

GM 657

Measure Title: Submitting for consideration and confirmation to the State Council on Developmental Disabilities, Gubernatorial Nominee, KEVIN BARDSLEY-MARCIAL, for a term to expire 06-30-2020.

Report Title: State Council on Developmental Disabilities

Description:

Companion:

Package:

Current Referral: CPH

Introducer(s):



STATE OF HAWAII
STATE COUNCIL
ON DEVELOPMENTAL DISABILITIES
919 ALA MOANA BOULEVARD, ROOM 113
HONOLULU, HAWAII 96814
TELEPHONE: (808) 586-8100 FAX: (808) 586-7543
March 31, 2017

The Honorable Rosalyn H. Baker, Chair
The Honorable Clarence K. Nishihara, Vice Chair
Senate Committee on Commerce, Consumer Protection,
and Health
Twenty-Ninth Legislature
State Capitol
State of Hawaii
Honolulu, Hawaii 96813

Dear Senator Baker, Senator Nishihara, and Members of the Committee:

SUBJECT: GM 657 – State Council on Developmental Disabilities
Gubernatorial Nominee Kevin Bardsley-Marcial

The State Council on Developmental Disabilities (DD) **STRONGLY SUPPORTS GM 657** to confirm the nomination of Kevin Bardsley-Marcial for a term to expire June 30, 2020.

The Council's Federal mandate (P.L.106-402 - DD Assistance and Bill of Rights Act of 2000) is clear in determining the composition of this body to ensure that all the stakeholders are represented and engaged in the development and implementation of a comprehensive system of services and supports for individuals with DD.

The law specifically requires that not less than 60 percent of the membership of the Council be comprised of individuals with DD, parents, immediate relatives or guardians. Additionally, each Council shall include representatives of relevant State entities, including State entities that administer funds provided under Federal laws related to individuals with disabilities, including the Rehabilitation Act of 1973 (29 U.S.C. 701 et seq.); Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.); Older Americans Act of 1965 (42 U.S.C. 3001 et seq.); and Titles V and XIX of the Social Security Act (42 U.S.C. 701 et seq. and 1396 et seq.); Centers for Excellence in DD Education, Research, and Service; State Protection and Advocacy system; and representatives, at all times, of local and non-governmental agencies, and private nonprofit groups concerned with services for individuals with DD in the State.

The Honorable Rosalyn H. Baker
The Honorable Clarence K. Nishihara
Page 2
March 31, 2017

The Governor's nominee meets all the Federal requirements for Council membership. Mr. Bardsley-Marcial's appointment to the Council would fulfill the Federal requirement for representatives of private non-profit groups. He is the Manager of Performance Improvement for BAYADA Behavioral Health and Habilitation. As a non-profit organization, BAYADA provides personal assistance and habilitation services to individuals with DD through the Medicaid Home and Community-Based Services Waiver program.

Service providers play a significant role in developing and implementing a comprehensive system of services and supports for individuals with DD and their families. As a representative of non-profit groups and his various capacities and affiliation with BAYADA, Mr. Bardsley-Marcial would provide the Council with direct input from service providers on how best to coordinate services, and serve as a liaison to assist the Council in building capacity of service providers in the community.

We welcome Mr. Bardsley-Marcial's nomination to serve on the Council and look forward to his participation in the Council's State Plan activities.

Thank you for the opportunity to express our strong support for **GM 657** to confirm Kevin Bardsley-Marcial to the State Council on Developmental Disabilities.

Sincerely,



Waynette K.Y. Cabral, MSW
Executive Administrator



Josephine C. Woll
Chair

Amy Branscome, RN QP
Director of Clinical Operations - Habilitation
BAYADA Habilitation
8801 J.M. Keynes Drive, Suite 240
Charlotte, NC 28262

March 24, 2017

Senator Rosalyn Baker, Chair
Senator Clarence K. Nishihara, Vice Chair
Senate Commerce, Consumer Protection, and Health Committee
Twenty-Ninth Legislature
State Capitol
Honolulu, HI 96813

Dear Chair Baker, Vice Chair Nishihara, and Members of the Commerce, Consumer Protection, and Health Committee:

My name is Amy Branscome, RN QP. I am writing to you to express strong support for Governor's Message No. 657 Gubernatorial Nominee, Kevin Bardsley-Marcial to serve on the State Council on Developmental Disabilities.

I have known Kevin since 2012. I have worked with him on numerous policies and projects to better serve our clients with intellectual and developmental disabilities. In everything I have worked with him on he shows compassion, excellence, and reliability. If I ask Kevin to do something I never have to worry that he will not get it completed. Kevin gives 110% at all times. Kevin always has our clients at the forefront and he protects them with great passion. We have to consult with each other on incidents at times and brain storm on ways for certain incidents to be addressed. I can always count on Kevin's insight on these issues. Kevin is one of the most responsible people that I know. He is also one of the hardest workers that I know. He really excels at everything that he does and is quite humble about his many gifts. I believe that he would bring a great perspective to the table with his vast experiences with people with disabilities and his passion for protecting their rights and for making their lives as fulfilling as possible. I have a child with a disability and I would certainly trust him to fight for her needs if needed and really that is the nicest thing a person can say about another person that they would trust them with their child's rights. I have been in this field for 30 years and I cannot think of anyone who would do a better job serving on this board than Kevin.

Please consider Kevin Bardsley-Marcial to be confirmed to the State Council on Developmental Disabilities.

Sincerely,



Amy Branscome, RN QP
BAYADA Habilitation
Director of Clinical Operations

Grace Bunghanoy-Diama, LSW, BCBA, LBA
Manager of Behavioral Operations – Behavioral Health
BAYADA Behavioral Health
4510 Salt Lake Boulevard, Suite B6
Honolulu, HI 96818

March 27, 2017

Senator Rosalyn Baker, Chair
Senator Clarence K. Nishihara, Vice Chair
Senate Commerce, Consumer Protection, and Health Committee
Twenty-Ninth Legislature
State Capitol
Honolulu, HI 96813

Dear Chair Baker, Vice Chair Nishihara, and Members of the Commerce, Consumer Protection, and Health Committee:

My name is Grace Bunghanoy-Diama. I am the divisional manager of behavioral operations for BAYADA Behavioral Health. I am writing to you to express strong support for Governor's Message No. 657 Gubernatorial Nominee, Kevin Bardsley-Marcial to serve on the State Council on Developmental Disabilities. I have known Kevin since 2007 when he started his career working with individuals with disabilities as a skills trainer with Nursefinders. Presently, I work alongside him with his current position as the Quality Assurance-Performance Improvement Manager for BAYADA Behavioral Health and Habilitation.

I have known Kevin for many years as his past supervisor and his co-worker but I am blessed to also know him as a trusted friend. Kevin possesses a strong sense of character embodying trustworthiness, honesty, compassion, integrity, and reliability. He is the right person to make a difference if he is selected as a member of the board. Throughout his career, he always put the client first. When he worked directly with individuals with disabilities, he treated them with respect and looks at their strengths to reach their goals. In his current managerial role, he upholds the value of a client-centered, strengths-based approach. He fights for the right to inclusion and self-determination.

I ask for your Committee's favorable consideration to confirm Kevin Bardsley-Marcial to the State Council on Developmental Disabilities.

Sincerely,



Grace Bunghanoy-Diama, LSW, BCBA, LBA
BAYADA Behavioral Health
Manager of Behavioral Operations

GM657

Kevin Bardsley-Marcial: State Council on Developmental Disabilities

(1) Why do you want to be a member of the Board?

The reason I want to be the Non-Profit representative board member on the State of Hawai'i Developmental Disabilities Council is to be a voice and advocate for individuals receiving services from our providers. I feel with my professional experience being a Direct Support Worker, Service Supervisor and now Quality Assurance-Performance Improvement Manager. I can state how providers are experiencing both challenges and progress for services currently under Home-Based Community Services Model here in Hawai'i. I can also be an advocate for all Non-Profit Agencies who are currently serving participants and the staff providing those needed services.

(2) What do you perceive are the roles and responsibilities of a member of the Board?

The roles and responsibilities as the Non-Profit representative board member on the State of Hawai'i Developmental Disabilities Council are to collaborate with the other provider agencies that provide services to participant's under the Home-Based Community Services. I represent all Non-Profit agencies on certain issues as a united voice even if I or my agency disagrees with the decision. I need to be a representative for all Non-Profit Agencies on the Developmental Disabilities Council. I also need to collaborate with other members of the board and work together on common issues that affect our participants with Developmental Disabilities.

(3) In what ways do you feel that you can help protect the consumer?

One of the ways I feel that I can help protect the consumer as the Non-Profit Representative on the Developmental Disabilities Council is in my current professional role. I am currently tracking and following up on incident reports and complaints for our participants receiving services at BAYADA here in Hawai'i. It is important to make sure that our participants are getting the highest quality services that are person-centered. I also make sure that our Service Supervisors are doing the best job to support our Direct Support Workers with our participants. This includes maintain health and safety and expressing any concerns about services from either our participants and/or their legal guardian. I would bring this as the Non-Profit Representative Board Member to the Developmental Disabilities Council.

(4) Given your understanding of the roles and responsibilities of a Board member, why do you believe that you are qualified for the position? Please include a brief statement of your skills, expertise and knowledge that would aid you as a member of the Board.

My educational background includes getting my Master of Arts in Education with a specialization, in Special Education from University of Phoenix in May 2006. I feel that I am qualified for this position is with my professional experience of working in a capacity with individuals diagnosed with special needs from Early Intervention to Medicaid Waiver since September 2002. I am able to draw on my experience from both a field perspective and an administrative perspective. I understand how to implement the participant's Individualized Service Plan and also have written numerous Individualized Plans for our Direct Support Worker's to implement. I have been the point of contact for my organization with the Community Resource Management Branch for our Medicaid Waiver Services since 2012. I understand the current Hawaii Medicaid Waiver Provider Contract and how important it is to have high quality documentation for services with our participants. I also completed various graduate coursework Applied Behavior Analysis to prepare for the Behavior Analysis Certification Board in 2014. I do have a desire to promote evidence-based interventions and viewing systems through the lens of Organizational Behavior Management. I would bring this professional experience, which includes interacting with families of these participants as the Non-Profit Representative Member on the Developmental Disabilities Council.

(5) What do you hope to accomplish during your term of service

I would like to continue to focus on expanding our employment supports for participants who are currently receiving services within Home-Based Community Services. I feel that advocacy and communication about messaging within the community about the abilities of individuals instead of focusing on what people cannot do. We all have unique talents and with the right support can be valuable contributors to our society. Having something that you are proud off to accomplish not only contributes to society; it also helps the individual with their self-esteem. I am currently working on a pilot project to begin these services at our agency here on Oahu.

(6) Name three qualities that best describe you and how these qualities will benefit the Board.

The three qualities that I can bring to the State of Hawai'i Developmental Disabilities Council as the Non-Profit Representative having: 1) Compassion; 2) Excellence and Reliability. Due to my previous experience, I have the compassion for what our participants, families, direct support workers and service supervisors deal with on a day-to-day basis with trying to get the best possible services here in Hawai'i. Due to my current role, I have the need for excellence in making sure that we have the highest quality of services and support for our participants, families, direct support workers and service supervisors. Lastly, due to my current role, I have to prepare or conduct audits, then

implement plans of correction, I have reliable in getting those done in a timely manner with integrity.

(7) Name a previous experience you've had that will be beneficial as a Board member.

There are a couple of previous experiences that I feel would be beneficial as a member of the Developmental Disabilities Council. Since 2015, I am an active member of two practice committees within BAYADA, which are: Behavioral Health and Habilitation. Thus, I work closely with both administrative and clinical personnel to make sure that we are meeting certain annual initiatives. I am also designated clinical lead for all of our current Service Supervisors for our Medicaid Waiver Program here in Hawai'i. I lead monthly meetings and support them and their service office needs with providing services to our participants. Also, I currently am the BAYADA's representative at both the Hawai'i Waiver Provider Association and West Honolulu Children's Community Council.

(8) Can you foresee any possible conflicts of interest that could arise during your service on the Board? How would you overcome conflicts of interest?

The first possible conflict of interest that could arise during my service as a member of the Developmental Disabilities Council is having disagreements with other Non-Profit members about certain topics from a provider point of view. This includes internally and/or with other provider agencies. I would have to collaborate with other people and come to agreements for the best interests of the participants. I think my current role with BAYADA has helped me learn to be flexible while also being an advocate for everyone's best interests. Lastly, the second possible conflict of interest that could arise during my service as a member of the Developmental Disabilities Council is my lead role within BAYADA as the point of contact with the Community Resources Management Branch in regards to rate discussions or suggestions to the state because my organization does provide services to participants. However, I would be able to look at the best interest of all provider agencies for the overall good of the Developmental Disabilities Council.