

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF  
RHODE ISLAND

UNITED STATES OF AMERICA  
Plaintiff

v.

C.A. No 14-175

STATE OF RHODE ISLAND  
Defendant

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QUARTERLY STATUS REPORT ON COURT ORDERED PLACEMENTS:

JANUARY 1, 2017 THROUGH MARCH 31, 2017

Issued: July 19, 2017

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**Background.** This report summarizes supported employment placement and related data for the first quarter, January 1, 2017 through March 31, 2017. Data was drawn from the State's Consent Decree Database for the quarter ending March 31, 2017. The Database and related report aggregates primary source data gathered by the Division of Developmental Disabilities (DDD), the Office of Rehabilitative Services (ORS), the Rhode Island Department of Education (RIDE), and the survey of provider agencies conducted by the Sherlock Center on Disabilities at Rhode Island College (Sherlock Survey).

The attached Consent Decree Data Report, issued July 6, 2017, was prepared by DDD and reviewed by the Court Monitor. The report documents the State's progress on achieving the benchmarks and performance outcomes required by the Consent Decree across the four Target Populations through March 31, 2017.<sup>1</sup> During this period, 62 additional individuals received supported employment, increasing the total number of Target Population members who have received a supported employment placement in an integrated competitive employment setting to 544. Placement data for each target population is measured against Consent Decree benchmarks that must be achieved by January 1, 2018 for the Sheltered Workshop and Day Target Populations. Additional benchmarks occur in subsequent years. The placement

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<sup>1</sup> Consent Decree Target Populations: the Sheltered Workshop Target Population, the Day Target

benchmark for all members of the Youth Exit Population was July 1, 2016. The total number of individuals placed during this reporting period (62) fell below the average achieved over the three previous quarters of approximately 85 individuals per quarter. Key findings for the quarter ending March 31, 2017 include the following:<sup>2</sup>

**1. Target Population Census.** The total unduplicated number of individuals in the Consent Decree's four Target Populations was 3,621 on March 31, 2017. Each of these persons is required to receive a Career Development Plan, updated annually, and Benefits Planning consultations during the year that they obtain a supported employment placement or, for members of the Youth Transition Target Population, not later than the year prior to exiting secondary school. The total number of individuals required to be placed in integrated supported employment is 2,696. This number does not include members of the Transition Target Population or individuals who were employed during 2012, the base year for Consent Decree calculations. The total number of individuals to be placed by target population is:

- a. Sheltered Workshop Target Population - 658
- b. Day Target Population - 1,541
- c. Youth Exit Target Population - 497

Differences in the Quarter 1 census data as compared with previous quarters reflect the continuing efforts by the State to identify members of the Consent Decree's four target populations and account for individuals who may have voluntarily left or refused services, or who may have become deceased.

**2. Individual Employer Paid Employment By Target Population** (Table 1).<sup>3</sup> The number of Youth Exit Target Population members who received a supported employment placement increased by 25 individuals during the first quarter, from 135 on December 31, 2016 to 160 persons on March 31, 2017. The total number of placements represents only 32% of the Consent Decree benchmark of 497 individuals for this population.

By March 31, 2017, a total of 122 members of the Sheltered Workshop Target Population had received a supported employment placement, an increase of 9 individual placements. The

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<sup>2</sup> See Attachment - Consent Decree Reports: Data for Quarter Ending 3/31/17 Report 1

<sup>3</sup> Ibid. Report 2

Consent Decree benchmark requires a total of 150 members of the Sheltered Workshop Target Population to be placed by January 1, 2018.

The number of individuals in the Day Target Population who

Table 1 Supported Employment Placements			
Target Population	Individuals Placed	Benchmark	% Benchmark
Youth Exit	160	497	32%
Sheltered Wrkshp	122	150	81%
Day Target	262	100	262%

received a supported employment placement by March 31, 2016 was 262. This exceeds the Consent Decree requirement that placements be provided to 100 individuals from this target population by January 1, 2018.

Average Hours Worked Per Week. The average number of hours worked per week by members of the three target populations during the first quarter of 2017 did not differ significantly from the previous reporting period and remains below the 20 hours per week benchmark. On March 31, 2017, members of the Youth Exit Population worked on average 14.9 hours per week; members of the Sheltered Workshop Target Population averaged 12.2 hours per week; and members of the Day Target Population averaged 10.3 hours per week. The percentages of target population members working more than 20 hours per week dropped slightly across all three target populations as compared to the prior reporting quarter (see Attachment, Report 4).

**3. Career Development Planning** (Table 2). Overall, the number of individuals with Career Development Plans

grew from 1,983 on December 31, 2016 to 2,290 on March 31, 2017, an increase of 307 individuals. Although

Table 2 Career Development Planning			
Target Population	Individuals w/ CDP	Benchmark	% Benchmark
Youth Transition	450	707	64%
Youth Exit	329	497	66%
Sheltered Wrkshp	454	718	63%
Day Target	1,057	1,699	62%

progress has been made, the percentage of target population members with Career Development Plans continues to fall below the required benchmarks across each target population averaging 63% for the four groups combined (See Attachment, Report 3a).

**4. Benefits Planning** (Table 3). The number of Target Population members with benefits plans should be roughly equal to the number of individuals who are employed. A total of 367

target population members were reported to have benefits plans in place on March 31, 2017. This represents an increase of 50 individuals over the previous reporting quarter and approximately 67% of the benchmark requirement. A summary of performance by target population is provided

in Table 3 and, with greater detail in the Attachment, Report 3b.

Table 3 Benefits Planning			
Target Population	Individuals w/ BPs	Benchmark	% Benchmark
Youth Exit	120	160	75%
Sheltered Wrkshp	92	122	75%
Day Target	153	262	58%

**Summary.** The number of individuals who received supported employment placements consistent with Consent Decree requirements continued to increase during the quarter ending March 31, 2017. Although greater numbers of individuals have received placements, progress has been uneven across the three target populations. As noted above, the State has exceeded the January 1, 2018 placement benchmark for the Day Target Population and has reached 81% of the benchmark for the Sheltered Workshop Population. By contrast, more than 67% of Youth Exit Population members were awaiting supported employment placements on March 31, 2017. Based on the first quarter data, 365 additional individuals need to be placed by January 1, 2018: 28 persons from the Sheltered Workshop Target Population, zero from the Day Target Population and 337 individuals from the Youth Exit Target Population.

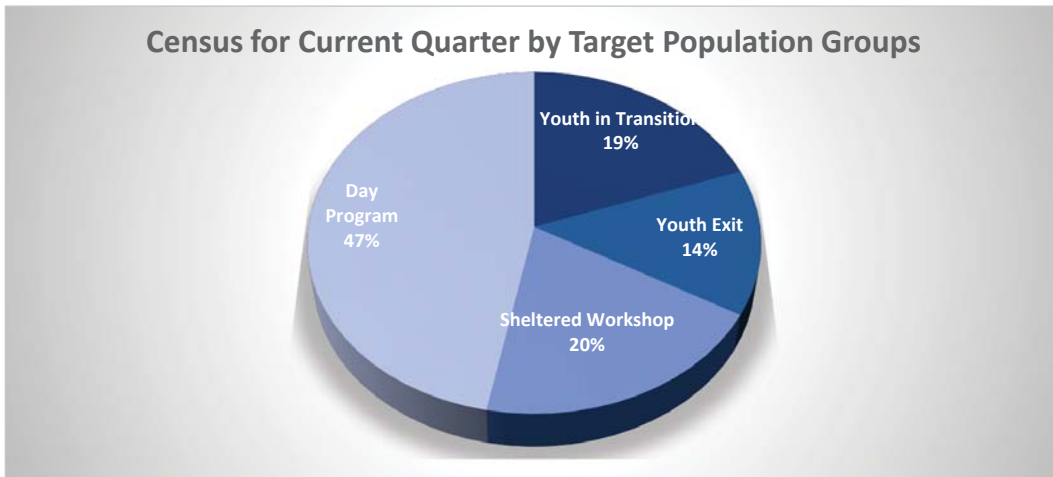
Respectfully Submitted,

Charles Moseley EdD  
 U.S. District Court Monitor

## ATTACHMENT

### Consent Decree Reports Data for Quarter Ending 3/31/2017 Report 1: Current Consent Decree Population

Report Date: 7/6/2017



REPORT 1 - Current Census	Youth in Transition	Youth Exit	Sheltered Workshop	Day Program	Unduplicated Total
Total Individuals	715	526	803	1,959	4,003
- Individuals deceased since January 2013	8	1	51	193	253
- Voluntarily left services	0	28	34	67	129
Census for Current Quarter	707	497	718	1,699	3,621
Population as a % of Census	19.5%	13.7%	19.8%	46.9%	100.0%
- Individuals employed in 2012	0	0	60	158	218
- Individuals in transition	707	0	0	0	707
Target Population for Employment <sup>1</sup> (Census Less Those Employed in 2012 and Transition)	0	497	658	1,541	2,696

#### Census - Quarter to Quarter Changes<sup>2,3</sup>

Target Population Group	Q 3/31/2016	Q 6/30/2016	Q 9/30/2016	Q 12/31/2016
Youth in Transition	470	440	439	539
Youth Exit	132	243	478	496
Sheltered Workshop	759	732	720	718
Day Program	1,601	1,675	1,704	1,690
Unduplicated Total	2,962	3,090	3,341	3,443

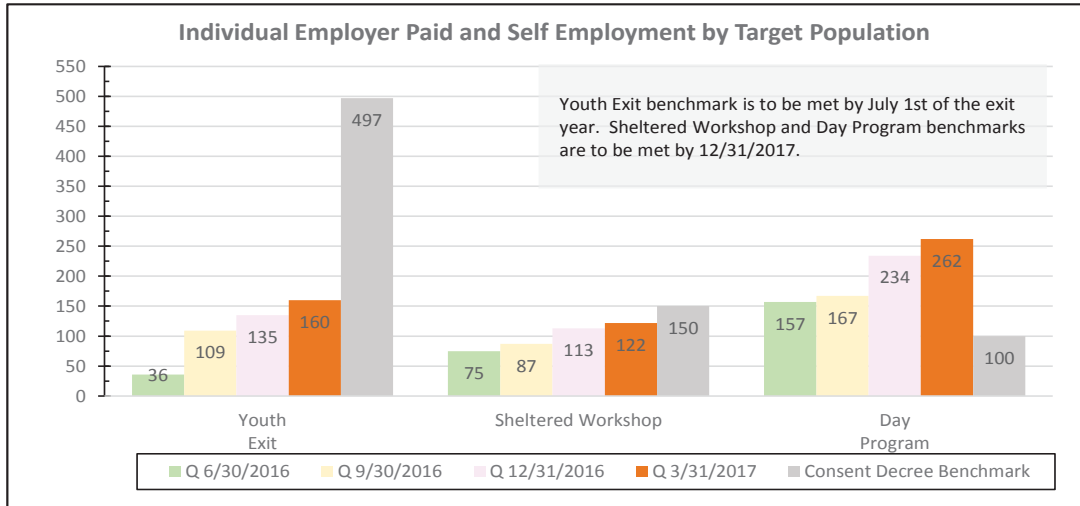
**Notes:**

<sup>1</sup>The Target Population for Employment is tracked for reporting of newly obtained employment. Individuals employed in 2012 are excluded from the Consent Decree targets for new employment. All other reports are based on the Census for Current Quarter.

<sup>2</sup>Changes between quarter 2 and quarter 3 are due to further identification of youth exit population from years 2014-2016, addition of some 2017 youth exit members, and reassignment of sheltered workshop and day program members to the correct group.

<sup>3</sup>Data for all quarters now reflects the subtraction of individuals who have voluntarily closed to adult services.

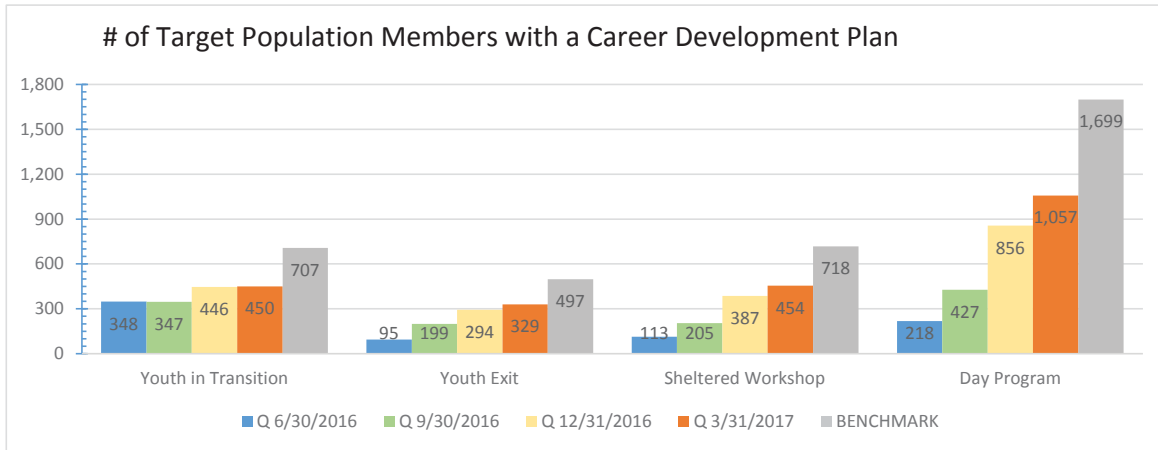
**Consent Decree Data Reports**  
**Data for Quarter Ending 3/31/2017**  
**Report 2: Consent Decree Target Population Employment**  
 Report Date: 7/6/2017



EMPLOYMENT BY TARGET POPULATION	Youth Exit	Sheltered Workshop	Day Program	Unduplicated Total
<b>Target Population for Employment</b>	<b>497</b>	<b>658</b>	<b>1,541</b>	<b>2,696</b>
<b>Benchmark for Employment</b>	<b>497</b>	<b>150</b>	<b>100</b>	<b>747</b>
<b>Total Individuals in INDIVIDUAL EMPLOYER PAID Employment</b>				
<b>Q 3/31/2017</b>	<b>160</b>	<b>122</b>	<b>262</b>	<b>544</b>
<b>Total Competitive and Self Employment Percentages</b>				
<b>% of Target Population</b>	<b>32.2%</b>	<b>18.5%</b>	<b>17.0%</b>	<b>20.2%</b>
<b>% of Benchmark</b>	<b>32.2%</b>	<b>81.3%</b>	<b>262.0%</b>	<b>72.8%</b>
<b>Quarter to Quarter Performance</b>				
Q 3/31/2017	160	122	262	544
Q 12/31/2016	135	113	234	482
Q 9/30/2016	109	87	167	363
Q 6/30/2016	36	75	157	268
Q 3/31/2016	29	57	118	204

**Consent Decree Data Reports**  
**Data for Quarter Ending 3/31/2017**  
**Report 3a: Career Development Plans**

Report Date: 7/6/2017

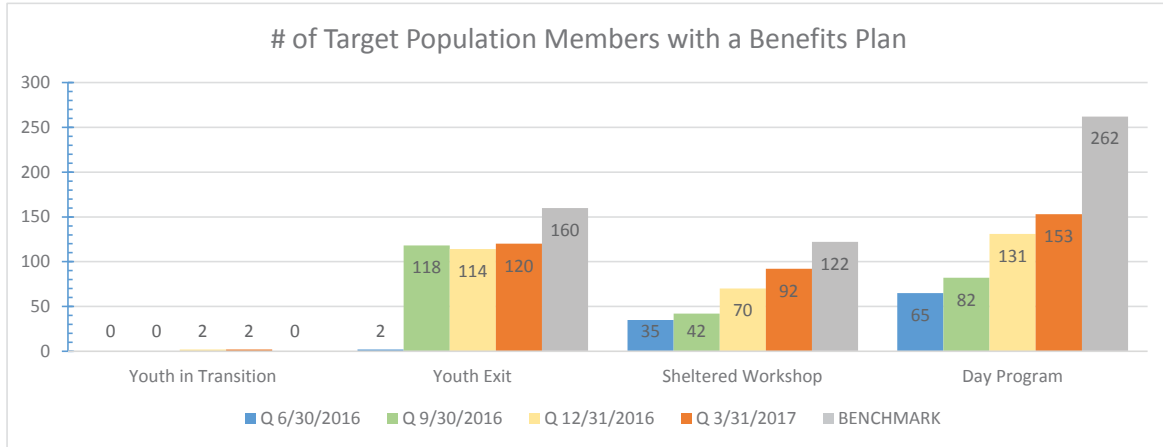


**Career Development Plan (CDP) Exists**

	Q 6/30/2016	Q 9/30/2016	Q 12/31/2016	Q 3/31/2017	BENCHMARK	% of Benchmark
Youth in Transition	348	347	446	450	707	64%
Youth Exit	95	199	294	329	497	66%
Sheltered Workshop	113	205	387	454	718	63%
Day Program	218	427	856	1,057	1,699	62%
<b>Unduplicated Total</b>	<b>774</b>	<b>1,178</b>	<b>1,983</b>	<b>2,290</b>	<b>3,621</b>	<b>63%</b>

**Consent Decree Data Reports  
Data for Quarter Ending 3/31/2017  
Report 3b: Benefits Plans**

Report Date: 7/6/2017



**Benefits Plan (BP) Exists**

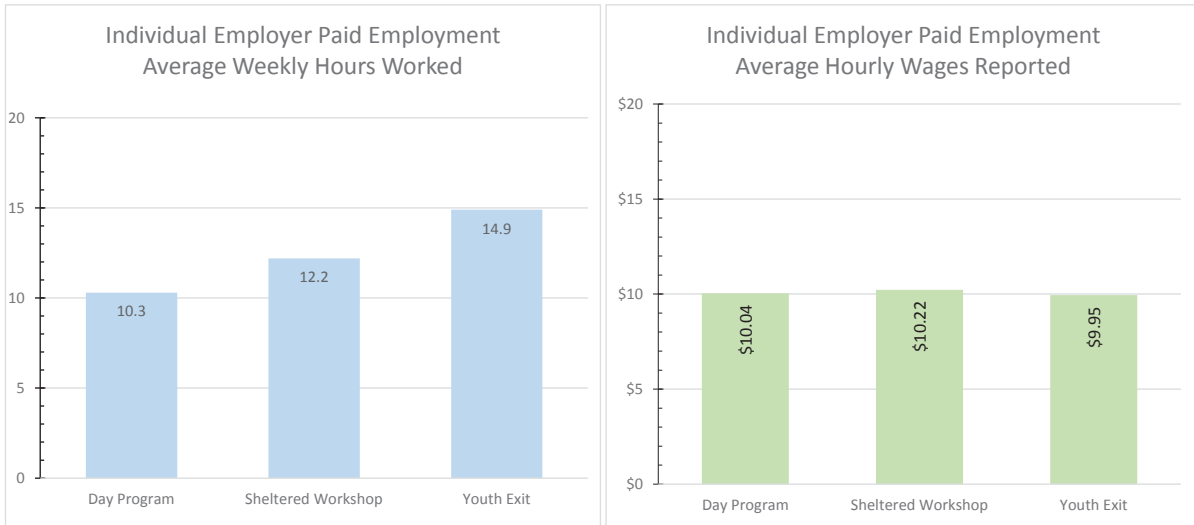
	Q 6/30/2016	Q 9/30/2016	Q 12/31/2016	Q 3/31/2017	BENCHMARK	% of Benchmark
Youth in Transition	0	0	2	2	--	--
Youth Exit	2	118	114	120	160	75%
Sheltered Workshop	35	42	70	92	122	75%
Day Program	65	82	131	153	262	58%
<b>Unduplicated Total</b>	<b>102</b>	<b>242</b>	<b>317</b>	<b>367</b>	<b>544</b>	<b>67%</b>

Note: The benchmark for benefits plans is based on the number of individuals employed. Benefits Plans can also be done for those not yet employed, so the total may exceed the benchmark.



**Consent Decree Data Reports**  
**Report 4: Average Weekly Hours and Hourly Wages**

Report Date: 7/6/2017



Individual Employer Paid Employment						
Target Population Unduplicated Counts	Measure	Total Population	Weekly Hours Worked	Hourly Wage	Worked 20+ Hours	% With 20+ Hours
Day Program	# Reporting	114			18	15.8%
	Average		10.3	\$10.04		
Sheltered Workshop	# Reporting	52			11	21.2%
	Average		12.2	\$10.22		
Youth Exit	# Reporting	120			30	25.0%
	Average		14.9	\$9.95		

**Notes:**

1 # Reporting equals the count of individuals reporting hours or wages above minimum wage.