

## AMENDMENTS TO HOUSE BILL NO. 133

Sponsor: REPRESENTATIVE MURT

Printer's No. 1753

1 Amend Bill, page 1, line 2, by striking out "and  
2 developmental"

3 Amend Bill, page 1, line 2, by inserting after "disabilities"  
4 or autism

5 Amend Bill, page 8, line 8, by striking out "AND  
6 DEVELOPMENTAL"

7 Amend Bill, page 8, line 8, by inserting after "DISABILITIES"  
8 or Autism

9 Amend Bill, page 8, line 14, by striking out "AND  
10 DEVELOPMENTAL"

11 Amend Bill, page 8, line 14, by inserting after  
12 "DISABILITIES"  
13 or autism

14 Amend Bill, page 8, line 23, by striking out "AND  
15 DEVELOPMENTAL"

16 Amend Bill, page 8, line 24, by inserting after  
17 "DISABILITIES"  
18 or autism

19 Amend Bill, page 8, line 28, by striking out "AND  
20 DEVELOPMENTAL"

21 Amend Bill, page 8, line 28, by inserting after  
22 "DISABILITIES"

1           or autism

2       Amend Bill, page 8, line 30; page 9, line 1; by striking out

3   "AND DEVELOPMENTAL DISABILITIES AND THEIR" in line 30 on page 8

4   and "FAMILIES OR LEGAL GUARDIANS" in line 1 on page 9 and

5   inserting

6           disabilities or autism

7       Amend Bill, page 9, line 2, by striking out "SUPPORT" and

8   inserting

9           supports

10      Amend Bill, page 9, line 7, by striking out "AND

11   DEVELOPMENTAL"

12      Amend Bill, page 9, line 7, by inserting after "DISABILITIES"

13           or autism

14      Amend Bill, page 9, line 10, by inserting after "COMMUNITY-

15   INTEGRATED "

16           supports and

17      Amend Bill, page 9, line 11, by striking out "AND

18   DEVELOPMENTAL"

19      Amend Bill, page 9, line 11, by inserting after

20   "DISABILITIES"

21           or autism

22      Amend Bill, page 9, line 15, by striking out "AND

23   DEVELOPMENTAL"

24      Amend Bill, page 9, line 16, by inserting after

25   "DISABILITIES"

26           or autism

27      Amend Bill, page 9, lines 18 through 22, by striking out "THE

28   CHOICE OF SERVICE OPTIONS SHALL BE" in line 18, all of lines 19

29   through 21 and "THEY STAY" in line 22 and inserting

30           The General Assembly encourages individuals with

1 intellectual disabilities or autism to remain

2 Amend Bill, page 9, lines 27 through 30; page 10, line 1; by

3 striking out "MARCH 31, 2015, THERE ARE APPROXIMATELY 13,971" in

4 line 27, all of lines 28 through 30 on page 9 and "PEOPLE WITH

5 EMERGENCY AND CRITICAL NEEDS." in line 1 on page 10 and

6 inserting

7 April 30, 2015, there are approximately 10,234 people

8 with intellectual disabilities or autism with emergency and

9 critical needs waiting for home-based and community-based

10 services.

11 Amend Bill, page 10, line 1, by striking out "JANUARY 31" and

12 inserting

13 June 3

14 Amend Bill, page 10, line 2, by striking out "MORE THAN

15 1,400" and inserting

16 approximately 1,675

17 Amend Bill, page 10, line 4, by striking out "LIST" where it

18 occurs the second time and inserting

19 lists

20 Amend Bill, page 10, line 4, by striking out "IS" and

21 inserting

22 are

23 Amend Bill, page 10, line 9, by inserting after "LIST"

24 , or interest list,

25 Amend Bill, page 10, line 11, by striking out "UNNECESSARY"

26 Amend Bill, page 10, line 13, by striking out "AND

27 DEVELOPMENTAL"

28 Amend Bill, page 10, line 13, by inserting after

29 "DISABILITIES"

30 or autism

31 Amend Bill, page 10, line 15, by striking out "THEIR" and

1 inserting  
2 individuals'  
3 Amend Bill, page 10, line 15, by striking out "COMMUNITY-  
4 INTEGRATED" and inserting  
5 supports and  
6 Amend Bill, page 10, line 16, by striking out "COMMONWEALTH"  
7 and inserting  
8 General Assembly  
9 Amend Bill, page 10, lines 17 through 19, by striking out  
10 "AND" in line 17, all of line 18 and "GUARDIANS" in line 19 and  
11 inserting  
12 disabilities or autism  
13 Amend Bill, page 10, lines 29 and 30; page 11, lines 1  
14 through 6; by striking out "COMMONWEALTH" in line 29, all of  
15 line 30 on page 10 and all of lines 1 through 6 on page 11 and  
16 inserting  
17 integration mandates of the Americans with Disabilities  
18 Act and the Rehabilitation Act.  
19 Amend Bill, page 11, line 7, by striking out "COMMONWEALTH"  
20 and inserting  
21 General Assembly  
22 Amend Bill, page 11, line 11, by striking out "AND  
23 DEVELOPMENTAL"  
24 Amend Bill, page 11, line 12, by inserting after  
25 "DISABILITIES "  
26 or autism  
27 Amend Bill, page 11, line 17, by striking out "AND  
28 DEVELOPMENTAL"  
29 Amend Bill, page 11, line 18, by inserting after  
30 "DISABILITIES "

1                   or autism

2       Amend Bill, page 11, lines 24 and 25, by striking out "AND  
3 DEVELOPMENTAL"

4       Amend Bill, page 11, line 25, by inserting after  
5 "DISABILITIES "

6                   or autism

7       Amend Bill, page 11, lines 26 and 27, by striking out "THE  
8 PRIMARY" and inserting

9                   instrumental

10      Amend Bill, page 11, line 28, by striking out "AND THEIR  
11 FAMILIES"

12      Amend Bill, page 11, line 29, by striking out "PLAY  
13 SIGNIFICANT DECISION-MAKING ROLES IN" and inserting

14                   inform

15      Amend Bill, page 12, lines 2 through 8, by striking out all  
16 of lines 2 through 7 and "(V)" in line 8 and inserting

17                   (iv)

18      Amend Bill, page 12, line 13, by striking out "AND  
19 DEVELOPMENTAL"

20      Amend Bill, page 12, line 13, by inserting after  
21 "DISABILITIES"

22                   or autism

23      Amend Bill, page 12, by inserting between lines 17 and 18

24      "Autism" or "autism spectrum disorder." Any of the pervasive  
25 developmental disorders defined by the most recent edition of  
26 the Diagnostic and Statistical Manual of Mental Disorders (DSM),  
27 or its successor, including autistic disorder, Asperger's  
28 disorder and pervasive developmental disorder not otherwise  
29 specified.

30      Amend Bill, page 12, lines 29 and 30; page 13, lines 1  
31 through 23; by striking out all of said lines on said pages

1 Amend Bill, page 14, line 13, by inserting after "SHALL"  
2 , based on available funding,  
3 Amend Bill, page 14, line 15, by inserting after "WITH"  
4 an  
5 Amend Bill, page 14, lines 15 and 16, by striking out "AND  
6 DEVELOPMENTAL DISABILITIES" and inserting  
7 disability or autism  
8 Amend Bill, page 14, line 17, by striking out "OR  
9 DEVELOPMENTAL"  
10 Amend Bill, page 14, line 18, by inserting after "DISABILITY"  
11 or autism  
12 Amend Bill, page 14, line 21, by inserting after "AN"  
13 approved  
14 Amend Bill, page 15, line 29, by striking out "LIST" and  
15 inserting  
16 lists  
17 Amend Bill, page 15, line 29, by inserting after "DISABILITY"  
18 or autism  
19 Amend Bill, page 15, line 30, by inserting after "(A) "  
20 General rule.--The department shall, within four months of  
21 the effective date of this act, reorganize its waiting list, or  
22 interest list, for individuals with autism into a waiting list  
23 that prioritizes individuals according to the categories of  
24 emergency needs, critical needs and planning needs. This data  
25 shall be collected using a tool that measures the level of care  
26 needed and that does not limit such assessment data collection  
27 based on the geographic area where autism services are provided  
28 in this Commonwealth. Additionally, the prioritization of need  
29 shall not include consideration of services the individual with  
30 autism currently receives.  
31 (b)  
32 Amend Bill, page 16, line 6, by striking out "ALLOWABLE"  
33 Amend Bill, page 16, line 18, by striking out "(B)" and  
34 inserting

1 (c)

2 Amend Bill, page 17, line 5, by striking out "(C)" and  
3 inserting

4 (d)

5 Amend Bill, page 17, lines 8 and 9, by striking out "AND  
6 DEVELOPMENTAL"

7 Amend Bill, page 17, line 9, by inserting after  
8 "DISABILITIES"

9 or autism

10 Amend Bill, page 17, line 11, by striking out "AND  
11 DEVELOPMENTAL DISABILITY" and inserting

12 disabilities and autism

13 Amend Bill, page 17, line 12, by striking out "(D)" and  
14 inserting

15 (e)

16 Amend Bill, page 17, line 23, by striking out "AND  
17 DEVELOPMENTAL"

18 Amend Bill, page 17, line 23, by inserting after  
19 "DISABILITIES"

20 or autism

21 Amend Bill, page 17, by inserting between lines 23 and 24

22 Section 7. Report.

23 (a) General rule.--The department shall submit a written  
24 report by September 30, 2015, and every four months thereafter,  
25 to the following:

26 (1) The Governor.

27 (2) The chairman and minority chairman of the Public  
28 Health and Welfare Committee of the Senate.

29 (3) The chairman and minority chairman of the  
30 Appropriations Committee of the Senate.

31 (4) The chairman and minority chairman of the Health  
32 Committee of the House of Representatives.

33 (5) The chairman and minority chairman of the Human  
34 Services Committee of the House of Representatives.

35 (6) The chairman and minority chairman of the  
36 Appropriations Committee of the House of Representatives.

1           (7) The department's Medical Assistance Advisory  
2 Committee.

3           (b) Posting of report.--The report shall be posted on the  
4 department's Internet website in an accessible format.

5           (c) Contents of report.--The report shall include the  
6 following:

7           (1) The total number and age ranges, including under 18  
8 years of age, ages 18 to 21 and over 21 years of age, of  
9 individuals currently on the department's waiting list for  
10 home-based and community-based services for individuals with  
11 intellectual disabilities.

12           (2) The number and age ranges, including under 18 years  
13 of age, ages 18 to 21 and over 21 years of age, of  
14 individuals currently on the department's waiting list for  
15 home-based and community-based services for individuals with  
16 intellectual disabilities:

17               (i) with emergency needs;

18               (ii) with critical needs; and

19               (iii) the combined number of those with emergency  
20 needs and critical needs.

21           (3) The number of individuals added to the department's  
22 waiting list for home-based and community-based services for  
23 individuals with intellectual disabilities in the last four  
24 months and the reasons they were added to the waiting list.

25           (4) The number of individuals removed from the  
26 department's waiting list for home-based and community-based  
27 services for individuals with intellectual disabilities in  
28 the last four months and the reasons they were removed from  
29 the waiting list.

30           (5) The number of months or years that individuals with  
31 emergency needs currently on the department's waiting list  
32 for home-based and community-based services for individuals  
33 with intellectual disabilities have been on the waiting list.

34           (6) The number of months or years that individuals with  
35 critical needs currently on the department's waiting list for  
36 home-based and community-based services for individuals with  
37 intellectual disabilities have been on the waiting list.

38           (7) The number and age ranges, including under 18 years  
39 of age, ages 18 to 21 and over 21 years of age, of  
40 individuals currently on the department's waiting list for  
41 home-based and community-based services for individuals with  
42 intellectual disabilities who are in:

43               (i) a State center;

44               (ii) a private intermediate care facility for  
45 individuals with intellectual disabilities (ICF/IID) or  
46 persons with other related conditions (ICF/ORC);

47               (iii) a State hospital;

48               (iv) a private psychiatric hospital;

49               (v) a residential treatment facility; or

50               (vi) any other public or private facility or other  
51 institutional setting.



1           (8) The total number and age ranges, including under 18  
2 years of age, ages 18 to 21 and over 21 years of age, of  
3 individuals currently on the department's waiting list, or  
4 interest list, for the adult community autism program and the  
5 adult autism waiver.

6           (9) The total number and age ranges, including under 18  
7 years of age, ages 18 to 21 and over 21 years of age, of  
8 individuals currently on the department's waiting list, or  
9 interest list, for the adult community autism program and the  
10 adult autism waiver:

- 11           (i) with emergency needs;
- 12           (ii) with critical needs; and
- 13           (iii) the combined number of those with emergency  
14 needs and critical needs.

15           (10) The number of individuals added to the department's  
16 waiting list, or interest list, for the adult community  
17 autism program and the adult autism waiver in the last four  
18 months and the reasons they were added to the waiting list.

19           (11) The number of individuals removed from the  
20 department's waiting list, or interest list, for the adult  
21 community autism program and the adult autism waiver in the  
22 last four months and the reasons they were removed from the  
23 waiting list.

24           (12) The number of months or years that individuals with  
25 emergency needs currently on the department's waiting list,  
26 or interest list, for the adult community autism program and  
27 the adult autism waiver have been on the waiting list.

28           (13) The number of months or years that individuals with  
29 critical needs currently on the department's waiting list, or  
30 interest list, for the adult community autism program and the  
31 adult autism waiver have been on the waiting list.

32           (14) The total number and age ranges, including under 18  
33 years of age, ages 18 to 21 and over 21 years of age, of  
34 individuals currently on the department's waiting list, or  
35 interest list, for the adult community autism program and the  
36 adult autism waiver who are in:

- 37           (i) a State center;
- 38           (ii) a private intermediate care facility for  
39 individuals with intellectual disabilities (ICF/IID) or  
40 persons with other related conditions (ICF/ORC);
- 41           (iii) a State hospital;
- 42           (iv) a private psychiatric hospital;
- 43           (v) a residential treatment facility; or
- 44           (vi) any other public or private facility or other  
45 institutional setting.

46           (15) The estimated per-person cost to serve an eligible  
47 individual on the waiting list under paragraph (1).

48           (16) The estimated per-person cost to serve an eligible  
49 individual on the waiting list, or interest list, under  
50 paragraph (8).

51           (17) The total estimated cost to serve all eligible

1 individuals on the waiting list under paragraph (1) and the  
2 estimated cost to serve all eligible individuals in each  
3 category listed under paragraph (2).

4 (18) The total estimated cost to serve all eligible  
5 individuals on the waiting list, or interest list, under  
6 paragraph (8) and the estimated cost to serve all eligible  
7 individuals in each category listed under paragraph (9).

8 Amend Bill, page 17, line 24, by striking out "7" and

9 inserting

10 8

11 Amend Bill, page 17, line 25, by striking out "IN 60 DAYS"

12 and inserting

13 immediately