

SCPD POLICY AND LAW COMMITTEE MEETING MINUTES
MAY 11, 2017 – 9:30 AM
SMYRNA REST AREA - SMYRNA, DE

Members Present: Marge Turner, Co-Chair; Laura Bennett, National MS-Delaware (by phone); Deb Bradl, DOL (by phone); Kathie Cherry, GACEC (for Wendy Strauss); Brian Hartman, DLP; Pat Maichle, DDC; John McNeal, SCPD Staff; and Amber Rivard, Support Staff.

CALL TO ORDER

Daniese called the meeting to order 9:34 AM.

ADDITIONS OR DELETIONS TO THE AGENDA

None

APPROVAL OF MINUTES

Pat made a motion to approve the April 13th minutes and Deb seconded the motion. The March 9th minutes were approved as submitted.

REVIEW OF REGULATIONS AND LEGISLATION

1. DOE Prop. Processing of Attorney General’s Report Reg. [20 DE Reg. 867 (5/1/17)] – Brian made a motion to share observations with DOE, SBE and ACLU. Pat seconded the motion and motion carried.
2. H.B. No. 145 (ABLE Act Revision) – Brian made a motion to endorse the proposed legislation. Pat seconded the motion and motion carried.
3. H.B. No. 142 (School Resource Officer Training) – Brian made a motion to endorse the proposed legislation subject to addressing some technical concerns. Pat seconded the motion and motion carried. A copy will be shared with the Attorney General and the ACLU.
4. H.B. No. 120 (Health Insurer Cancer Treatment Coverage) – Brian made a motion to endorse the proposed legislation given the advantages of prompt access to effective cancer drugs. Pat seconded the motion and motion carried.
5. H.B. No. 79 (Motor Voter Program) – Brian made a motion to endorse the proposed legislation and recommend that the sponsors consider an amendment. Pat seconded the motion and motion carried. A courtesy copy of comments will be shared with the State Election Commissioner, the League of Women Voters, and the ACLU.
6. H.B. No. 140 (Infants with Prenatal Substance Exposure) – Brian made a motion to endorse the proposed regulation subject to consideration of recommended amendments. Pat seconded the motion and motion carried. Marge asked about the expectant father being included and Brian

clarified that the plan shall address both mother and father. Brian added that there is an exemption for prescribed medications.

7. S.B. No. 38 (Realty Tax Exemptions for Individuals with a Disability) – Brian made a motion to endorse the proposed regulation. Pat seconded the motion and motion carried.

OTHER BUSINESS

H.B. 160 – Assisted Suicide/End of Life Options Legislation

Brian stated that there will be a session on this at the LIFE Conference in January, 2018. There are pros and cons. The bill was introduced on May 2, 2017 and has four sponsors. Brian does not think this legislation will go anywhere. Brian will analyze the legislation for the June Policy & Law Memo. Pat commented that there are some of the same issues that came up when it was previously introduced and it important to address. John spoke about the “slippery slope” argument. John spoke about that it does not address people with significant disabilities who cannot administer the drug themselves. John will forward an article to Brian about it being discriminatory to those with disabilities (having problems with hand coordination). John gave examples where people were misdiagnosed.

Discussion of Impact of ACA Repeal

Marge spoke about her concern about the Repeal of ACA, which provides community-based services. She stated that it seems like we are going back to a medical model rather than community-based service model. Although we have Olmstead, are people going to have to fight through the judicial system to get any kind of services. She spoke about the increased population of people with dementia and where will they end up. Institutions are closing and bed numbers are dropping. Without services, there is no protection.

ANNOUNCEMENTS

None

ADJOURNMENT

The meeting was adjourned at 10:50 am.

Respectfully submitted,

Jo Singles
Support Staff

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