

# Developmental Services Trailer Bill (TBL)

## AB 1606 (Committee on Budget)

*AB 1606 is this year's developmental services "Trailer Bill." A summary of this year's TBL is provided here, with reference to the sections of law being changed. All changes will go into effect immediately upon signing by Gov. Brown (by/before July 1, 2016).*

- Health & Safety Code §1180.4 – Seclusion/restraints in Enhanced Behavioral Support Homes is limited to 15 minute with exemptions provided.
- Public Contract Code §10430 – DC employees may work to become vendorized while still employed, to facilitate the development of community resources for DC movers.
- Welfare & Institutions (W&I) Code §4435.1 – Removal of outdated language related to the old Family Resource Centers Prevention Referral and Resource Services Program.
- W&I §4437 – DDS to post info about developmental center (DC) and regional center-specific community placement plan (CPP) funds, OPS and POS funding, caseloads, and staff information.
- W&I §4474.15 – New section, requiring DDS to tell the Legislature of its long-term plans for crisis services and zero-reject facilities after DCs close, and to post info monthly about community capacity development and targets by each RC.
- W&I §4474.6 – New section requiring DDS and the Department of Health Care Services to collaborate on health care service coordination for DC movers.
- W&I §4519.5 – Annual service expenditure meetings shall also describe work to improve access in underserved communities. RCs shall consult with stakeholders, and report to DDS, on using new Special Session funds for improving access. DDS has 45 days to review RC fund requests.
- W&I §4572 – DDS shall develop, in consultation with stakeholders, a performance dashboard showing including at a minimum HCBS setting compliance, competitive integrated employment data, fair hearings, & Section 4731 complaints.
- W&I §4659.2 – RC vendors shall report injuries/deaths from restraints, seclusion, and certain other causes, as well as alleged abuse by staff, to DRC. Monthly reports, to DRC, on the use of seclusion/restraints also required.
- W&I §4681.5 – DDS shall create rates for (new) four-bed homes. Existing providers may convert to such rates. RCs will report to DDS the number of such homes, both new and old.
- W&I §4685.5 – RCs to consult with SDP Local Advisory Committees on SDP training, outreach.
- W&I §4690.5 – Clarification that out-of-home respite is included in the 5% rate increase.
- W&I §4691.6, §4691.9 – Work activity programs, day/in-home respite providers, and negotiated rate providers are eligible for rate increases due to the upcoming minimum wage increase.
- W&I §4870 – All providers are eligible for incentive payments upon successful placements into competitive integrated employment (includes 30 day, 6 month, and 12 month time points). Internship placements don't count.
- Section 15, ABX2 1 ([www.arcnet.org/abx2-1](http://www.arcnet.org/abx2-1)) – Technical language related to federal funding.
- Section 18, ABX2 1 – The new DDS research unit shall assess disparity data, caseload ratios, and performance dashboard data.
- Section 19, ABX2 1 – DDS shall report quarterly on funding backfills for Sonoma DC, and either PDC or FDC if they also lose federal funding due to a decertification.

## **Budget Bill (BBL)**

### **SB 826 (Leno)**

*SB 826 is this year's Budget Bill. This provides the legal authority for the State to spend money, including on developmental services. A summary of this year's BBL is provided here. Line items are noted for reference. Unless otherwise specified, funds do not include any possible federal component.*

- 4300-001-0001 – \$300,000 is provided so the Department of Developmental Services (DDS) can award a contract for the creation of the performance dashboard (see TBL one-pager).
  
- 4300-101-0002
  - \$17M is provided for RCs to hire up to 200 new service coordinators. RCs must justify, to DDS, hiring any who do not serve HCBS waiver clients.
  - \$46M is provided for the four-bed (ARM rate) homes (see TBL one-pager).
  - \$15M is provided for vendors transitioning to new HCBS standards. Vendors must apply to regional centers. Funding requires RC and DDS approval.