



STATE OF ILLINOIS

ILLINOIS PURCHASED CARE REVIEW BOARD

Meeting Minutes
100 North First Street, 4th Floor
Springfield, IL 62777-0001

Meeting also held via webinar
February 1, 2022

CALL TO ORDER

Chairman Marc Staley called the meeting to order at 1 p.m. Roll call was taken, and a quorum was present.

Present via Webinar

Marc Staley, Chair, Governor's Office of Management and Budget
Sue Taylor, Vice Chair, Illinois State Board of Education, Principal Consultant, Special Education Services
Mohammed Shahidullah, Secretary, Department of Public Health, Office of Policy, Planning and Statistics
Justin Carlin, Department of Children and Family Services, Office of Planning and Budget
Nikki Carnes, Department of Human Services, Division of Developmental Disabilities
Chris Dirks, Department of Healthcare and Family Services, Bureau of Health Finance

Absent

Vacant, Department of Human Services, Division of Rehabilitation Services

Staff

Matthew Martyn (webinar administrator), Becky Bailey, Larry Smith, and Tina Mitchell, Illinois State Board of Education.

Guests (per visitor sign-in sheet and webinar log)

Cynthia Baasten, Engler Callaway Baasten and Sraga, LLC
Anthony Bertucci, Mrjenovich & Bertucci, Ltd.
Shanell Bowden, Illinois State Board of Education
Heather Bowen, Soaring Eagle Academy
Ryan Brody, Mrjenovich & Bertucci, Ltd.
Maryam Brotine, Illinois Association of School Boards
Mary Denise Cahill, Cahill & Associates Law Group, LLC
Cassie Clark, Kaskaskia Special Education District 801
Kate Dunlap, Metro Prep and Laureate Day School
Amanda Elliott, Illinois State Board of Education
DD Fischer, Fischer Financial, LLC
Judy Hackett, Illinois Alliance of Administrators of Special Education
Peter Hannigan, Hawthorn School District 73

Mike Hennessy, United Cerebral Palsy-Center for Disability Services
Chris Johnson, New Trier High School District 203
Marni Johnson, Township High School District 214
Stephanie Jones, Kriha Boucek
Tarin Kendrick, Niles Township District for Special Education
Darcy Kriha, Kriha Boucek, LLC
John Lackinger, Wipfli, LLP
Brian McGowan, Special Education Services
Barbara Moore, Illinois State Board of Education, Special Education Services
Meghan Muldoon Brown, Township High School District 214
Shelley Nacke, CUSD 300
Joanne Panopoulos, New Trier High School District
Jennifer Pearson, Northfield Township High School District 225
Sandra Rodenberg, Illinois Center for Autism
Brian Rosauer, Wipfli, LLP
Caroline Roselli, Robbins Schwartz
Anne Scalia, Geneva CUSD 304
Sally Sover, The Cove School
Neal Takiff, Whitted Takiff, LLC
Elizabeth Wagman, Tressler, LLP
Artelous Williams, The Academic Mastery Alternative Education Academy
Margaret Williams, The Academic Mastery Alternative Education Academy
Robert Wolfe, Illinois State Board of Education
Tarin Kendrick, Niles Township District for Special Education

MINUTES

Chairman Marc Staley asked for a motion to approve the minutes and attachments from the Jan. 4 board meeting. Sue Taylor made the motion. Chris Dirks seconded the motion, and it passed unanimously on a roll call vote.

PUBLIC COMMENT

The following individuals spoke in support of the Part 900 Emergency Rules for Review that were to be considered at the meeting:

Mary Denise Cahill, Cahill and Associates
Maryam Brotine, Illinois Association of School Boards
Stephanie Jones, Kriha Boucek
Chris Johnson, New Trier High School District 203
Cynthia Baasten, Engler Callaway Baasten and Sraga
Darcy Kriha, Kriha Boucek
Jennifer Pearson, Northfield Township High School District 225
Marni Johnson, Township High School District 214
Peter Hannigan, Hawthorne School District 73
Shelley Nacke, Community Unit School District 300
Neal Takiff, Whitted Takiff

CLOSED SESSION

None.

SCHOOLS

Larry Smith presented rates for the 2021-22 school year. Please refer to the Minutes Attachment for all rates presented, amounts, and actions taken

Fifteen requests for extension of the filing deadline for fiscal year 2021 Consolidated Financial Reports were considered as a group. Chris Dirks made a motion to approve the extension requests. Sue Taylor seconded the motion and it passed on a roll call vote, with Justin Carlin abstaining. The FY 2021 extension requests for Alternative Academic Achievement Academy, Inc.; the Achievement Center, Inc.; Arlyn Day School; Britten School; Camelot Therapeutic Schools, LLC.; the Chicago Light House for the Blind; Easterseals Central Illinois d/b/a Easterseals Learning Academy; Giant Steps Illinois, Inc.; Giant Steps of St. Louis; Great Circle; Joseph Academy; Nexus Family Healing; Special Education Services; Summit Schools, Inc.; and Turning Pointe Autism Foundation/CN Day School were approved.

OLD BUSINESS

Barbara Moore, director of the Special Education Department of the Illinois State Board of Education (ISBE), presented a request to the IPCRB for emergency rules amendments to the IPCRB Rules (89 Illinois Administrative Code Part 900). The request was revised from the January presentation to account for feedback from IPCRB members and to provide additional clarification related to emergency rules being proposed by ISBE for special education. The original request included changes to IPCRB Rules §900.320(b)(1) and §900.330(f)(1) that increase the threshold from “fewer than six” students placed by Illinois public school districts to “twelve or fewer” students placed by Illinois public school districts where the IPCRB may waive requirements for a certified audit and/or cost report. The requested emergency rules would be effective through Aug. 31, 2023, for purposes of evaluation, with a permanent rule change to be proposed and adopted at the appropriate time.

In addition to the original proposal, ISBE requested emergency language to IPCRB Rules §900.310(c), which would exempt providers supplying emergency and student-specific placements pursuant to changes in 23 Illinois Administrative Code 226.330.

Additional clarification was included by adding IPCRB Rules §900.330(g), which indicates that no rates already calculated for the 2021-22 school year will be recalculated even if the provider has 12 or fewer students; however, for school year 2022-23, the IPCRB may waive the audit/cost report requirements for any provider, regardless if rates were calculated in the 2021-22 school year. The former Section (g) would then become Section (h).

IPCRB Rules §900.331(a) would now be amended to include reimbursements for nonpublic schools approved for emergency and student-specific placements pursuant to emergency rules approved by ISBE in 23 Illinois Administrative Code 226.330. Section (g) was added to allow placement of students in emergency or student-specific situations prior to allowable costs being determined by IPCRB.

During discussion, Justin Carlin expressed concern with raising the threshold to 12 or fewer students. His concerns were based in that these providers had made a business decision to not accept additional placements from Illinois public school districts and were now being rewarded, while other providers had made the business decision to accept additional students and calculated rates. Chris Dirks expressed concern with the proposed change to IPCRB Rules §900.310(c) because the change seemed to indicate no minimum educational standards would be required of the provider; this was in part to not seeing the proposed amendments to ISBE’s rules. Barbara Moore assured him that there would still be minimum

standards, but the language was needed because these situations would not be governed under 23 Illinois Administrative Code 401. It was noted that the approvals for these providers would be similar to approvals granted under 105 ILCS 5/14-7.05. It was further noted that IPCRB could still require the emergency and student-specific per diem rates to exclude non-allowable costs.

After the end of discussion, Sue Taylor moved to accept the emergency rules as proposed; Chris Dirks seconded the motion. The motion passed on a roll call of 5-1-0, with Justin Carlin voting “No.”

NEW BUSINESS

Larry Smith presented a form that staff would use for certification of amounts spent from Paycheck Protection Plan (PPP) funds. The form includes an attestation that could be used for those providers that did not spend PPP funds on any of the ISBE programs. This form would be submitted in addition to the Excel workbook format that is currently available on the IPCRB webpage.

ADJOURNMENT

Chairman Marc Staley asked if there was any additional business for the board’s consideration. Hearing none, he asked for a motion to adjourn. Chris Dirks made a motion to adjourn the meeting; Sue Taylor seconded the motion, and it passed on roll call vote. The meeting adjourned at 2:13 p.m.

The next regularly scheduled monthly meeting of the Illinois Purchased Care Review Board will be at 1 p.m. on Tuesday, March 1, in the Boardroom on the fourth floor of the Illinois State Board of Education, Springfield Office, unless circumstances require the meeting to be held via webinar.