
SUBSTITUTE SENATE BILL 5467

State of Washington

60th Legislature

2007 Regular Session

By Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Pflug, Parlette, Kastama, Franklin, Fairley, Weinstein, Marr, Tom, Brown, Hargrove, Zarelli, McAuliffe, Regala, Clements, Kilmer, Oemig, Pridemore, Rasmussen, Kohl-Welles, Benton, Kline and Roach)

READ FIRST TIME 02/06/07.

1 AN ACT Relating to creating the individual and family services
2 program for people with developmental disabilities; adding a new
3 section to chapter 71A.12 RCW; and creating new sections.

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

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

6 (a) A developmental disability is a natural part of human life, and
7 the presence of a developmental disability in the life of a person does
8 not diminish the person's rights or opportunity to participate fully in
9 the life of the local community;

10 (b) Investing in family members who have children and adults living
11 in the family home preserves a valuable natural support system for the
12 individual with a developmental disability and is also cost-effective
13 for the state of Washington;

14 (c) Providing support services to families can help maintain the
15 well-being of the family and stabilize the family unit.

16 (2) It is the intent of the legislature:

17 (a) To partner with families as care providers for children with
18 developmental disabilities and adults who choose to live in the family
19 home;

1 (b) That individual and family services be centered on the needs of
2 the person with a developmental disability and the family;

3 (c) That, to the maximum extent possible, individuals and families
4 must be given choice of services and exercise control over the
5 resources available to them.

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

8 (1) The individual and family services program for individuals
9 eligible to receive services under this title is established. This
10 program replaces family support opportunities, traditional family
11 support, and the flexible family support pilot program. The department
12 shall transfer funding associated with these existing family support
13 programs to the individual and family services program and shall
14 operate the program within available funding. The services provided
15 under the individual and family services program shall be funded by
16 state funding without benefit of federal match.

17 (2) The department shall adopt rules to implement this section.
18 The rules shall provide:

19 (a) That eligibility to receive services in the individual and
20 family services program be determined and prioritized by an assessment
21 of individual need and financial eligibility that is based upon the
22 combined taxable income of the parents and individuals with
23 developmental disabilities. Taxable income must be at or below three
24 hundred percent of the federal poverty level based on the combined
25 taxable income of parents and individuals with developmental
26 disabilities adjusted for costs related to disabilities. The
27 department shall develop standard expense categories for disability-
28 related expenses such as home modifications, vehicle modifications,
29 medical expenses, and behavioral therapies to use as qualifying
30 deductions in determining income level;

31 (b) That, based on a comprehensive assessment, the highest priority
32 for family support funding shall be determined by the composite score
33 of the following: (i) The amount of supervision an individual needs;
34 (ii) the amount of caregiver stress; (iii) the availability of backup
35 caregivers; (iv) the behavioral challenges of the individual; and (v)
36 the unmet medical and activities of daily living needs of the person;

1 (c) For service priority levels to be developed that specify a
2 maximum amount of dollars for each person per level per year;
3 (d) That the dollar caps for each service priority level be
4 adjusted by the vendor rate increases authorized by the legislature;
5 and
6 (e) That the following services be available under the program:
7 (i) Respite care;
8 (ii) Therapies;
9 (iii) Architectural and vehicular modifications;
10 (iv) Equipment and supplies;
11 (v) Specialized nutrition and clothing;
12 (vi) Excess medical costs not covered by another source;
13 (vii) Copays for medical and therapeutic services;
14 (viii) Transportation;
15 (ix) Training;
16 (x) Counseling;
17 (xi) Behavior management;
18 (xii) Parent/sibling education;
19 (xiii) Recreational opportunities; and
20 (xiv) Community services grants.
21 (3) Funding, in addition to funding for the service priority
22 levels, shall be provided for one-time exceptional needs and emergency
23 needs for eligible individuals and families not receiving individual
24 and family services annual grants to assist individuals and families
25 who experience a short-term crisis.

26 NEW SECTION. **Sec. 3.** This act may be known and cited as the Lance
27 Morehouse, Jr. memorial individual and family services act.

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