
SUBSTITUTE SENATE BILL 6260

State of Washington

52nd Legislature

1992 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Roach and Erwin)

Read first time 02/11/92.

1 AN ACT Relating to defining developmental disability; amending RCW
2 71A.10.020; and creating a new section.

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

4 **Sec. 1.** RCW 71A.10.020 and 1988 c 176 s 102 are each amended to
5 read as follows:

6 As used in this title, the following terms have the meanings
7 indicated unless the context clearly requires otherwise.

8 (1) "Department" means the department of social and health
9 services.

10 (2) "Developmental disability" means a disability attributable to
11 mental retardation, cerebral palsy, epilepsy, autism, fetal alcohol
12 syndrome or fetal alcohol effect, or another neurological or other
13 condition of an individual found by the secretary to be closely related
14 to mental retardation or to require treatment similar to that required

1 for individuals with mental retardation, which disability originates
2 before the individual attains age eighteen, which has continued or can
3 be expected to continue indefinitely, and which constitutes a
4 substantial handicap to the individual. By January 1, 1989, the
5 department shall promulgate rules which define neurological or other
6 conditions in a way that is not limited to intelligence quotient scores
7 as the sole (~~determinate~~[determinant]) determinant of these
8 conditions, and notify the legislature of this action.

9 (3) "Eligible person" means a person who has been found by the
10 secretary under RCW 71A.16.040 to be eligible for services.

11 (4) "Habilitative services" means those services provided by
12 program personnel to assist persons in acquiring and maintaining life
13 skills and to raise their levels of physical, mental, social, and
14 vocational functioning. Habilitative services include education,
15 training for employment, and therapy.

16 (5) "Legal representative" means a parent of a person who is under
17 eighteen years of age, a person's legal guardian, a person's limited
18 guardian when the subject matter is within the scope of the limited
19 guardianship, a person's attorney at law, a person's attorney in fact,
20 or any other person who is authorized by law to act for another person.

21 (6) "Notice" or "notification" of an action of the secretary means
22 notice in compliance with RCW 71A.10.060.

23 (7) "Residential habilitation center" means a state-operated
24 facility for persons with developmental disabilities governed by
25 chapter 71A.20 RCW.

26 (8) "Secretary" means the secretary of social and health services
27 or the secretary's designee.

28 (9) "Service" or "services" means services provided by state or
29 local government to carry out this title.

1 NEW SECTION. **Sec. 2.** If specific funding for the purposes of
2 this act, referencing this act by bill number, is not provided by June
3 30, 1992, in the omnibus appropriations act, this act shall be null and
4 void.