

**HOUSE . . . . . No. 155**

**The Commonwealth of Massachusetts**

PRESENTED BY:

***James J. O'Day***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to persons with developmental disabilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>
<i>Stephan Hay</i>	<i>3rd Worcester</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>
<i>Brian W. Murray</i>	<i>10th Worcester</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>
<i>Jonathan D. Zlotnik</i>	<i>2nd Worcester</i>
<i>James Arciero</i>	<i>2nd Middlesex</i>
<i>David Biele</i>	<i>4th Suffolk</i>

<i>Edward F. Coppinger</i>	<i>10th Suffolk</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Carlos Gonzalez</i>	<i>10th Hampden</i>
<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>
<i>Christina A. Minicucci</i>	<i>14th Essex</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>
<i>John C. Velis</i>	<i>4th Hampden</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>

**HOUSE . . . . . No. 155**

By Mr. O'Day of West Boylston, a petition (accompanied by bill, House, No. 155) of James J. O'Day and others relative to persons with developmental disabilities. Children, Families and Persons with Disabilities.

**The Commonwealth of Massachusetts**

**In the One Hundred and Ninety-First General Court  
(2019-2020)**

An Act relative to persons with developmental disabilities.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1: Section 1 of Chapter 123B of the General Laws, as appearing in the 2016  
2 Official Edition, is hereby amended by striking lines 18 through 37 and inserting in place thereof  
3 the following:-

4 “Person with a developmental disability,” (1) an individual 5 years of age or older with a  
5 severe, chronic disability that: (i) is attributable to a mental or physical impairment or  
6 combination of mental and physical impairments; (ii) is manifested before the individual attains  
7 age 22; (iii) is likely to continue indefinitely; (iv) results in substantial function limitations in 3  
8 or more of the following areas of major life activity: (1) self-care; (2) receptive and expressive  
9 language; (3) learning; (4) mobility; (5) self-direction; (6) capacity for independent living; and  
10 (7) economic self-sufficiency; and (v) reflects the individual’s need for a combination and  
11 sequence of special, interdisciplinary or generic services, individualized supports or other forms  
12 of assistance that are of a lifelong or extended duration and are individually planned and

13 coordinated; or (2) an individual under the age of 5 who has a substantial developmental delay or  
14 specific congenital or acquired condition with a high probability that the condition will result in  
15 developmental disability if services are not provided. A person who has a developmental  
16 disability may be considered to be mentally ill; provided, however, that no person with a  
17 developmental disability shall be considered to be mentally ill solely by the reason of the  
18 person's developmental disability.

19 SECTION 2: This act shall take effect on January 1, 2020.