
SUBSTITUTE HOUSE BILL 1546

State of Washington

63rd Legislature

2013 Regular Session

By House Early Learning & Human Services (originally sponsored by Representatives Green, Johnson, Walsh, Kagi, Roberts, Smith, Zeiger, Upthegrove, Freeman, Appleton, Ryu, Morrell, Jinkins, Bergquist, and Pollet)

READ FIRST TIME 02/22/13.

1 AN ACT Relating to the no paid case load of the division of
2 developmental disabilities; amending RCW 71A.12.161; adding a new
3 section to chapter 71A.12 RCW; and creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** (1) The legislature finds as follows:

6 (a) Over fifteen thousand individuals have been determined by the
7 department of social and health services' division of developmental
8 disabilities to be eligible for services but are currently not
9 receiving paid services or supports;

10 (b) There is not a significant difference between the division of
11 developmental disabilities case loads of those who receive and those
12 who do not receive services; and

13 (c) Most people with developmental disabilities live with their
14 parents, even into adulthood, and supporting and providing care by
15 parents can be a stressful activity especially as the parents
16 themselves age.

17 (2) Therefore, the legislature intends that fairness and equity be
18 applied in cases between those who receive no paid services from the

1 division of developmental disabilities and those who do receive
2 services.

3 NEW SECTION. **Sec. 2.** A new section is added to chapter 71A.12 RCW
4 to read as follows:

5 Within funds provided by the legislature for this purpose, the
6 department must expand the informing families building trust
7 communication project to provide information to individuals and
8 families on the no paid services case load about the developmental
9 disabilities system. The information should assist families in
10 planning as their children reach points of transitions. The department
11 must assist the developmental disabilities council to reach clients on
12 the no paid services case load.

13 **Sec. 3.** RCW 71A.12.161 and 2009 c 312 s 1 are each amended to read
14 as follows:

15 (1) The individual and family services program for individuals
16 eligible to receive services under this title is established. This
17 program replaces family support opportunities, traditional family
18 support, and the flexible family support pilot program. The department
19 shall transfer funding associated with these existing family support
20 programs to the individual and family services program and shall
21 operate the program within available funding. The services provided
22 under the individual and family services program shall be funded by
23 state funding without benefit of federal match.

24 (2) The department shall adopt rules to implement this section.
25 The rules shall provide:

26 (a) That eligibility to receive services in the individual and
27 family services program be determined solely by an assessment of
28 individual need;

29 (b) For service priority levels to be developed that specify a
30 maximum amount of dollars for each person per level per year;

31 (c) That the dollar caps for each service priority level be
32 adjusted by the vendor rate increases authorized by the legislature;
33 and

34 (d) That the following services be available under the program:

35 (i) Respite care;

36 (ii) Therapies;

- 1 (iii) Architectural and vehicular modifications;
- 2 (iv) Equipment and supplies;
- 3 (v) Specialized nutrition and clothing;
- 4 (vi) Excess medical costs not covered by another source;
- 5 (vii) Copays for medical and therapeutic services;
- 6 (viii) Transportation;
- 7 (ix) Training;
- 8 (x) Counseling;
- 9 (xi) Behavior management;
- 10 (xii) Parent/sibling education;
- 11 (xiii) Recreational opportunities; and
- 12 (xiv) Community services grants.

13 (3) In addition to services provided for the service priority
14 levels under subsections (1) and (2) of this section, the department
15 shall provide for:

16 (a) One-time exceptional needs and emergency needs for individuals
17 and families not receiving individual and family services annual grants
18 to assist individuals and families who experience a short-term crisis;
19 and

20 (b) Respite services based on the department's assessment for:

21 (i) A parent who provides personal care in the home to his or her
22 adult son or daughter with developmental disabilities; or

23 (ii) A family member who replaces the parent as the primary
24 caregiver, resides with, and provides personal care in the home for the
25 adult with developmental disabilities.

26 (4)(a) For the fiscal year ending June 30, 2014, and within funds
27 provided by the legislature for this purpose, the department must
28 provide services under the individual and family services program for
29 one thousand persons who have requested such services and who are not
30 receiving any paid services from the department.

31 (b) For the fiscal year ending June 30, 2015, and within funds
32 provided by the legislature for this purpose, the department must
33 provide services under the individual and family services program for
34 one thousand persons who have requested such services and who are not
35 receiving any paid services from the department.

36 (5) If a person has more complex needs, a family is experiencing a
37 more prolonged crisis, or it is determined a person needs additional

1 services, the department shall assess the individual to determine if
2 placement in a waiver program would be appropriate.

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