

Senate Engrossed
FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
Senate
Fiftieth Legislature
First Regular Session
2011

CHAPTER 246

SENATE BILL 1190

AN ACT

RELATING TO THE PLACEMENT OF INDIVIDUALS WITH COGNITIVE OR DEVELOPMENTAL
DISABILITIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Placement of individuals with cognitive or
3 developmental disabilities; meetings; report

4 A. The department of economic security shall conduct meetings with
5 individuals with cognitive or developmental disabilities who are served by
6 state intermediate care facilities for persons with an intellectual
7 disability, skilled nursing facilities or intermediate care facilities and
8 their parents or guardians to present placement options, including placement
9 with private service providers. The department shall emphasize that the goal
10 of these meetings is informed individual, parental or guardian choice
11 regarding factors such as quality of services, cost, efficiency and active
12 treatment or habilitation, as appropriate. The department shall also explain
13 that these meetings will help evaluate the placement setting preferences of
14 persons with disabilities, parents and guardians, and that the department may
15 adjust its service delivery options based on the results of the input
16 provided, including exploring additional options for placement with private
17 service providers. The department shall ask persons with disabilities,
18 parents and guardians for their input on possible modifications. The
19 department shall complete these meetings on or before November 15, 2011.

20 B. On or before December 1, 2011, the department shall submit a
21 written report to the governor, the speaker of the house of representatives
22 and the president of the senate regarding meetings held pursuant to
23 subsection A, including an evaluation of opportunities for efficiency
24 identified through the meetings, such as additional options for placement
25 with private service providers and potential changes to state intermediate
26 care facilities for persons with an intellectual disability such as
27 consolidation or closure, if the evaluation of data gathered through the
28 meetings suggests this is appropriate and reflects the preferences of the
29 individuals, parents and guardians who participated. The department shall
30 provide the secretary of state with a copy of this report.

31 C. The department shall consult with the developmental disabilities
32 advisory council and the developmental disabilities planning council in the
33 development of the informational materials provided to persons with
34 disabilities, parents and guardians at the meetings pursuant to subsection A.
35 The developmental disabilities advisory council and the developmental
36 disabilities planning council may each send up to two representatives to
37 participate in the meetings.

38 D. This section refers to facilities that are now officially known as
39 "intermediate care facilities for the mentally retarded" as "intermediate
40 care facilities for persons with an intellectual disability" to reflect the
41 intent of the legislature to use current terminology to describe these
42 facilities.

~~APPROVED BY THE GOVERNOR APRIL 26, 2011.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 26, 2011.~~

Passed the House April 19, 2011,

Passed the Senate March 9, 2011,

by the following vote: 52 Ayes,

by the following vote: 29 Ayes,

7 Nays, 1 Not Voting

20 Nays, 1 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

Cheryl Laube
Chief Clerk of the House

Charmine Belmont
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

19 day of April, 2011,

at 4:20 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 26th day of

April, 2011,

at 9:48 o'clock A. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 26th day of April, 2011,

at 2:55 o'clock P. M.

[Signature]
Secretary of State

S.B. 1190