

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 133 Session of 2015

INTRODUCED BY MURT, ACOSTA, BARRAR, BOYLE, V. BROWN, BROWNLEE, CALTAGIRONE, COHEN, D. COSTA, DAVIS, DeLUCA, FRANKEL, GOODMAN, KAVULICH, MILLARD, O'NEILL, C. PARKER, SCHLOSSBERG, STURLA, GIBBONS, SAMUELSON, MOUL, R. BROWN, BIZZARRO, FLYNN, SCHWEYER, KILLION, TOOHL, KORTZ AND BARBIN, JANUARY 21, 2015

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JULY 22, 2015

AN ACT

1 Establishing a bill of rights for individuals with intellectual
2 and developmental disabilities OR AUTISM; and conferring <--
3 powers and duties on the Department of Human Services.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Short title.

7 This act shall be known and may be cited as the Individuals
8 with Intellectual and Developmental Disabilities OR AUTISM Bill <--
9 of Rights Act.

10 Section 2. Findings.

11 The General Assembly finds and declares as follows:

12 (1) Disability is a natural part of the human
13 experience, which does not diminish the right of individuals
14 with intellectual and developmental disabilities OR AUTISM <--

15 to:

16 (i) enjoy the opportunity to live, to the maximum

1 extent possible, independently and in the community;
2 (ii) make choices and decisions;
3 (iii) contribute to society and participate in the
4 community; and
5 (iv) experience full integration and inclusion in
6 the economic, political, social, cultural, educational
7 and all other aspects of society in this Commonwealth.

8 (2) Individuals with intellectual ~~and developmental~~ <--
9 disabilities OR AUTISM continually encounter various forms of <--
10 discrimination in all areas.

11 (3) There is a lack of public awareness of the
12 capabilities and competencies of individuals with
13 intellectual ~~and developmental~~ disabilities OR AUTISM. <--

14 (4) A substantial number of individuals with
15 intellectual ~~and developmental disabilities and their~~ <--
16 ~~families or legal guardians~~ DISABILITIES OR AUTISM do not <--
17 have access to appropriate community-integrated ~~support~~ <--
18 SUPPORTS and services from generic and specialized service <--
19 systems and remain unserved or underserved.

20 (5) Communities can be enriched by the full and active
21 participation and the contributions by individuals with
22 intellectual ~~and developmental~~ disabilities OR AUTISM and <--
23 their families; and there is a need to ensure that, within
24 this Commonwealth, there is the availability and equitable
25 provision of necessary community-integrated SUPPORTS AND <--
26 services for individuals with intellectual ~~and developmental~~ <--
27 disabilities OR AUTISM, regardless of religion, race, color, <--
28 national origin, economic or social status and degree or type
29 of disability.

30 (6) The long-time commitment of the General Assembly to

1 secure for individuals with intellectual ~~and developmental~~ <--
2 disabilities OR AUTISM in partnership with their families or <--
3 legal guardians the opportunity to choose where they live in
4 the community is affirmed. ~~The choice of service options~~ <--
5 ~~shall be supported by State policy. The choice of community~~
6 ~~integrated service options is to be ensured to individuals~~
7 ~~with intellectual and developmental disabilities, encouraging~~
8 ~~that they stay~~ THE GENERAL ASSEMBLY ENCOURAGES INDIVIDUALS <--
9 WITH INTELLECTUAL DISABILITIES OR AUTISM TO REMAIN in their
10 homes or community to the maximum extent possible.

11 (7) Services must ensure accountability, credibility,
12 responsiveness and quality assurance, whether the funding is
13 Federal, State, local or community.

14 (8) ~~As of March 31, 2015, there are approximately 13,971~~ <--
15 ~~individuals in this Commonwealth with intellectual~~
16 ~~disabilities who are waiting for home based and community~~
17 ~~based services and programs. There are more than 10,323~~
18 ~~people with emergency and critical needs.~~ APRIL 30, 2015, <--
19 THERE ARE APPROXIMATELY 10,234 PEOPLE WITH INTELLECTUAL
20 DISABILITIES OR AUTISM WITH EMERGENCY AND CRITICAL NEEDS
21 WAITING FOR HOME-BASED AND COMMUNITY-BASED SERVICES. As of
22 ~~January 31~~ JUNE 3, 2015, there are more than 1,400 <--
23 APPROXIMATELY 1,675 individuals on the autism home-based and <--
24 community-based services waiting list, or interest list. The
25 waiting ~~list~~ LISTS for these persons ~~is~~ ARE expected to grow <--
26 substantially into the foreseeable future.

27 (9) The Department of Human Services needs to develop an
28 adequate plan to address the needs and services for the
29 individuals on the waiting list for intellectual disability
30 services, for the individuals on the waiting list, OR <--

1 INTEREST LIST, for autism services, and for all individuals
2 with disabilities to prevent ~~unnecessary~~ <--
3 institutionalization.

4 (10) For true choice to exist, individuals with
5 intellectual ~~and developmental~~ disabilities OR AUTISM and <--
6 their families or legal guardians must be provided with
7 information about ~~their~~ INDIVIDUALS' options for ~~community~~ <--
8 ~~integrated~~ SUPPORTS AND services. <--

9 (11) The goals of the ~~Commonwealth~~ GENERAL ASSEMBLY <--
10 properly include the goal of providing individuals with
11 intellectual ~~and developmental~~ disabilities and their <--
12 ~~families or legal guardians~~ DISABILITIES OR AUTISM with the <--
13 opportunities and support to:

- 14 (i) Make informed choices and decisions.
- 15 (ii) Pursue meaningful and productive lives.
- 16 (iii) Live in a home and community of their choice.
- 17 (iv) Achieve full integration and inclusion in
18 society, in an individualized manner, consistent with the
19 unique strengths, resources, priorities, concerns,
20 abilities and capabilities of the individual.

21 (12) The purpose of this act is to reflect the United
22 States Supreme Court decision of Olmstead v. L.C., 119 S.Ct.
23 2176 (1999) (No.98-536 U.S. 1999) and the ~~Commonwealth~~ <--
24 ~~obligation to assure individuals with intellectual and~~
25 ~~developmental disabilities and, if chosen by the individual,~~
26 ~~their families or legal guardians, full and complete~~
27 ~~participation in the design of and access to services,~~
28 ~~supports and other assistance and opportunities which promote~~
29 ~~independence, productivity and choice of community living~~
30 ~~arrangement.~~ INTEGRATION MANDATES OF THE AMERICANS WITH <--

1 DISABILITIES ACT OF 1990 (PUBLIC LAW 101-336, 104 STAT. 327)
2 AND THE REHABILITATION ACT OF 1973 (PUBLIC LAW 93-112, 29
3 U.S.C § 701 ET SEQ.).

4 (13) It is the policy of the ~~Commonwealth~~ GENERAL <--
5 ASSEMBLY that all programs, projects and activities operating
6 in this Commonwealth be carried out in a manner consistent
7 with the following principles:

8 (i) Individuals with intellectual ~~and developmental~~ <--
9 disabilities OR AUTISM are capable of pursuing <--
10 independence, productivity and integration and inclusion
11 into the community and often require the provision of
12 services, supports and other assistance to achieve
13 independence, productivity and integration and inclusion.

14 (ii) Individuals with intellectual ~~and developmental~~ <--
15 disabilities OR AUTISM have competencies, capabilities <--
16 and personal goals which shall be recognized, supported
17 and encouraged; and any assistance to such individuals
18 shall be provided in an individualized manner, consistent
19 with the unique strengths, resources, priorities,
20 concerns, abilities and capabilities of the individuals.

21 (iii) Individuals with intellectual ~~and~~ <--
22 ~~developmental~~ disabilities OR AUTISM and, if chosen by <--
23 the individual, their families or legal guardians are ~~the~~ <--
24 ~~primary~~ INSTRUMENTAL decision makers regarding the <--
25 services and supports such individuals ~~and their families~~ <--
26 receive and ~~play significant decision making roles in~~ <--
27 INFORM policies and programs which affect the lives of <--
28 such individuals and their families.

29 ~~(iv) Individuals with intellectual and developmental~~ <--
30 ~~disabilities and their families or legal guardians have~~

1 ~~varying goals and needs, and therefore, this act does not~~
2 ~~support one specific service system or setting over~~
3 ~~another so long as the choice as to how and where to~~
4 ~~receive services remains with the individual.~~

5 ~~(v)~~ (IV) The Commonwealth shall, within budgetary <--
6 accountability, provide services, supports and other
7 assistance which reflect the principles of everyday life
8 and self-determination that have been the cornerstone of
9 the Commonwealth's human services for people with
10 intellectual ~~and developmental~~ disabilities OR AUTISM. <--

11 Section 3. Definitions.

12 The following words and phrases when used in this act shall
13 have the meanings given to them in this section unless the
14 context clearly indicates otherwise:

15 "AUTISM" OR "AUTISM SPECTRUM DISORDER." ANY OF THE PERVASIVE <--
16 DEVELOPMENTAL DISORDERS DEFINED BY THE MOST RECENT EDITION OF
17 THE DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS (DSM),
18 OR ITS SUCCESSOR, INCLUDING AUTISTIC DISORDER, ASPERGER'S
19 DISORDER AND PERVASIVE DEVELOPMENTAL DISORDER NOT OTHERWISE
20 SPECIFIED.

21 "Community-integrated supports and services options," "home
22 and community-based services" or "supports and services."
23 Integrated services in the home and community, including the
24 integrated settings where such services are provided, as defined
25 by Federal regulations at 42 CFR §§ 440.180 (relating to home
26 and community-based waiver services) and 441.301(c)(4) and (5)
27 (relating to contents of request for a waiver), which are
28 developed in accordance with the person-centered planning
29 requirements of 42 CFR § 441.301(c)(1), (2) and (3).

30 "Department." The Department of Human Services of the

1 Commonwealth.

2 ~~"Developmental disability." A severe, chronic disability of <--~~
3 ~~an individual that consists of the following:~~

4 ~~(1) Is attributable to a mental or physical impairment~~
5 ~~or combination of mental and physical impairments.~~

6 ~~(2) Is manifested before the individual attains 22 years~~
7 ~~of age.~~

8 ~~(3) Is likely to continue indefinitely.~~

9 ~~(4) Results in substantial functional limitations in~~
10 ~~three or more of the following areas of major life activity:~~

11 ~~(i) Self care.~~

12 ~~(ii) Receptive and expressive language.~~

13 ~~(iii) Learning.~~

14 ~~(iv) Mobility.~~

15 ~~(v) Self direction.~~

16 ~~(vi) Capacity for independent living.~~

17 ~~(vii) Economic self sufficiency.~~

18 ~~(5) Reflects the individual's need for a combination and~~
19 ~~sequence of special, interdisciplinary or generic services,~~
20 ~~individualized supports or other forms of assistance that are~~
21 ~~of lifelong or extended duration and are individually planned~~
22 ~~and coordinated, as defined by section 102(8) of the~~
23 ~~Developmental Disabilities Assistance and Bill of Rights Act~~
24 ~~of 2000 (Public Law 106 402, 42 U.S.C. § 15002(8)). The term~~
25 ~~shall also include individuals diagnosed with autism spectrum~~
26 ~~disorder.~~

27 "Intellectual disability." Significantly subaverage general
28 intellectual functioning that is accompanied by significant
29 limitations in adaptive functioning in at least two of the
30 following skill areas:

- 1 (1) Communication.
- 2 (2) Self-care.
- 3 (3) Home living.
- 4 (4) Social and interpersonal skills.
- 5 (5) Use of community resources.
- 6 (6) Self-direction.
- 7 (7) Functional academic skills.
- 8 (8) Work.
- 9 (9) Health.
- 10 (10) Safety.

11 The onset must occur before the individual reaches 22 years of
12 age, as defined by the act of October 20, 1966 (3rd Sp.Sess.,
13 P.L.96, No.6), known as the Mental Health and Intellectual
14 Disability Act of 1966.

15 Section 4. Choice.

16 (a) Community-based services.--The Commonwealth shall, BASED <--
17 ON AVAILABLE FUNDING, provide individualized community-
18 integrated supports and services for an individual with AN <--
19 intellectual ~~and developmental disabilities~~ DISABILITY OR AUTISM <--
20 if all of the following apply:

21 (1) The individual has an intellectual ~~or developmental~~ <--
22 disability OR AUTISM. <--

23 (2) The individual chooses certain supports and services
24 or does not oppose the supports and services.

25 (3) The supports and services are included in an
26 APPROVED individualized services plan developed in accordance <--
27 with the person-centered planning requirements of 42 CFR §
28 441.301(c) (1), (2) and (3) (relating to contents of request
29 for a waiver) by an authorized State or county supports
30 coordinator with the input of the individual and, if chosen

1 by the individual, the individual's guardian and advocate.

2 (b) Family.--If the individual so chooses, family members
3 and legal guardians of an individual with AN intellectual ~~and~~ <--
4 ~~developmental disabilities~~ DISABILITY OR AUTISM shall be <--
5 involved in meetings regarding the planning for and arrangement
6 of community-based services or other allowable services. Legal
7 guardians shall, under 20 Pa.C.S. § 5521(a) (relating to
8 provisions concerning powers, duties and liabilities):

9 (1) Assert the rights and interests of the individual.

10 (2) Respect the wishes and preferences of the individual
11 to the greatest extent possible.

12 (3) Encourage the individual to participate to the
13 maximum extent of his or her abilities in all decisions that
14 affect him or her, to act on his or her behalf when he or she
15 is able to do so and to develop or regain his or her capacity
16 to manage his or her personal affairs to the maximum extent
17 feasible.

18 (c) Contact.--Nothing in this act shall be construed to
19 prohibit an individual with AN intellectual ~~and developmental~~ <--
20 ~~disabilities~~ DISABILITY OR AUTISM from maintaining contact with <--
21 family and friends. The individual shall also have the choice
22 not to have contact with family and friends.

23 (d) Complaints.--An individual with AN intellectual ~~and~~ <--
24 ~~developmental disabilities~~ DISABILITY OR AUTISM, or a family <--
25 member or a legal guardian of such individual who believes that
26 the needs as identified or as detailed in the individualized
27 service plan are not being met may provide the State or county a
28 letter expressing concerns. The State or county shall, within 30
29 days, address the concerns and, if necessary, take corrective
30 action. All Federal and State due process rights, including, but

1 not limited to, written notice and a fair hearing, also continue
2 to apply for each individual.

3 Section 5. Waiting ~~list~~ LISTS for intellectual disability OR <--
4 AUTISM services.

5 (a) GENERAL RULE.--THE DEPARTMENT SHALL, WITHIN FOUR MONTHS <--
6 OF THE EFFECTIVE DATE OF THIS ACT, REORGANIZE ITS WAITING LIST,
7 OR INTEREST LIST, FOR INDIVIDUALS WITH AUTISM INTO A WAITING
8 LIST THAT PRIORITIZES INDIVIDUALS ACCORDING TO THE CATEGORIES OF
9 EMERGENCY NEEDS, CRITICAL NEEDS AND PLANNING NEEDS. THIS DATA
10 SHALL BE COLLECTED USING A TOOL THAT MEASURES THE LEVEL OF CARE
11 NEEDED AND THAT DOES NOT LIMIT SUCH ASSESSMENT DATA COLLECTION
12 BASED ON THE GEOGRAPHIC AREA WHERE AUTISM SERVICES ARE PROVIDED
13 IN THIS COMMONWEALTH. ADDITIONALLY, THE PRIORITIZATION OF NEED
14 SHALL NOT INCLUDE CONSIDERATION OF SERVICES THE INDIVIDUAL WITH
15 AUTISM CURRENTLY RECEIVES.

16 (B) Waiting list plan.--Within one year of the effective
17 date of this section, the department shall, as part of a
18 stakeholder process with participation by individuals with
19 disabilities and their family members, develop a five-year plan
20 to eliminate the current as well as any future additions to the
21 critical and emergency waiting list for individuals with
22 intellectual disabilities who are in need of ~~allowable~~ home- <--
23 based and community-based supports and services. Within one year
24 of the effective date of this section, the department shall
25 develop a two-year plan to eliminate the current as well as any
26 future additions to the home-based and community-based services
27 waiting list for individuals with autism and to prevent future
28 home-based and community-based services waiting lists for all
29 other persons with disabilities, including those with physical
30 and developmental disabilities, including brain injury. The

1 department shall submit the plans to the Governor, the General
2 Assembly and the county intellectual disability program
3 administrators.

4 ~~(b)~~ (C) Contents of plan.--The plan required by subsection <--
5 (a) shall include:

6 (1) Statistical information on the current and projected
7 annual increase in the waiting lists on a county basis. The
8 department shall develop a Statewide standardized form to
9 collect the information from the counties and the
10 department's Bureau of Autism Services.

11 (2) Budget projections taking into consideration the
12 department's current budget year, projected annual costs
13 associated with the elimination of the waiting lists,
14 financial information on the amount of additional Federal,
15 State or other funds in each county and with the department's
16 Bureau of Autism Services which may be required annually for
17 the operational costs associated with the elimination of the
18 waiting list in each county and of the waiting list with the
19 department's Bureau of Autism Services and the projected
20 annual waiting lists in each annual plan update.

21 ~~(c)~~ (D) Public hearings and comment.--In the development of <--
22 the plan required by subsection (a), the department shall
23 conduct public hearings and obtain public comment from
24 individuals with disabilities, including those with intellectual
25 ~~and developmental~~ disabilities OR AUTISM, their families and <--
26 guardians and providers of services to the disability community,
27 including the intellectual ~~and developmental disability~~ <--
28 DISABILITIES AND AUTISM community. <--

29 ~~(d)~~ (E) Annual submission of updated plan.--The department <--
30 shall update the budget, statistical and financial data to the

1 plan required by subsection (a) annually and submit an updated
2 plan to the Governor, the General Assembly and the county
3 intellectual disability program administrators on the
4 anniversary date of the department's original submission of the
5 plan.

6 Section 6. Funding.

7 Services under this act shall be made available across this
8 Commonwealth, taking into account the budget constraints and
9 financial resources available to the Commonwealth and the needs
10 of individuals with intellectual ~~and developmental~~ disabilities <--
11 OR AUTISM. NOTHING UNDER THIS ACT SHALL CONSTITUTE AN <--
12 ENTITLEMENT DERIVED FROM THE COMMONWEALTH OR A CLAIM ON ANY
13 FUNDS OF THE COMMONWEALTH.

14 SECTION 7. REPORT. <--

15 (A) GENERAL RULE.--THE DEPARTMENT SHALL SUBMIT A WRITTEN
16 REPORT BY SEPTEMBER 30, 2015, AND EVERY FOUR MONTHS THEREAFTER,
17 TO THE FOLLOWING:

18 (1) THE GOVERNOR.

19 (2) THE CHAIRMAN AND MINORITY CHAIRMAN OF THE PUBLIC
20 HEALTH AND WELFARE COMMITTEE OF THE SENATE.

21 (3) THE CHAIRMAN AND MINORITY CHAIRMAN OF THE
22 APPROPRIATIONS COMMITTEE OF THE SENATE.

23 (4) THE CHAIRMAN AND MINORITY CHAIRMAN OF THE HEALTH
24 COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

25 (5) THE CHAIRMAN AND MINORITY CHAIRMAN OF THE HUMAN
26 SERVICES COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

27 (6) THE CHAIRMAN AND MINORITY CHAIRMAN OF THE
28 APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

29 (7) THE DEPARTMENT'S MEDICAL ASSISTANCE ADVISORY
30 COMMITTEE.

1 (B) POSTING OF REPORT.--THE REPORT SHALL BE POSTED ON THE
2 DEPARTMENT'S INTERNET WEBSITE IN AN ACCESSIBLE FORMAT.

3 (C) CONTENTS OF REPORT.--THE REPORT SHALL INCLUDE THE
4 FOLLOWING:

5 (1) THE TOTAL NUMBER AND AGE RANGES, INCLUDING UNDER 18
6 YEARS OF AGE, AGES 18 TO 21 AND OVER 21 YEARS OF AGE, OF
7 INDIVIDUALS CURRENTLY ON THE DEPARTMENT'S WAITING LIST FOR
8 HOME-BASED AND COMMUNITY-BASED SERVICES FOR INDIVIDUALS WITH
9 INTELLECTUAL DISABILITIES.

10 (2) THE NUMBER AND AGE RANGES, INCLUDING UNDER 18 YEARS
11 OF AGE, AGES 18 TO 21 AND OVER 21 YEARS OF AGE, OF
12 INDIVIDUALS CURRENTLY ON THE DEPARTMENT'S WAITING LIST FOR
13 HOME-BASED AND COMMUNITY-BASED SERVICES FOR INDIVIDUALS WITH
14 INTELLECTUAL DISABILITIES:

15 (I) WITH EMERGENCY NEEDS;

16 (II) WITH CRITICAL NEEDS; AND

17 (III) THE COMBINED NUMBER OF THOSE WITH EMERGENCY
18 NEEDS AND CRITICAL NEEDS.

19 (3) THE NUMBER OF INDIVIDUALS ADDED TO THE DEPARTMENT'S
20 WAITING LIST FOR HOME-BASED AND COMMUNITY-BASED SERVICES FOR
21 INDIVIDUALS WITH INTELLECTUAL DISABILITIES IN THE LAST FOUR
22 MONTHS AND THE REASONS THEY WERE ADDED TO THE WAITING LIST.

23 (4) THE NUMBER OF INDIVIDUALS REMOVED FROM THE
24 DEPARTMENT'S WAITING LIST FOR HOME-BASED AND COMMUNITY-BASED
25 SERVICES FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES IN
26 THE LAST FOUR MONTHS AND THE REASONS THEY WERE REMOVED FROM
27 THE WAITING LIST.

28 (5) THE NUMBER OF MONTHS OR YEARS THAT INDIVIDUALS WITH
29 EMERGENCY NEEDS CURRENTLY ON THE DEPARTMENT'S WAITING LIST
30 FOR HOME-BASED AND COMMUNITY-BASED SERVICES FOR INDIVIDUALS

1 WITH INTELLECTUAL DISABILITIES HAVE BEEN ON THE WAITING LIST.

2 (6) THE NUMBER OF MONTHS OR YEARS THAT INDIVIDUALS WITH
3 CRITICAL NEEDS CURRENTLY ON THE DEPARTMENT'S WAITING LIST FOR
4 HOME-BASED AND COMMUNITY-BASED SERVICES FOR INDIVIDUALS WITH
5 INTELLECTUAL DISABILITIES HAVE BEEN ON THE WAITING LIST.

6 (7) THE NUMBER AND AGE RANGES, INCLUDING UNDER 18 YEARS
7 OF AGE, AGES 18 TO 21 AND OVER 21 YEARS OF AGE, OF
8 INDIVIDUALS CURRENTLY ON THE DEPARTMENT'S WAITING LIST FOR
9 HOME-BASED AND COMMUNITY-BASED SERVICES FOR INDIVIDUALS WITH
10 INTELLECTUAL DISABILITIES WHO ARE IN:

11 (I) A STATE CENTER;

12 (II) A PRIVATE INTERMEDIATE CARE FACILITY FOR
13 INDIVIDUALS WITH INTELLECTUAL DISABILITIES (ICF/IID) OR
14 PERSONS WITH OTHER RELATED CONDITIONS (ICF/ORC);

15 (III) A STATE HOSPITAL;

16 (IV) A PRIVATE PSYCHIATRIC HOSPITAL;

17 (V) A RESIDENTIAL TREATMENT FACILITY; OR

18 (VI) ANY OTHER PUBLIC OR PRIVATE FACILITY OR OTHER
19 INSTITUTIONAL SETTING.

20 (8) THE TOTAL NUMBER AND AGE RANGES, INCLUDING UNDER 18
21 YEARS OF AGE, AGES 18 TO 21 AND OVER 21 YEARS OF AGE, OF
22 INDIVIDUALS CURRENTLY ON THE DEPARTMENT'S WAITING LIST, OR
23 INTEREST LIST, FOR THE ADULT COMMUNITY AUTISM PROGRAM AND THE
24 ADULT AUTISM WAIVER.

25 (9) THE TOTAL NUMBER AND AGE RANGES, INCLUDING UNDER 18
26 YEARS OF AGE, AGES 18 TO 21 AND OVER 21 YEARS OF AGE, OF
27 INDIVIDUALS CURRENTLY ON THE DEPARTMENT'S WAITING LIST, OR
28 INTEREST LIST, FOR THE ADULT COMMUNITY AUTISM PROGRAM AND THE
29 ADULT AUTISM WAIVER:

30 (I) WITH EMERGENCY NEEDS;

1 (II) WITH CRITICAL NEEDS; AND

2 (III) THE COMBINED NUMBER OF THOSE WITH EMERGENCY
3 NEEDS AND CRITICAL NEEDS.

4 (10) THE NUMBER OF INDIVIDUALS ADDED TO THE DEPARTMENT'S
5 WAITING LIST, OR INTEREST LIST, FOR THE ADULT COMMUNITY
6 AUTISM PROGRAM AND THE ADULT AUTISM WAIVER IN THE LAST FOUR
7 MONTHS AND THE REASONS THEY WERE ADDED TO THE WAITING LIST.

8 (11) THE NUMBER OF INDIVIDUALS REMOVED FROM THE
9 DEPARTMENT'S WAITING LIST, OR INTEREST LIST, FOR THE ADULT
10 COMMUNITY AUTISM PROGRAM AND THE ADULT AUTISM WAIVER IN THE
11 LAST FOUR MONTHS AND THE REASONS THEY WERE REMOVED FROM THE
12 WAITING LIST.

13 (12) THE NUMBER OF MONTHS OR YEARS THAT INDIVIDUALS WITH
14 EMERGENCY NEEDS CURRENTLY ON THE DEPARTMENT'S WAITING LIST,
15 OR INTEREST LIST, FOR THE ADULT COMMUNITY AUTISM PROGRAM AND
16 THE ADULT AUTISM WAIVER HAVE BEEN ON THE WAITING LIST.

17 (13) THE NUMBER OF MONTHS OR YEARS THAT INDIVIDUALS WITH
18 CRITICAL NEEDS CURRENTLY ON THE DEPARTMENT'S WAITING LIST, OR
19 INTEREST LIST, FOR THE ADULT COMMUNITY AUTISM PROGRAM AND THE
20 ADULT AUTISM WAIVER HAVE BEEN ON THE WAITING LIST.

21 (14) THE TOTAL NUMBER AND AGE RANGES, INCLUDING UNDER 18
22 YEARS OF AGE, AGES 18 TO 21 AND OVER 21 YEARS OF AGE, OF
23 INDIVIDUALS CURRENTLY ON THE DEPARTMENT'S WAITING LIST, OR
24 INTEREST LIST, FOR THE ADULT COMMUNITY AUTISM PROGRAM AND THE
25 ADULT AUTISM WAIVER WHO ARE IN:

26 (I) A STATE CENTER;

27 (II) A PRIVATE INTERMEDIATE CARE FACILITY FOR
28 INDIVIDUALS WITH INTELLECTUAL DISABILITIES (ICF/IID) OR
29 PERSONS WITH OTHER RELATED CONDITIONS (ICF/ORC);

30 (III) A STATE HOSPITAL;

1 (IV) A PRIVATE PSYCHIATRIC HOSPITAL;
2 (V) A RESIDENTIAL TREATMENT FACILITY; OR
3 (VI) ANY OTHER PUBLIC OR PRIVATE FACILITY OR OTHER
4 INSTITUTIONAL SETTING.

5 (15) THE ESTIMATED PER-PERSON COST TO SERVE AN ELIGIBLE
6 INDIVIDUAL ON THE WAITING LIST UNDER PARAGRAPH (1).

7 (16) THE ESTIMATED PER-PERSON COST TO SERVE AN ELIGIBLE
8 INDIVIDUAL ON THE WAITING LIST, OR INTEREST LIST, UNDER
9 PARAGRAPH (8).

10 (17) THE TOTAL ESTIMATED COST TO SERVE ALL ELIGIBLE
11 INDIVIDUALS ON THE WAITING LIST UNDER PARAGRAPH (1) AND THE
12 ESTIMATED COST TO SERVE ALL ELIGIBLE INDIVIDUALS IN EACH
13 CATEGORY LISTED UNDER PARAGRAPH (2).

14 (18) THE TOTAL ESTIMATED COST TO SERVE ALL ELIGIBLE
15 INDIVIDUALS ON THE WAITING LIST, OR INTEREST LIST, UNDER
16 PARAGRAPH (8) AND THE ESTIMATED COST TO SERVE ALL ELIGIBLE
17 INDIVIDUALS IN EACH CATEGORY LISTED UNDER PARAGRAPH (9).

18 Section 7 8. Effective date.

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19 This act shall take effect ~~in 60 days~~ IMMEDIATELY.

<--