Gap in North Carolina [CLE 0.5]• Restrictive Interventions in Public Schools [CLE 0.5]• The Right to Live in the World [CLE 1.0]
9:35-9:50	BREAK
9:50-10:55	BREAKOUT 2 (65 MINUTES) <ul style="list-style-type: none">• Understanding the Vocational Rehabilitation Program [CLE 0.5]• Medicaid: The Basics and Emerging Issues Surrounding Medicaid Waivers [CLE 1.0]• Psychiatric Advance Directives• Guardianship Reform [CLE 1.0]
10:55-11:10	BREAK
11:10-12:15	WELCOME AND KEYNOTE SPEAKER
12:15-1:15	LUNCH
1:15-2:25	BREAKOUT 3 (70 MINUTES) <ul style="list-style-type: none">• Medicaid Appeals [CLE 1.0]• <i>Resilience</i>: Documentary Screening• Parental Rights [CLE 1.0]• Recent and Upcoming Changes in Special Education
2:25-2:40	BREAK
2:40-3:45	BREAKOUT 4 (65 MINUTES) <ul style="list-style-type: none">• What's Happening at the NC General Assembly [CLE 1.0]• Systems Strategies to Address Toxic Stress/Trauma and Build Resilience• Medicaid and Managed Care: The Winds of Change• Resources for People with Disabilities
3:45-3:55	BREAK
3:55-5:00	BREAKOUT 5 (65 MINUTES) <ul style="list-style-type: none">• The Positive Impacts of Shifting the Focus to Recognizing Trauma and Its Effects• From Applicant to Graduate: Your Rights and Tips for Success in Higher Education [CLE 0.5]

- For Attorneys Only - Recognizing and Responding to a Lawyer with a Mental Health Disorder **[SA/MH CLE 1.0]**

5:00-6:30

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