

LEGISLATIVE BILL 4

Approved by the Governor October 5, 1992

Introduced by Wesely, 26, at the request of the Governor

AN ACT relating to persons with developmental disabilities; to amend section 83-1216, Revised Statutes Supplement, 1992; to change dates related to the Developmental Disabilities Services Act; to state intent; to repeal the original section; and to declare an emergency.

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

Section 1. That section 83-1216, Revised Statutes Supplement, 1992, be amended to read as follows:

83-1216. (1) By December 1, 1991, the department shall, in conjunction with persons with developmental disabilities, their families or designated advocates, service providers, state and local officials, and the general public, define and develop a plan for a system of service coordination for persons with developmental disabilities and their families. This system may be implemented on March 1, 1992.

(2) By July 1, 1992, the department shall conduct a needs assessment and develop a services plan for each person found to be eligible for services.

(3) By September 15, 1992, the department shall submit a budget request to fund services required to address the assessed needs of eligible persons.

(4) Beginning July 1, ~~1993~~ 1995, persons determined to be eligible for specialized services who on or after September 6, ~~1991~~ 1993, graduate from high school, reach the age of twenty-one years, or are currently receiving services shall receive services in accordance with the Developmental Disabilities Services Act.

(5) On or after July 1, ~~1993~~ 1995, the department shall provide directly or by contract service coordination to each person found to be eligible for services.

(6) It is the intent of the Legislature that beginning July 1, ~~1994~~ 1996, all persons determined to be eligible for services shall receive services in accordance with the act. On or before December 1, 1991, the department shall submit a report to the Legislature

and the Governor as to the number of persons anticipated to be served, what services would be needed, how the services would be developed, and the cost of serving all eligible persons.

(7) It is the intent of the Legislature that the Department of Public Institutions take all possible steps to maximize funding in order to implement subsections (4) and (5) of this section prior to the date these subsections become entitlements. It is the intent of the Legislature that funding sources within the Department of Social Services, the State Department of Education, specifically including the Division of Rehabilitation Services, and other agencies be utilized to the maximum extent possible.

Sec. 2. That original section 83-1216, Revised Statutes Supplement, 1992, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.