



General Assembly

Substitute Bill No. 372

January Session, 2019



**AN ACT CONCERNING THE PROVISION OF RESOURCES TO
GUARDIANS OF ADULT CHILDREN WITH INTELLECTUAL
DISABILITY.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2019*) (a) As used in this section,
2 "guardian or family member" means (1) one or more biological or
3 adoptive parents of an adult with intellectual disability, (2) one or
4 more persons to whom legal custody of an adult with intellectual
5 disability was given when the adult with intellectual disability was a
6 minor and in whose home the adult with intellectual disability resides,
7 or (3) any other adult family member of an adult with intellectual
8 disability who resides with and has a primary responsibility for
9 providing continuous care to the adult with intellectual disability.

10 (b) The Commissioner of Social Services, in collaboration with the
11 Commissioner of Developmental Services, shall submit an application
12 for any applicable Medicaid state plan amendment, waiver or waiver
13 amendment, in accordance with the provisions of section 17b-8 of the
14 general statutes, to the Centers for Medicare and Medicaid Services to
15 allow a guardian or family member of an adult with intellectual
16 disability to receive a stipend for providing personal care services to
17 such adult with intellectual disability. Not later than July 1, 2020, or
18 fifteen days after the Commissioner of Social Services receives federal

19 approval of such application, whichever is earlier, the Commissioner
 20 of Developmental Services shall provide a stipend to the guardian or
 21 family member of such adult with intellectual disability for the
 22 provision of personal care services to such adult with intellectual
 23 disability, provided such adult with intellectual disability (1) has
 24 complex medical or behavioral needs, as determined pursuant to the
 25 Department of Developmental Services' level of need assessment, (2) is
 26 at least twenty-one years of age, (3) has an income at or below one
 27 hundred per cent of the federal poverty level, and (4) is at risk of
 28 institutionalization. The Commissioner of Developmental Services
 29 shall provide such stipend in accordance with the fee schedule, as
 30 established and amended from time to time by the Commissioner of
 31 Social Services pursuant to section 17b-343 of the general statutes, for
 32 home health services provided under the Connecticut home-care
 33 program for the elderly established pursuant to section 17b-342 of the
 34 general statutes.

This act shall take effect as follows and shall amend the following sections:

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| Section 1 | <i>July 1, 2019</i> | New section |
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PH *Joint Favorable Subst.*

APP *Joint Favorable*