
SENATE BILL 5467

State of Washington

60th Legislature

2007 Regular Session

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 01/19/2007. Referred to Committee on Health & Long-Term Care.

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. The services
14 provided under the individual and family services program shall be
15 funded by state funding without benefit of federal match.

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

18 (a) That eligibility to receive services in the individual and
19 family services program be determined solely by an assessment of
20 individual need;

21 (b) For three service priority levels as follows:

22 (i) Level 1 includes any combination of allowable services up to a
23 total of two thousand dollars per year;

24 (ii) Level 2 includes any combination of allowable services up to
25 a total of four thousand dollars per year; and

26 (iii) Level 3 includes any combination of allowable services up to
27 a total of six thousand dollars per year;

28 (c) That the dollar caps for each service priority level be
29 adjusted every two years by the cost-of-living index; and

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

31 (i) Respite care;

32 (ii) Child care;

33 (iii) Therapies;

34 (iv) Architectural and vehicular modifications;

35 (v) Equipment and supplies;

36 (vi) Specialized nutrition and clothing;

37 (vii) Excess medical costs not covered by another source;

- 1 (viii) Copays for medical and therapeutic services;
 - 2 (ix) Transportation;
 - 3 (x) Training;
 - 4 (xi) Counseling;
 - 5 (xii) Behavior management;
 - 6 (xiii) Parent/sibling education;
 - 7 (xiv) Recreational opportunities; and
 - 8 (xv) Community services grants.
- 9 (3) Funding, in addition to funding for the service priority
10 levels, shall be provided for:
- 11 (a) One-time exceptional needs and emergency needs for individuals
12 and families not receiving individual and family services annual grants
13 to assist individuals and families who experience a short-term crisis;
14 and
 - 15 (b) Respite services based on the department's assessment for a
16 parent who provides personal care to his or her adult son or daughter
17 in the home.
- 18 (4) If a person has more complex needs, a family is experiencing a
19 more prolonged crisis, or it is determined a person needs additional
20 services, the department shall make every effort to move the person
21 into a program that can realize federal match.

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

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