

FOIA MARKER

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Presidential Library Staff.**

Collection/Record Group: Clinton Presidential Records

Subgroup/Office of Origin: Domestic Policy Council

Series/Staff Member: Eric Gould

Subseries:

OA/ID Number: 17801

FolderID:

Folder Title:

Disabilities-SSI [Supplemental Security Income] Rule

Stack:

S

Row:

97

Section:

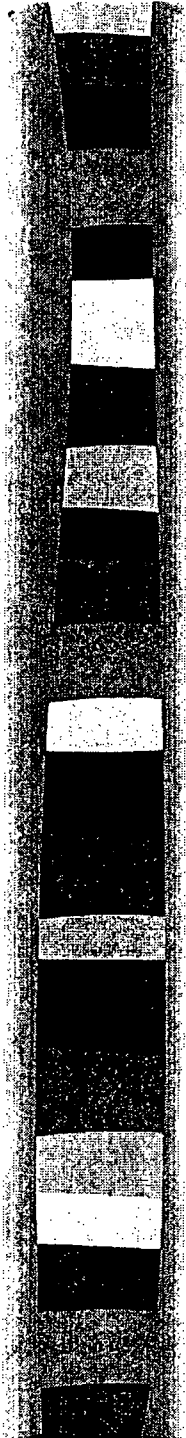
4

Shelf:

6

Position:

1

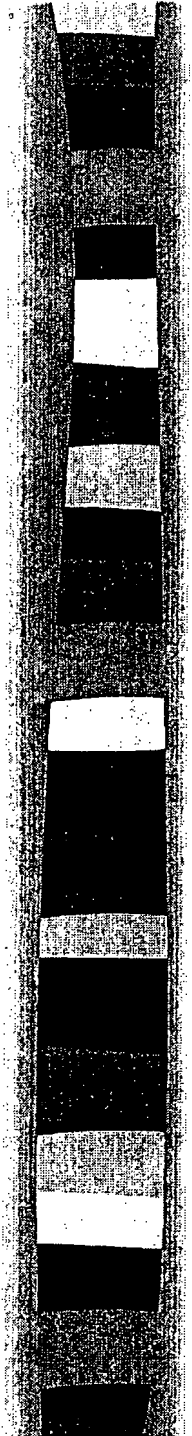


FINAL CHILDHOOD REGULATIONS

June 2000

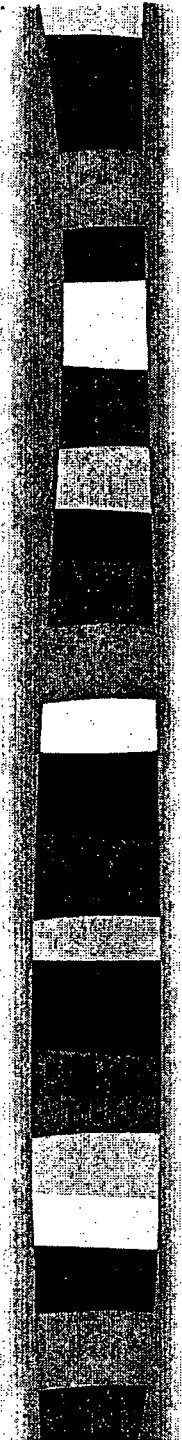
06/29/2000

Final Childhood Regulations



Since you last met with us

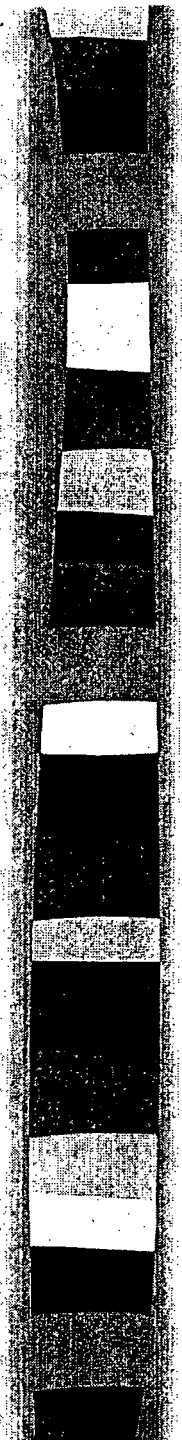
- Initial SSA paper 02/2000
- Advocates/Experts involved
- DDS/RO input obtained
- Rules drafted to address:
 - concerns in original public comments
 - and current expression of those concerns
- Rules tested



Comments on Interim Final Rules

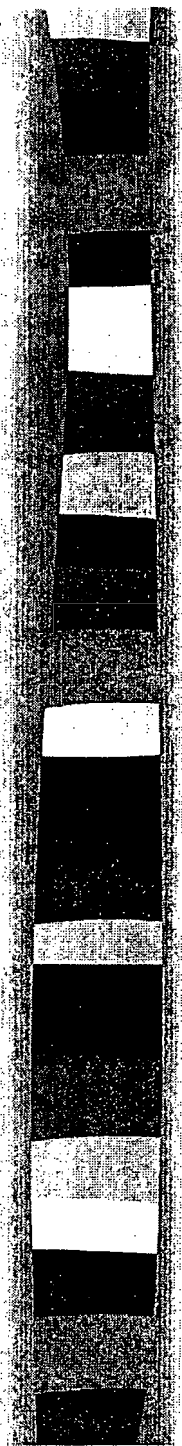
■ 174 Commenters

- Advocacy organizations
- Parents, other private citizens
- Legal aid groups
- Impairment-specific organizations
- State/local family services agencies (no DDSs)



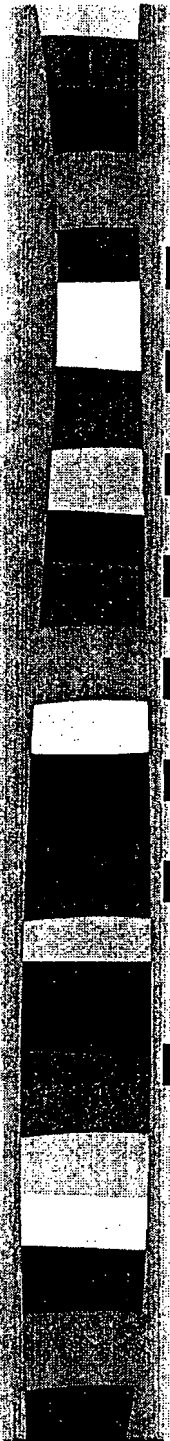
Key Issues in Comments

- “Other factors”
- Combined impairments
- Maladaptive behavior
- Functional equivalence



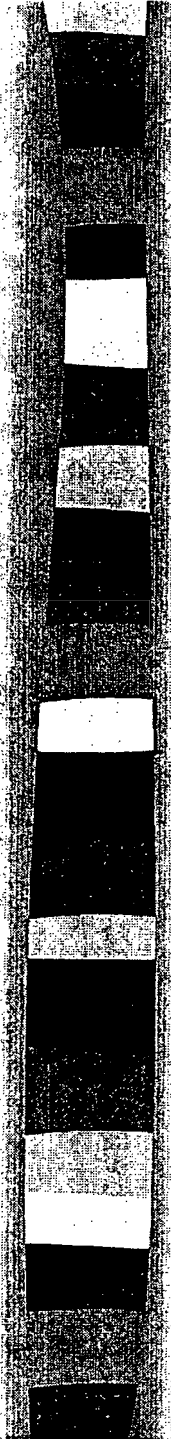
Comments - “Other Factors”

- How used
- More factors needed
- Symptoms
- Combined impairments
- Age-appropriate



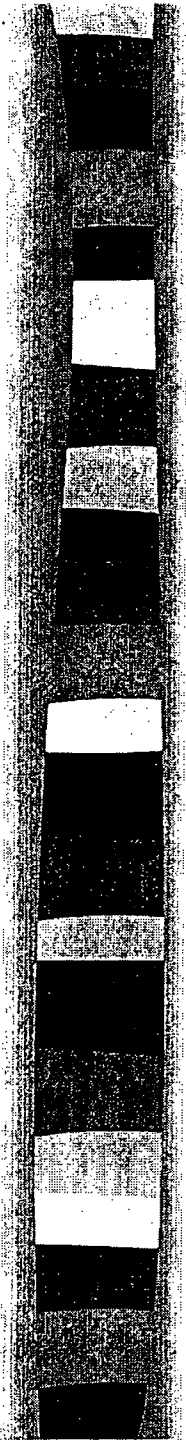
Comments - Functional Equals

- Simplify
- Separate cognitive & communicative
- Use all areas for all ages
- Combined impairments
- More physical
- Clarify terms (e.g., “marked,” “extreme”)
- Apply standard error of measurement to test results
- Use standardized tests



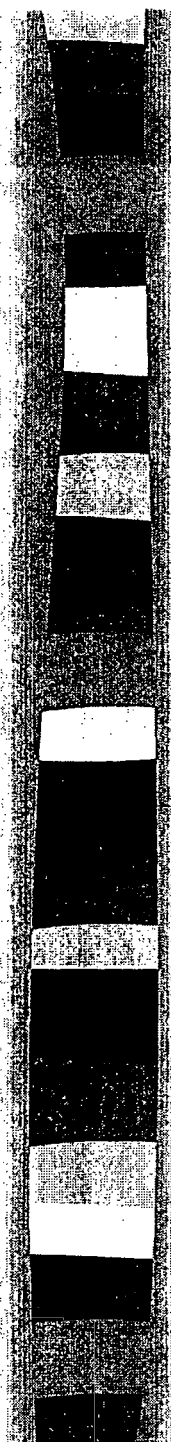
Final Rules

- Disability standard unchanged
(2 marked or 1 extreme)
- “Broad areas of development or functioning” →→ “domains”



Major Provisions

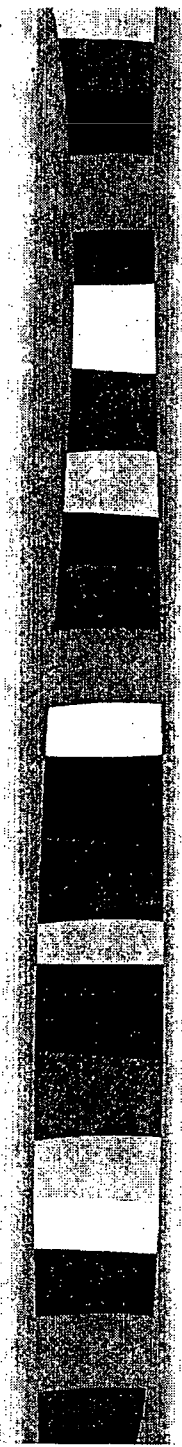
- Clarify/reorganize rules. Emphasize:
 - Compare to children of same age without impairments;
 - Combined impairments;
 - More factors
- Revise functional equals



Functional Equals

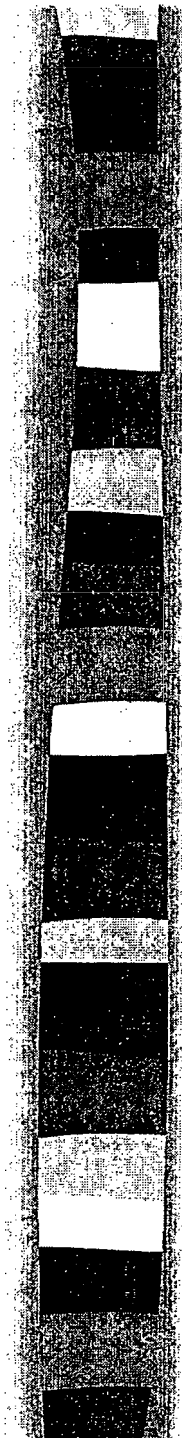
■ Simplified

- One method replaces four
- De-linked from specific listings
- Revised domains specifically for functional equals
- Better definitions of “marked” and “extreme”
- Clarified/expanded test guidance



Functional equivalence domains

- 6 domains -- all ages
- New domain (health & physical well-being)
- Descriptions of functioning/limitations
- Communication addressed in appropriate domains



Current Areas

Motor Functioning

Social Functioning

Cognition/Comm.

Personal Functioning

Responsiveness to
Stimuli

Concentration,
Persistence, or Pace

Draft Domains

Moving About/
Manipulating Objects

Interacting/Relating With
Others

Acquiring/Using
Information

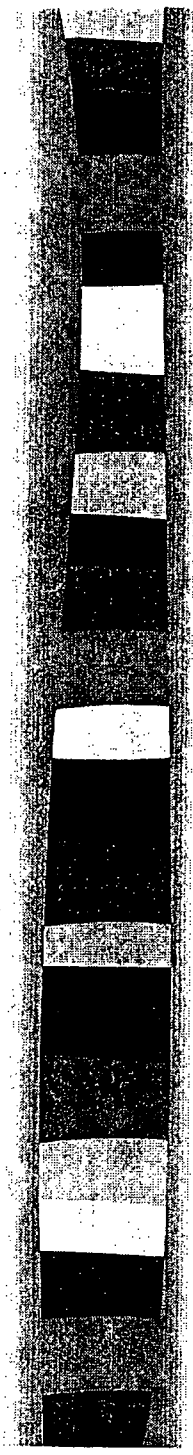
Caring For Yourself

Attending/Completing
Tasks

Health & Physical Well-
Being

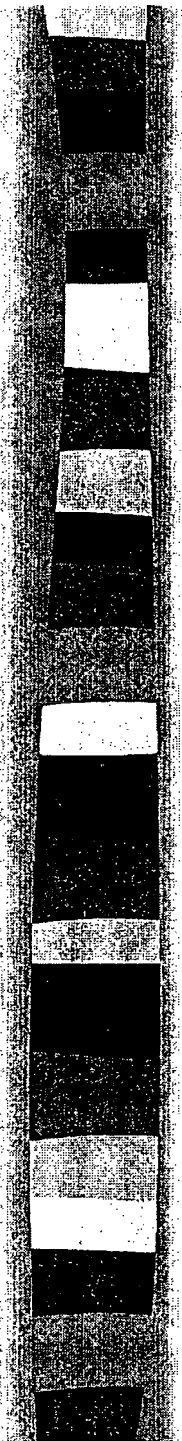
Pilot May 2 - 11

- DDS, RO, DQB, OHA, CO staff
- 180 cases
- Old and new rules
- Some denials s/h/b allowances even under existing rules
- Simplification of rules should reduce erroneous denials (see OCACT Estimates slide)



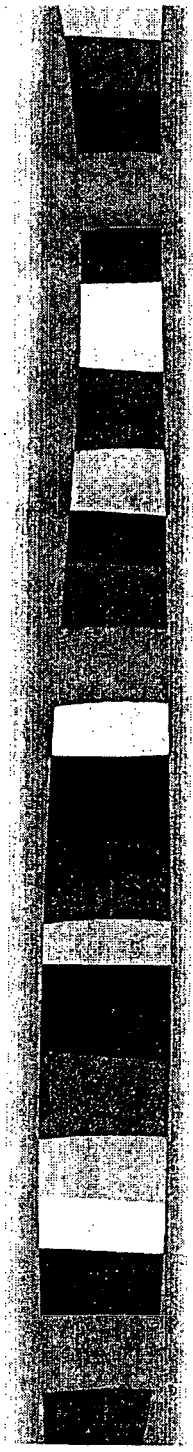
Pilot participant reactions

- Positive changes
- Easier to understand/apply
- Age-appropriate activity/limitation descriptions helpful
- Need training
- Revise SSA-538



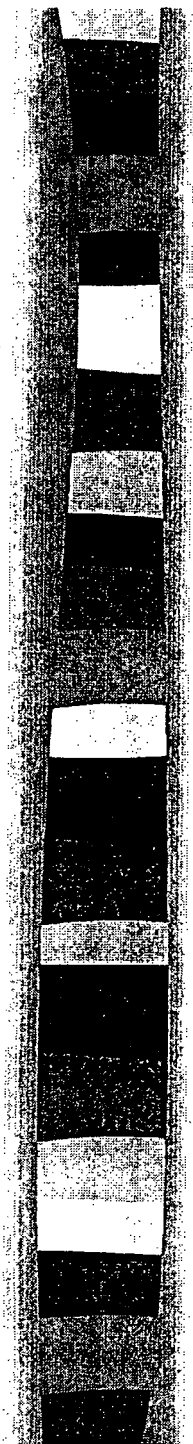
Impact - NCDDD Concerns

- Costs (e.g., training, productivity; startup and ongoing)
- Concerns discussed 05/23
- Most concerns answered



Impact - Advocate Reactions

- Expected to be positive
- Believe all will support these rules
- Some may wish for other revisions



Impact - OCACT Estimates

- Simpler rules will reduce decisional errors 25%
- Most decisional errors are denials
- Net effect 4000 additional awards/year
- Major rule in years 4 & 5?
(\$60mill./\$75mill. plus Medicaid)