

LADD CENTER MONITORING COMMITTEE

- MEETING OF ADVOCATE PARTIES AND STATE PARTIES -

DATE: June 21, 1985

TIME: 8:00 - 9:30 AM

ATTENDING: FOR THE ADVOCATE PARTIES: Dr. A. Anthony Antosh
James V. Healey
Dr. Paul V. Sherlock

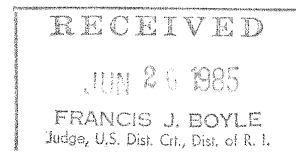
FOR THE STATE PARTIES: Deborah Clark, Esq.
Dr. Robert L. Carl, Jr.
Demming Sherman, Esq.

This meeting was held at the request of the State Parties; and Mr. Demming Sherman informed the Advocate Parties that he asked for this forum to announce that the state will be requesting another extension from the U.S. District Court for the reduction of the Ladd population. Mr. Sherman described the following as the non-compliance items:

1. The state will not meet the July 1985 deadline to reduce the census at Ladd to 240 as is stipulated in the Court Order.
2. That the current population at Ladd is 349 - causing 109 residents to remain at the institution beyond the agreed upon date.
3. In order to place these 109 Ladd residents into community facilities an additional 24 homes are needed.

(Dr. Robert Carl clarified that number by adding that the four (4) homes involved in the "bankruptcy" situation are somewhere near completion; so that reduces the number of additional homes needed to 20.

Dr. Carl also noted that the state continues to review property and has several sites under consideration.)



LADD CENTER MONITORING COMMITTEE
June 21, 1985
Page 2

4. The state expects to have the population at Ladd to 288 residents by April of 1986.

5. The state will not meet the "240 deadline" until at least January of 1987.

Dr. Paul Sherlock reminded the State Parties that RIARC met with the Administration in April of this year regarding the lack of "active treatment" because of serious staff shortages at Ladd; and that it was not until the federal Region I Office threatened the loss of \$20,000,000 that the state added \$1,680,000 to the Ladd budget. (Letter from Dr. Lawrence Osborne, M.D. is appended.)

Dr. Sherlock then noted that the State Parties failed to meet the June 30, 1984 deadline of 335 - then failed to meet the extended April 30, 1985 deadline of 335. Now the State Parties are requesting a third extension to 1987 - with absolutely no assurances that such a goal is achievable. Dr. Sherlock offered further that there was not enough bond money for the state to actually get to 240; and he outlined the provisions of the Bond Issue bill passed by the 1985 General Assembly - noting that the Administration had requested \$0 in its original bill - 85-H 6395.

(A copy of the amendment which lists the provisions of the Bond Bill is appended.)

Dr. Sherlock emphasized that \$3,000,000 was added for group homes for Ladd residents and \$3,000,000 for group homes for retarded people currently being in the community.

Dr. Carl posited that these capital funds will enhance the state's efforts to move ahead - that the bonds would be sold by February.

Mr. Sherman reminded the parties that the state would continue to place four (4) Ladd residents and two (2) people from the community in each group home.

James Healey proposed that if the state decides to make grants of the bond funds to non-profit agencies, it is likely that the people with retardation in the community will be placed in community residences long before the state meets its obligation to either of those populations (Ladd/Community).

LADD CENTER MONITORING COMMITTEE
June 21, 1985
Page 3

Dr. Anthony Antosh proposed that the concept of being in U.S. District Court was to cause the status quo to be different; but the state clearly appears to continue their "business as usual" process.

Dr. Antosh stated, as he said the Advocate Parties had on scores of occasions, that the state does not have a "plan"; and that the process is a "seat of the pants" effort which is not controlled by the Division of Retardation and lacks any accountability on anyone's part in state government.

Dr. Carl offered that there were alternative means of developing group homes and specifically cited the Rhode Island Public Building Authority.

Dr. Antosh proposed that whatever process is used, a plan is needed and should include:

- 1) a list of tasks (activities) involved to open a group home; identify resources and obstacles, develop strategies, time schedules and individuals and agencies responsible for all activities.
- 2) obtain in writing from all responsible State Parties their commitment to this plan.

Mr. Healey reminded the State Parties that the Advocate Parties, in reviewing the State Plan developed pursuant to the Interim Consent Decree, employed an expert planner and submitted to the State Parties and the Court - a comprehensive analysis of that plan which has been ignored by the State Parties - but still remains applicable.

Dr. Antosh stated that both the Advocate Parties and the Court need to be assured of accountability - because such has been and continues to be lacking in this whole effort; and the results were predictable.

The document called the "240 Plan" - submitted on March 15, 1985 by the State Parties - was discussed briefly and described by the Advocate Parties as one of the worst efforts ever produced by the state. The extreme contrast was cited between the contents of that so-called "plan" and the proposal outlined in the minutes of the February 20, 1985 Ladd Monitoring Committee.

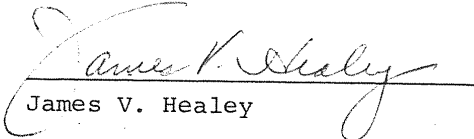
LADD CENTER MONITORING COMMITTEE
June 21, 1985
Page 4

Mr. Healey stated that, despite the fact that the Administration in response to the federal threat of decertification added the \$1.68 million for additional staff at Ladd, he had serious concerns about the state's commitment to filling these positions in a timely and efficient fashion.

It was agreed that both parties would meet again at 7:30 A.M. on June 27, 1985 to continue the attempt to work out an acceptable agreement in lieu of the Advocate Parties pursuing these serious non-compliance issues with the Court.

The meeting was adjourned at approximately 9:40 A.M.

Respectfully submitted:


James V. Healey