LEGISLATURE OF NEBRASKA

ONE HUNDRED SIXTH LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 540

FINAL READING

Introduced by Walz, 15; McCollister, 20; Wayne, 13.

Read first time January 22, 2019

Committee: Health and Human Services

1 A BILL FOR AN ACT relating to developmental disabilities services; to

2   amend section 83-1216.02, Revised Statutes Cumulative Supplement,

3   2018; to change a termination date; and to repeal the original

4   section.

5 Be it enacted by the people of the State of Nebraska,

1   Section 1. Section 83-1216.02, Revised Statutes Cumulative

2 Supplement, 2018, is amended to read:

3   83-1216.02 (1) If the department determines that there are not

4 enough funds available to provide services to all eligible individuals

5 under subdivision (4)(d) of section 83-1216, the department shall provide

6 day services to individuals who:

7   (a) Are transitioning from the education system upon attaining

8 twenty-one years of age on or after July 1, 2019; and

9   (b) Are determined by the department to be otherwise eligible for

10 the day services in accordance with the Developmental Disabilities

11 Services Act.

12   (2) The department shall provide services comparable to the day

13 services the individual would have received pursuant to subdivision (4)

14 (d) of section 83-1216 if funds were available.

15   (3) No later than September 15 of each year, the director shall

16 provide electronic notification to the Health and Human Services

17 Committee of the Legislature and the Appropriations Committee of the

18 Legislature of the estimated number of individuals needing services under

19 subsection (4) of section 83-1216 and the net additional resources

20 necessary to provide services to all eligible individuals under

21 subsection (4) of section 83-1216 other than subdivision (f) of such

22 subsection.

23   (4) This section terminates June 30, 2025 2021.

24   Sec. 2. Original section 83-1216.02, Revised Statutes Cumulative

25 Supplement, 2018, is repealed.