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H.835

SHORT FORM

Introduced by Representatives McFaun of Barre Town, Anthony of Barre
City, Beck of St. Johnsbury, Black of Essex, Branagan of
Georgia, Brumsted of Shelburne, Burke of Brattleboro, Burrows
of West Windsor, Campbell of St. Johnsbury, Carpenter of
Hyde Park, Cina of Burlington, Clifford of Rutland City, Demar
of Enosburgh, Dodge of Essex, Dolan of Waitsfield, Farlice-
Rubio of Barnet, Galfetti of Barre Town, Garofano of Essex,
Goldman of Rockingham, Goslant of Northfield, Graham of
Williamstown, Hango of Berkshire, Houghton of Essex
Junction, LaBounty of Lyndon, Maguire of Rutland City,
Masland of Thetford, McGill of Bridport, Morrissey of
Bennington, Mrowicki of Putney, Noyes of Wolcott, Oliver of
Sheldon, Pajala of Londonderry, Peterson of Clarendon,
Roberts of Halifax, Sibia of Dover, Small of Winooski, Smith
of Derby, Taylor of Milton, Troiano of Stannard, and Walker of
Swanton

Referred to Committee on

Date:

1 Subject: Human services; intellectual disability; services and long-term care
2 for adults

3 Statement of purpose of bill as introduced: This bill proposes to ensure that
4 adults with an intellectual disability receive appropriate care and services in the
5 setting of their choice by:

6 (1) requiring a professional review committee to approve any measure
7 that restricts a right guaranteed by 18 V.S.A. chapter 204A or any measure that
8 restricts an individual's privacy, dignity, and confidentiality;

9 (2) requiring the Agency of Human Services to submit a final Olmstead
10 Plan, which shall address options counseling, to the General Assembly on or
11 before January 1, 2025;

12 (3) providing payment to parents or legal guardians caring for an adult
13 child over 21 years of age with an intellectual disability when alternative
14 services and providers are unavailable; and

15 (4) ensuring greater transparency and the use of plain language in
16 Human Services Board proceedings involving the rights of individuals with an
17 intellectual disability, including:

18 (A) allowing participants to submit any documentation the participant
19 believes is appropriate to support the case; and

1 (B) implementing an administrative law judge complaint procedure
2 that individuals under guardianship pursuant to 18 V.S.A. chapter 215 may
3 utilize; and

4 (5) clarifying 18 V.S.A. chapter 215 to ensure that a guardian has the
5 authority to approve, disapprove, and negotiate any contract that the individual
6 under guardianship wishes to enter into to protect the individual's rights under
7 the Americans with Disabilities Act and any other applicable State laws.

8 An act relating to services for adults with an intellectual disability

9 It is hereby enacted by the General Assembly of the State of Vermont:

10 (TEXT OMITTED IN SHORT-FORM BILLS)