

**Introduced by Committee on Budget and Fiscal Review**

January 23, 2025

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~~An act relating to the Budget Act of 2025.~~ *An act to amend Sections 4511.1, 4519.10, 4581, 4620.3, 4620.4, 4648, 4685.8, 4688.21, 4851, 4857.1, 4860, 4861, and 4870 of, to add Section 4580.5 to, and to repeal Section 4784 of, the Welfare and Institutions Code, relating to developmental services, and making an appropriation therefor, to take effect immediately, bill related to the budget.*

LEGISLATIVE COUNSEL'S DIGEST

SB 143, as amended, Committee on Budget and Fiscal Review.  
~~Budget Act of 2025.~~ *Developmental services.*

*(1) Existing law, the Lanterman Developmental Disabilities Services Act, requires the State Department of Developmental Services to contract with regional centers for the provision of services and supports for persons with developmental disabilities and their families. Under existing law, the services and supports are contained in an individual program plan (IPP), as specified.*

*Existing law requires the department to implement a statewide Self-Determination Program, available in every regional center catchment area to provide participants and their families, within an individual budget, with increased flexibility and choice, and greater control over decisions, resources, and needed and desired services and supports to implement their IPP. Existing law prescribes the process for allocating funds to, and within, the participant's individual budget.*

*This bill would make various changes to the Self-Determination Program, including, among others, establishing the participants'*

*individual budget generally based on the services authorized instead of being based on purchase of service expenditures, requiring a regional center to certify that participants' spending plans satisfy certain criteria, and requiring the department to establish statewide standardized processes and procedures for the program, with community input, no later than March 1, 2027.*

*(2) Under existing law, contracts between the department and regional centers require regional centers to maintain specified service coordinator-to-consumer ratios and have expertise in certain topics in order to serve consumers. Existing law requires the department, through contracts, to require regional centers to implement implicit bias training, as specified. Existing law authorizes the training to be procured by the department or by a regional center that has obtained prior approval by the department.*

*This bill would make the departmental training requirements subject to an appropriation by the Legislature for that purpose. The bill would also state the intent of the Legislature that regional centers continue to implement the implicit bias training to the extent they are able to, in the absence of a state appropriation.*

*(3) Existing law required the department, between April 1, 2022, and January 1, 2025, to incrementally implement rate reform to increase rates paid to developmental service providers. Existing law requires, in conjunction with the rate reform, the department to implement a quality incentive program that includes the development of a quality incentive payment structure for providers meeting quality measures or benchmarks, or both.*

*This bill would require, beginning in the 2026–27 fiscal year, a provider to be compliant with electronic visit verification, home- and community-based services rules, and applicable annual fiscal reviews and audit requirements as a condition of eligibility for the quality incentive program.*

*Existing law requires the department to implement a hold harmless policy, as specified, for providers whose rates exceed rate model recommendations, to freeze a provider's existing rates until June 30, 2026, and to subsequently adjust the provider's rates to equal the rates for other providers in the provider's service category and region. Existing law requires the department, beginning January 1, 2025, to implement a similar hold harmless policy for providers whose rates in effect on January 1, 2023, exceed 90% of the rate model.*

*This bill would shift the expiration date of the rate freezes to February 28, 2026.*

*Existing law requires that regional centers receive specialized funding allocations to facilitate applications for payments authorized to protect the health and safety of consumers, as specified, for non-English-speaking individuals served.*

*This bill would make that requirement subject to an appropriation by the Legislature.*

*(4) Existing law requires the department to assess a monthly fee to parents of children under 18 years of age who are receiving 24-hour out-of-home care services through a regional center or who are residents of a state hospital when the family's gross income is above 200% of the federal poverty level, as specified.*

*This bill would repeal those provisions relating to the monthly parental fee. The bill would also make technical, conforming changes.*

*(5) Existing law requires a regional center consumer to be referred to a provider of habilitation services if they are determined to be in need of habilitation services, among other factors. Existing law authorizes a regional center to vendor a new work activity or supported employment program after determining the capacity of the program to deliver effective services and assessing the ability of the program to comply with the requirements of CARF, the Rehabilitation Accreditation Commission, as defined. Existing law also defines additional terms relating to habilitation services, including group services to mean job coaching in a group supported employment placement at a job coach-to-consumer ratio of not less than 1 to 3 nor more than 1 to 8 where services to a minimum of 3 consumers are funded by specified entities.*

*This bill would update the definition of CARF to mean the Commission on Accreditation of Rehabilitation Facilities. The bill would also update the definition of group service to include a coach-to-consumer ratio of not less than 1 to 2 instead of 1 to 3 and would also instead require a minimum of 2 consumers to be funded by specified entities.*

*Existing law authorizes regional centers to purchase habilitation services only from providers who are accredited community nonprofit agencies that provide work activity services or supported employment services, or both, and that have been vendored according to the provisions listed above.*

*This bill would remove the requirement that the providers be accredited community nonprofit agencies that provide work activity services or supported employment services, or both.*

*Existing law sets the hourly rate for supported employment services provided to consumers receiving individualized services and for group services at \$36.57 and requires job coaching hours for group services to be allocated on a prorated basis between a regional center and the Department of Rehabilitation when consumers are served in the same group. Existing law also requires that a new work activity program receive the statewide average rate, as determined by the department.*

*This bill would remove the hourly rate for both supported employment services and group services and would instead require the department to set a rate and post the rate to its internet website. The bill would also remove the requirements that job coaching hours for group services be allocated on a prorated basis and that a new work activity program receive the statewide average rate, and would instead require that the program receive the rate posted on the department's internet website.*

*(6) Existing law authorizes a consumer to choose a tailored day service or vouchered community-based training service, in lieu of, or in conjunction with, any other regional center vendored day program, look-alike day program, supported employment program, or work activity program. Existing law requires the hourly rate for the tailored day service option to be calculated in a specified manner. Existing law requires that hourly rate to remain in effect pending the department's review, as specified, and requires the review to be completed by June 30, 2024.*

*This bill would end use of the above-described calculation methodologies on June 30, 2025, and, commencing on July 1, 2025, would require the hourly rate for the tailored day service option for vendored programs to be set by the department and posted on its internet website.*

*(7) Existing law requires the Secretary of California Health and Human Services, in coordination with the department, to lead the development and implementation of the Master Plan for Developmental Services for the state. Existing law requires the secretary to solicit input through the Master Plan for Developmental Services Committee and submit to the Governor and the Legislature an initial report summarizing the recommended components of the master plan, as specified. Existing law requires the secretary and the Director of Developmental Services to work with other state agencies, as necessary, to identify policies,*

*efficiencies, and strategies necessary to implement the master plan. Existing law requires the secretary to annually submit master plan implementation updates to the Governor and the Legislature, as specified.*

*This bill would require the Master Plan for Developmental Services Committee to meet at least 2 times each year, as specified, and would set forth the information to be included in the initial report and recommendation updates, including, among other things, a narrative summary of the master plan committee meetings.*

*(8) This bill would appropriate \$2,789,000 from the General Fund to the State Department of Developmental Services for project planning activities at regional centers associated with the Life Outcomes Improvement System. Under the bill, these funds would be available for encumbrance or expenditure through June 30, 2026.*

*(9) This bill would declare that it is to take effect immediately as a bill providing for appropriations related to the Budget Bill.*

~~This bill would express the intent of the Legislature to enact statutory changes relating to the Budget Act of 2025.~~

Vote: majority. Appropriation: ~~no~~ yes. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 4511.1 of the Welfare and Institutions  
2     Code is amended to read:  
3     4511.1. (a) The Legislature finds and declares the following:  
4     (1) Supporting service access and equity for persons with  
5     developmental disabilities and their families requires awareness,  
6     skill development, and training for regional center personnel.  
7     (2) Ongoing implicit bias training enhances service access and  
8     equity in the developmental disabilities system.  
9     (b) The department shall require regional centers to implement  
10    implicit bias training through its contracts pursuant to Section  
11    4640.6 and shall establish course content and training frequency  
12    requirements for that training.  
13    (c) All the regional center personnel shall comply with the  
14    implicit bias training requirements of paragraph (9) of subdivision  
15    (g) of Section 4640.6 and this section. This section shall  
16    additionally apply to regional center contractors involved in intake  
17    and assessment and eligibility determinations. The department

1 shall specify the timelines by which training must be completed.  
2 Training shall be prioritized for regional center employees and  
3 contractors who are involved in eligibility determination or directly  
4 assist individuals and their families, or both, during the regional  
5 center intake and assessment processes, service coordination, and  
6 regional center employees who are involved in developing and  
7 implementing purchase of service policies and other policies,  
8 guidelines, instructions, or training materials utilized by regional  
9 centers when determining the service needs of consumers.

10 (d) The training described by this section may be procured either  
11 by the department or by a regional center that has obtained prior  
12 approval by the department. Each regional center and its contractors  
13 shall retain the training record of employees in their respective  
14 personnel files. Regional centers shall annually inform the  
15 department of the percentage of its contractors and regional center  
16 personnel, identified by job classification, who successfully have  
17 completed the training. A list and description of trainings procured  
18 by the department, or a regional center with approval by the  
19 department, shall be posted on the department's internet website.

20 (e) The department or regional center shall make reasonable  
21 efforts to procure training that considers all of the following:

22 (1) Trainers who are representative of the diversity of persons  
23 served by regional centers.

24 (2) Academic training in implicit bias or experience educating  
25 public benefit programs about implicit bias and its effects on people  
26 accessing and interacting with public benefit programs.

27 (3) The impact of implicit bias, explicit bias, and systemic bias  
28 on public benefit programs and the effect this can have on  
29 individuals seeking eligibility for and services through public  
30 benefit programs.

31 (4) Actionable steps trainees can take to recognize and address  
32 their own implicit biases.

33 (f) *The training provided by the department and required by*  
34 *this section shall only be implemented subject to an appropriation*  
35 *by the Legislature for those purposes. It is the intent of the*  
36 *Legislature that regional centers continue to implement implicit*  
37 *bias training to the extent they are able to, in the absence of a state*  
38 *appropriation.*

39 SEC. 2. Section 4519.10 of the Welfare and Institutions Code  
40 is amended to read:

1 4519.10. (a) The Legislature finds and declares all of the  
2 following:

3 (1) The current service provider rate structure in the system  
4 administered by the State Department of Developmental Services  
5 lacks transparency, remains complex, is not tied to person-centered  
6 outcomes, and varies across providers who provide the same  
7 service in the same region.

8 (2) In 2016, the Legislature funded a rate study to address the  
9 sustainability, quality, and transparency of community-based  
10 services for individuals with developmental disabilities.

11 (3) The department, with the help of a consultant, completed  
12 the rate study in 2019 and subsequently submitted the study's  
13 findings and recommendations to the Legislature. Among other  
14 things, the study recommended all of the following:

15 (A) Within each service category, rate models that include  
16 components that may be regularly updated.

17 (B) Regional differentials to account for regional variance in  
18 the cost of living and doing business.

19 (C) Enhanced rates for services delivered in other languages,  
20 including American Sign Language.

21 (D) An optional add-on for direct service professional levels  
22 and wage differentials based on training and demonstrated  
23 competency.

24 (E) The consolidation of certain service codes.

25 (4) The rate study's fiscal impact analysis indicated that full  
26 implementation of these rate models would cost an additional one  
27 billion one hundred million dollars (\$1,100,000,000) from the  
28 General Fund, or one billion eight hundred million dollars  
29 (\$1,800,000,000) of total funds, in the 2019–20 fiscal year.

30 (5) The recommendations from the rate study and the associated  
31 rate models have not been implemented, even as rate study findings  
32 informed supplemental rate increases for many service categories  
33 in the 2019–20 fiscal year and three additional service categories  
34 in the 2020–21 fiscal year.

35 (6) For Medi-Cal eligible consumers, the department receives  
36 federal Medicaid reimbursements to support home- and  
37 community-based services provided to those consumers.

38 (7) Direct service professionals employed by service providers  
39 are critical to the quality and provision of services and supports  
40 to individuals with intellectual and developmental disabilities.

(8) A prevailing need and challenge within the developmental services system is moving from a compliance-based system to an outcomes-based system. Outcome measures must reinforce the system's core values of meeting individual needs based on person-centered planning. The implementation of rates, pursuant to this section, should support this person-centered transformation through consideration of incentive payments, alternative payment models, alternative service delivery, lessons learned from the COVID-19 pandemic period, person-centered and culturally and linguistically sensitive and competent approaches, training of direct service professionals, compliance with the federal home- and community-based services rule set to take effect on March 17, 2023, and methods for assessing and reporting outcomes.

(9) To improve consumer outcomes and experiences and measure overall system performance, four goals should guide rate reform:

(A) Consumer experience.

(B) Equity.

(C) Quality and outcomes.

(D) System efficiencies.

(b) Therefore, it is the intent of the Legislature to phase in funding and policies beginning in the 2021–22 fiscal year to implement rate reform, which shall include a quality incentive program, create an enhanced person-centered, outcomes-based system, and complete this transformation by July 1, 2025.

(c) (1) (A) Commencing April 1, 2022, the department shall implement a rate increase for service providers that equals one-quarter of the difference between current rates and the fully funded rate model for each provider.

(B) Commencing January 1, 2023, and continuing through December 31, 2024, the department shall adjust rates to equal one-half of the difference between rates in effect March 31, 2022, and the fully funded rate model for each provider, and additional funding shall be available for the quality incentive program described in subdivision (e).

(i) Notwithstanding any other law or regulation, it is the intent of the Legislature that the majority of the rate increase described in this subparagraph for the 2022–23 fiscal year be used for the purpose of enhancing wages and benefits for staff who spend a



1 minimum of 75 percent of their time providing direct services to  
2 consumers.

3 (ii) Commencing January 1, 2023, a provider shall not spend a  
4 smaller percentage of the rate increase on direct care staff wages  
5 and benefit costs than the corresponding percentage included for  
6 direct care staff wages and benefit costs in the rate models for each  
7 specific service.

8 (iii) A provider granted a rate increase pursuant to this section  
9 shall maintain documentation, subject to audit by the department  
10 or regional center, that the portion of the rate increase identified  
11 in this subparagraph was used to increase wages, salaries, or  
12 benefits of eligible staff members spending a minimum of 75  
13 percent of their time providing direct services to consumers at least  
14 at the same percentage as provided in the rate models.

15 (iv) For the purpose of this subparagraph, “direct services” are  
16 services, supports, care, supervision, or assistance provided by  
17 staff directly to a consumer to address the consumer’s needs, as  
18 identified in the individual program plan, and includes staff’s  
19 participation in training and other activities directly related to  
20 providing services to consumers, as well as program preparation  
21 functions as defined in Section 54302 of Title 17 of the California  
22 Code of Regulations.

23 (v) Commencing July 1, 2023, a vendor shall be in compliance  
24 with the home- and community-based final rule, effective March  
25 17, 2014, or implementing a corrective action plan, to be eligible  
26 for the quality incentive program described in subdivision (e).

27 (C) (i) Commencing January 1, 2025, the department shall  
28 implement the fully funded rate models. The fully funded rate  
29 models shall be implemented using two payment components, a  
30 base rate equaling 90 percent of the rate model, and a quality  
31 incentive payment, equaling up to 10 percent of the rate model, to  
32 be implemented through the quality incentive program described  
33 in subdivision (e).

34 (ii) Notwithstanding any other law, commencing July 1, 2024,  
35 the rate models shall be updated to account for the current and any  
36 subsequent changes to the statewide minimum wage, as established  
37 by Section 1182.12 of the Labor Code, or other relevant statute.

38 (2) (A) Effective January 1, 2025, it is the intent of the  
39 Legislature that rates be uniform within service categories and

1 adjusted for geographic cost differentials, including differentials  
2 in wages, the cost of travel, and the cost of real estate.

3 (B) Providers who were not identified as requiring a rate increase  
4 in the rate study are not eligible for rate adjustments pursuant to  
5 paragraph (1).

6 (d) (1) Beginning in the 2021–22 fiscal year, the department  
7 shall implement a hold harmless policy for providers whose rates  
8 exceed rate model recommendations. The policy shall freeze a  
9 provider’s existing rates until ~~June 30, February 28, 2026~~, after  
10 which time the provider’s rates shall be adjusted to equal the rates  
11 for other providers in the provider’s service category and region.

12 (2) Beginning January 1, 2025, the department shall also  
13 implement a hold harmless policy for providers whose rates in  
14 effect on January 1, 2023, exceed 90 percent of the rate model.  
15 The policy shall freeze a provider’s base rate at the rate in effect  
16 on January 1, 2023, until ~~June 30, February 28, 2026~~, after which  
17 time the provider’s base rates shall be adjusted to equal the base  
18 rates for other providers in the provider’s service category and  
19 region. The provider shall be eligible for a quality incentive  
20 payment that, when added to their base rate, equals the fully funded  
21 rate model.

22 (3) Notwithstanding paragraphs (1) and (2), the department may  
23 adjust rates as a result of reviews or audits.

24 (e) In conjunction with implementing rate reform, the  
25 department shall implement a quality incentive program in order  
26 to improve consumer outcomes, service provider performance,  
27 and the quality of services.

28 (1) (A) The department shall, with input from stakeholders,  
29 develop quality measures or benchmarks, or both, for consumer  
30 outcomes and regional center and service provider performance.  
31 Given the time necessary to identify and develop the measures or  
32 benchmarks described in this paragraph, the department may  
33 establish quality measures or benchmarks, or both, in the initial  
34 years of the quality incentive program that focus on building  
35 capacity, developing reporting systems, gathering baseline data,  
36 and similar activities while working towards meaningful outcome  
37 measures at the individual consumer level for all services. Measures  
38 or benchmarks, or both, shall initially include process- and  
39 performance-related measures for service providers and, by the  
40 conclusion of the 2025–26 fiscal year, shall also evolve to include

1 outcome measures at the individual consumer level. In developing  
2 the proposed measures or benchmarks, or both, the department  
3 shall do all of the following:

4 (i) Gather public input through regularly held public meetings  
5 that are accessible both virtually and by telephone. Public meeting  
6 agendas and meeting materials shall be posted at least three days  
7 in advance of any meeting and shared by various means, including  
8 internet website updates, focus groups, and other communication.

9 (ii) Provide documents, which may include, but are not limited  
10 to, updates, concept papers, interim reports, proposals, and  
11 performance and quality measures and benchmarks, and revisions  
12 to these materials, to the Legislature and post these materials on  
13 an internet website for public comment at least 30 days, as required  
14 by the Centers for Medicare and Medicaid Services, prior to  
15 submitting a request for federal funding.

16 (iii) Seek input from subject matter experts to understand options  
17 for outcomes-based system structures using person-centered  
18 planning and alternative payment models.

19 (B) (i) On or before April 1, 2022, proposed quality measures  
20 or benchmarks, or both, shall be provided to the Legislature and  
21 posted for public comment, as described in subparagraph (A).  
22 After the department has considered public comments and modified  
23 the proposed quality measures or benchmarks, or both, as needed,  
24 the measures or benchmarks, or both, shall be finalized and  
25 implemented in the 2022–23 fiscal year.

26 (ii) On or before April 1 of any subsequent year in which the  
27 department proposes new or revised quality measures or  
28 benchmarks, or both, the proposed measures or benchmarks, or  
29 both, shall be provided to the Legislature and posted for public  
30 comment, as described in subparagraph (A). After the department  
31 has considered public comments and modified the proposed quality  
32 measures or benchmarks, or both, as needed, the measures or  
33 benchmarks, or both, shall be finalized and implemented in the  
34 upcoming fiscal year.

35 (C) Beginning in the 2024–25 fiscal year, there will be  
36 opportunity for eligible providers to earn full quality incentive  
37 payments through one or more measures.

38 (D) *Beginning in the 2026–27 fiscal year, a provider shall be*  
39 *compliant with electronic visit verification, home- and*  
40 *community-based services rules, and applicable annual fiscal*

1 *reviews and audit requirements as a condition of eligibility for the*  
2 *quality incentive program.*

3 (2) (A) The department shall develop a quality incentive  
4 payment structure for providers meeting the quality measures or  
5 benchmarks, or both, developed pursuant to paragraph (1). The  
6 department shall issue written directives to define the way quality  
7 incentive payments will be made to service providers based on  
8 quality measures or benchmarks, or both, developed and  
9 implemented under this subdivision.

10 (B) The department shall determine each provider's quality  
11 incentive payment percentage prior to the start of the fiscal year,  
12 with the exception of the 2024–25 fiscal year, by measuring the  
13 provider's performance against the quality measures or benchmarks  
14 for the most recently available reporting period. The department  
15 shall provide a written communication to the fiscal and policy  
16 committees of the Legislature that reports on the total amount of  
17 quality incentive payments estimated to be paid to providers  
18 pursuant to this section. This written communication shall be made  
19 as soon as is practicable, but no later than 60 days after the quality  
20 incentive payment percentages are determined and the providers  
21 are informed of their payments.

22 (f) On or before March 1, 2024, the department shall provide a  
23 status update to the Legislature regarding progress toward  
24 implementing rate reform and creating an enhanced  
25 person-centered, outcomes-based system. The status update may  
26 include, but is not limited to, information about all of the following:

27 (1) Additional changes that may be necessary to effectively  
28 implement rate reform, including adding and amending statutes,  
29 regulations, and other departmental policies.

30 (2) Compliance with rules of the federal Medicaid program,  
31 including the home- and community-based services final rule  
32 effective on March 17, 2014, and state compliance consistent with  
33 the current federal guidance, including all of the following:

34 (A) A definition of what it means to be compliant with the rules  
35 of the federal Medicaid program.

36 (B) Whether there are certain service categories that are unlikely  
37 to achieve compliance due to the structure of the service, and, if  
38 so, which categories this includes.

(C) Data about the total number of providers within each service category and the estimated number of providers that have not yet achieved compliance.

(3) Program and system improvement efforts made as a result of the state’s home- and community-based services additional federal funding, including the one-time investment implemented beginning in the 2021–22 state fiscal year, including a description of how the department will build on the investments.

(g) For purposes of this section, “rate model” means a rate model included in the rate study submitted to the Legislature pursuant to Section 4519.8.

(h) Notwithstanding the rulemaking provisions of the Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code), the department may implement, interpret, or make specific this section by means of written directives or similar instructions until regulations are adopted, which shall occur no later than June 30, 2028.

(i) Implementation of this section is contingent upon the approval of federal funding.

*SEC. 3. Section 4580.5 is added to the Welfare and Institutions Code, to read:*

*4580.5. (a) The Legislature finds and declares all of the following:*

*(1) Pursuant to Chapter 47 of the Statutes of 2024 (Assembly Bill No. 162), the Legislature established its intent that the Master Plan for Developmental Services be developed with the intent to strengthen accessibility, quality, and equity for all consumers of the developmental services system and their families, no matter their demographic groups, geographic region, or socioeconomic status.*

*(2) In 2024, the California Health and Human Services Agency appointed members of the Master Plan for Developmental Services Committee and held roundtable discussions in communities across the state to learn about the lived experiences of individuals with intellectual and developmental disabilities, their families, and system partners.*

*(3) The California Health and Human Services Agency published the Master Plan for Developmental Services on March 28, 2025. As stated by the California Health and Human Services Agency,*

1 *the Master Plan for Developmental Services is a community-driven*  
2 *vision with recommendations intended to improve the ways that*  
3 *California supports people with intellectual and developmental*  
4 *disabilities and their families into the future. These*  
5 *recommendations will inform California's ongoing work to provide*  
6 *better developmental services and supports, improve coordination*  
7 *across systems, and increase the attainment of desired life*  
8 *outcomes among individuals with intellectual and developmental*  
9 *disabilities.*

10 *(4) The Master Plan for Developmental Services states that the*  
11 *community's recommendations will inform several State*  
12 *Department of Developmental Services workgroups, including,*  
13 *but not limited to, the Lived Experience Advisory Group, an*  
14 *expanded and renamed group formerly known as the Consumer*  
15 *Advisory Committee, the Quality Incentive Program workgroup,*  
16 *the Regional Center Performance Measures workgroup, and the*  
17 *Quality Assurance Advisory Group.*

18 *(b) It is the intent of the Legislature that the California Health*  
19 *and Human Services Agency, in consultation with relevant*  
20 *departments and agencies across state government, provide the*  
21 *Legislature with information on next steps and a structure for*  
22 *implementation of Master Plan for Developmental Services*  
23 *recommendations with ongoing updates on implementation*  
24 *progress.*

25 *SEC. 4. Section 4581 of the Welfare and Institutions Code is*  
26 *amended to read:*

27 4581. (a) The Secretary of California Health and Human  
28 Services, in coordination with the State Department of  
29 Developmental Services, shall lead the development and  
30 implementation of the ~~master plan~~ *Master Plan for developmental*  
31 ~~services~~ *Developmental Services* referenced in Governor Gavin  
32 Newsom's January 2024 Budget proposal and in the subsequent  
33 proclamation by the Governor that declared March 2024 as  
34 Developmental Disabilities Awareness Month.

35 (b) Other state entities that interact with the State Department  
36 of Developmental Services shall be included in discussions with  
37 the ~~Master Plan for Developmental Services Committee~~ *Committee*,  
38 as applicable. These entities shall include, but not be limited to,  
39 the State Department of Health Care Services, the State Department  
40 of Social Services, the Department of Rehabilitation, the California

1 Department of Aging, the State Department of Education, and the  
2 agencies listed in subdivision ~~(f)~~: (g).

3 (c) The Secretary of California Health and Human Services  
4 shall solicit input through the committee, or through other means,  
5 from individuals with intellectual and developmental disabilities  
6 and their families, professionals in the developmental services  
7 field, and a broad range of subject matter experts on topics that  
8 may include, but are not limited to, regional center board  
9 accountability and transparency and the evaluation of regional  
10 centers, including performance, equity, and diversity.

11 (d) When the California Health and Human Services Agency  
12 convenes meetings of the master plan committee, the information  
13 and materials about the work of the master plan committee shall  
14 be posted on the California Health and Human Services Agency's  
15 internet website in a timely manner.

16 (e) By March 15, 2025, the Secretary of California Health and  
17 Human Services shall submit an initial report to the Governor and  
18 the Legislature that summarizes the recommended components of  
19 the master plan resulting from the master plan committee advisory  
20 process, the community roundtable discussions, and the public  
21 comment received.

22 (f) *The Master Plan for Developmental Services Committee*  
23 *shall meet at least two times each year, commencing in 2025 and*  
24 *ending on March 15, 2036, or when the final master plan*  
25 *implementation update is submitted, whichever date is later.*

26 ~~(f)~~

27 (g) The secretary and the director shall work with other state  
28 agencies and departments, as necessary, to identify policies,  
29 efficiencies, and strategies necessary to implement the master plan,  
30 which may include any of the following:

- 31 (1) The California Health and Human Services Agency.
- 32 (2) The Government Operations Agency.
- 33 (3) The State Department of Education.
- 34 (4) The Labor and Workforce Development Agency.
- 35 (5) The Transportation Agency.
- 36 (6) The Business, Consumer Services, and Housing Agency.
- 37 (7) The Behavioral Health Services Oversight and  
38 Accountability Commission.
- 39 (8) The office of the Treasurer.

40 ~~(g)~~

1 (h) The workgroup shall solicit input from stakeholders and  
2 gather information on the experiences of Californians with  
3 intellectual and developmental disabilities and their families in the  
4 implementation process of the master plan.

5 (i) (1) *By March 15, 2026, the California Health and Human*  
6 *Services Agency and the department shall provide an initial report*  
7 *on implementation of any master plan recommendations to the*  
8 *Governor and the Legislature that includes all of the following*  
9 *information:*

10 (A) *The administration's high-level priorities for the*  
11 *developmental services system through the 2027–28 fiscal year in*  
12 *light of the broad themes identified in the master plan's*  
13 *recommendations.*

14 (B) *A listing of the specific master plan recommendations that*  
15 *the administration considers to be feasible and likely to advance*  
16 *as near-term priorities. For each recommendation, all of the*  
17 *following shall be noted:*

18 (i) *Whether the recommendation may require an appropriation*  
19 *of additional funding.*

20 (ii) *Whether statutory changes may be required.*

21 (iii) *The extent to which the recommendation relates to existing*  
22 *efforts already underway.*

23 (C) *The existing or newly created workgroups to which each of*  
24 *the master plan's recommendations is related. It is the intent of*  
25 *the Legislature to provide information for individuals served, their*  
26 *families, stakeholders, and the general public to more clearly track*  
27 *progress on implementing recommendations.*

28 (D) *Budget change proposals in the Governor's Budget for the*  
29 *2026–27 fiscal year that tie to master plan recommendations.*

30 ~~(h) The Secretary of~~

31 (2) (A) *Following the initial report to be submitted by March*  
32 *15, 2026, the California Health and Human Services Agency and*  
33 *the department shall submit master plan—implementation*  
34 *recommendation updates to the Governor and the Legislature*  
35 *annually beginning March 15, 2026, to 2027, through March 15,*  
36 *2036, inclusive. The updates shall include, but are not limited to,*  
37 *identification of any statutory changes, funding requirements, and*  
38 *changes to the department's new case management system as well*  
39 *as additional funding requirements considered necessary to*



effectively implement *recommendations from the plan*. plan and identification of recommendations that have been implemented.

(B) The updates shall also include a narrative summary of the Master Plan for Developmental Services Committee meetings that will occur at least two times per year pursuant to subdivision (f), including themes identified in public comment provided at these meetings. As part of these summaries, Master Plan for Developmental Services Committee members shall have the option to submit written commentary on the degree to which progress is made on the master plan's recommendations, as well as any suggestions for ongoing implementation of master plan recommendations.

(j) For any State Department of Developmental Services budget change proposal submitted through 2035, the department shall include a narrative description of how the proposal addresses any recommendations included in the Master Plan for Developmental Services, if applicable.

(i)

(k) Any funding needed to support program enhancements proposed in the master plan is subject to an appropriation by the Legislature for those purposes.

(j)

(l) A report to be submitted pursuant to this section shall be submitted in compliance with Section 9795 of the Government Code.

SEC. 5. Section 4620.3 of the Welfare and Institutions Code is amended to read:

4620.3. (a) To provide more uniformity and consistency in the administrative practices and services of regional centers throughout the state, promote appropriateness of services, maximize efficiency of funding, address the state budget deficit, ensure consistency with Lanterman Act values, maintain the entitlement to services, and improve cost-effectiveness, the department, in collaboration with stakeholders, shall develop best practices for the administrative management of regional centers and for regional centers to use when purchasing services for consumers and families.

(b) In developing regional center administrative management best practices, the department shall consider the establishment of policies and procedures to ensure prudent fiscal and program

1 management by regional centers; effective and efficient use of  
2 public resources; consistent practices to maximize the use of federal  
3 funds; detection and prevention of fraud, waste, and abuse; and  
4 proper contracting protocols.

5 (c) In developing purchase of services best practices, the  
6 department shall consider eligibility for the service; duration of  
7 service necessary to meet objectives set in an individual program  
8 plan; frequency and efficacy of the service necessary to meet  
9 objectives in an individual program plan; impact on community  
10 integration; service providers' qualifications and performance;  
11 rates; parental and consumer responsibilities pursuant to Sections  
12 4646.4, 4659, ~~4677~~, and ~~4784~~ 4677 of this code and Section 95004  
13 of the Government Code; and self-directed service options.

14 (d) The department shall ensure that implementation of best  
15 practices that impact individual services and supports are made  
16 through the individual program planning process provided for in  
17 this division or an individualized family service plan pursuant to  
18 Section 95020 of the Government Code, and that consumers and  
19 families are notified of any exceptions or exemptions to the best  
20 practices and their appeal rights established in Section 4701.

21 (e) Purchase of services best practices developed pursuant to  
22 this section may vary by service category and may do all of the  
23 following:

24 (1) Establish criteria determining the type, scope, amount,  
25 duration, location, and intensity of services and supports purchased  
26 by regional centers for consumers and their families.

27 (2) Modify payment rates.

28 (3) Reflect family and consumer responsibilities, pursuant to  
29 Sections 4646.4, 4659, ~~4677~~, and ~~4784~~ 4677 of this code and  
30 Section 95004 of the Government Code.

31 (f) Purchase of services best practices shall include provisions  
32 for exceptions to ensure the health and safety of the consumer or  
33 to avoid out-of-home placement or institutionalization.

34 (g) Best practices developed pursuant to this section shall not  
35 do either of the following:

36 (1) Endanger a consumer's health or safety.

37 (2) Compromise the state's ability to meet its commitments to  
38 the federal Centers for Medicare and Medicaid Services for  
39 participation in the Home and Community-Based Services Waiver

1 or other federal funding of services for persons with developmental  
2 disabilities.

3 (h) The department shall submit the proposed best practices to  
4 the fiscal and applicable policy committees of the Legislature by  
5 no later than May 15, 2011. This submission shall include a  
6 description of the process followed to collaborate with system  
7 stakeholders; the anticipated impact of the best practices, coupled  
8 with prior reductions on consumers, families, and providers;  
9 estimated cost savings associated with each practice; and draft  
10 statutory language necessary to implement the best practices.  
11 Implementation of the best practices shall take effect only upon  
12 subsequent legislative enactment.

13 *SEC. 6. Section 4620.4 of the Welfare and Institutions Code*  
14 *is amended to read:*

15 4620.4. (a) (1) The Legislature finds and declares that more  
16 than a quarter of Californians are foreign born, and more than 10  
17 percent of the state's population speaks English "not well" or "not  
18 at all." Access to accurate, timely, understandable, and culturally  
19 sensitive and competent information and referral services for these  
20 communities is a critical need. A review of 2018-19 purchase of  
21 service expenditures reflects the following average per capita  
22 expenditures for all age groups by ethnicity, illustrating existing  
23 disparity gaps in the developmental services system:

24 (A) Twenty-seven thousand nine hundred thirty-one dollars  
25 (\$27,931) for individuals who are White.

26 (B) Twenty-two thousand nine hundred fourteen dollars  
27 (\$22,914) for individuals who are Black or African American.

28 (C) Fourteen thousand eight hundred thirty-six dollars (\$14,836)  
29 for individuals who are Asian.

30 (D) Eleven thousand seven hundred sixty dollars (\$11,760) for  
31 individuals who are Latinx or Hispanic.

32 (2) Language access and culturally competent services are  
33 critical components to advance health and human services equity  
34 and improve outcomes for all Californians served under the  
35 Lanterman Act.

36 (b) The State Department of Developmental Services shall  
37 administer an enhanced language access and cultural competency  
38 initiative for individuals with developmental disabilities, their  
39 caregivers, and their family members. The department shall require  
40 regional centers to implement this initiative through its contracts

1 pursuant to Section 4640.6. The primary goal is to improve quality  
2 and facilitate more consistent access to information and services.

3 (c) Allowable uses of the funds provided to regional centers  
4 include, but are not limited to, all of the following:

5 (1) Identification of vital documents and internet website content  
6 for translation, as well as points of public contact in need of oral  
7 and sign language interpretation services.

8 (2) Orientations and specialized group and family information  
9 sessions with ample and publicized question and answer periods,  
10 scheduled at times considered most convenient for working families  
11 and in consultation with community leaders.

12 (3) Regular and periodic language needs assessments to  
13 determine threshold languages for document translation.

14 (4) Coordination and streamlining of interpretation and  
15 translation services.

16 (5) Implementation of quality control measures to ensure the  
17 availability, accuracy, readability, and cultural appropriateness of  
18 translations.

19 (d) The use of these funds shall not supplant any existing efforts  
20 or funds for similar purposes, but are intended to augment and  
21 provide maximum additional benefit to the greatest number of  
22 persons served, their caregivers, and their families.

23 (e) The department shall report annually, beginning January 10,  
24 2022, as part of the Governor's Budget and the May Revision,  
25 how these funds are being utilized and what remaining needs for  
26 language access and culturally competent services are identified  
27 by people served, the community, and regional centers as the  
28 initiative implements.

29 (f) ~~Regional~~ *Subject to an appropriation by the Legislature,*  
30 *regional* centers shall receive specialized funding allocations to  
31 facilitate applications for payments authorized to protect the health  
32 and safety of consumers, pursuant to paragraph (1) of subdivision  
33 (a) of Section 4681.6, for ~~non-English-speaking~~  
34 *non-English-speaking* individuals served. Funded activities shall  
35 include specialized outreach and case management services toward  
36 identifying which individuals might have an unaddressed need for  
37 a health and safety waiver and assisting with guiding individuals  
38 through the application process to meet those needs. Regional  
39 centers shall track the number of individuals served through this

1 effort and provide this information to the department on at least  
2 an annual basis.

3 *SEC. 7. Section 4648 of the Welfare and Institutions Code is*  
4 *amended to read:*

5 4648. In order to achieve the stated objectives of a consumer's  
6 individual program plan, the regional center shall conduct activities,  
7 including, but not limited to, all of the following:

8 (a) Securing needed services and supports.

9 (1) It is the intent of the Legislature that services and supports  
10 assist individuals with developmental disabilities to achieve the  
11 greatest self-sufficiency possible and to exercise personal choices.  
12 The regional center shall secure services and supports that meet  
13 the needs of the consumer, as determined in the consumer's  
14 individual program plan, and within the context of the individual  
15 program plan, the planning team shall give highest preference to  
16 those services and supports that would allow minors with  
17 developmental disabilities to live with their families, adult persons  
18 with developmental disabilities to live as independently as possible  
19 in the community, and that allow all consumers to interact with  
20 persons without disabilities in positive, meaningful ways.

21 (2) In implementing individual program plans, regional centers,  
22 through the planning team, shall first consider services and supports  
23 in natural community, home, work, and recreational settings.  
24 Services and supports shall be flexible and individually tailored  
25 to the consumer and, if appropriate, the consumer's family.

26 (3) A regional center may, pursuant to vendorization or a  
27 contract, purchase services or supports for a consumer from an  
28 individual or agency that the regional center and consumer or, if  
29 appropriate, the consumer's parents, legal guardian, or conservator,  
30 or authorized representatives, determines will best accomplish all  
31 or part of that consumer's program plan.

32 (A) Vendorization or contracting is the process for identification,  
33 selection, and utilization of service vendors or contractors, based  
34 on the qualifications and other requirements necessary in order to  
35 provide the service.

36 (B) A regional center may reimburse an individual or agency  
37 for services or supports provided to a regional center consumer if  
38 the individual or agency has a rate of payment for vendored or  
39 contracted services established by the department, pursuant to this  
40 division, and is providing services pursuant to an emergency

1 vendorization or has completed the vendorization procedures or  
2 has entered into a contract with the regional center and continues  
3 to comply with the vendorization or contracting requirements. The  
4 director shall adopt regulations governing the vendorization process  
5 to be utilized by the department, regional centers, vendors, and  
6 the individual or agency requesting vendorization.

7 (C) Regulations shall include, but not be limited to: the vendor  
8 application process, and the basis for accepting or denying an  
9 application; the qualification and requirements for each category  
10 of services that may be provided to a regional center consumer  
11 through a vendor; requirements for emergency vendorization;  
12 procedures for termination of vendorization; and the procedure  
13 for an individual or an agency to appeal a vendorization decision  
14 made by the department or regional center.

15 (D) A regional center may vendorize a licensed facility for  
16 exclusive services to persons with developmental disabilities at a  
17 capacity equal to or less than the facility's licensed capacity. A  
18 facility already licensed on January 1, 1999, shall continue to be  
19 vendorized at their full licensed capacity until the facility agrees  
20 to vendorization at a reduced capacity.

21 (E) Effective July 1, 2009, notwithstanding any other law or  
22 regulation, a regional center shall not newly vendor a State  
23 Department of Social Services licensed 24-hour residential care  
24 facility with a licensed capacity of 16 or more beds, unless the  
25 facility qualifies for receipt of federal funds under the Medicaid  
26 program.

27 (4) Notwithstanding subparagraph (B) of paragraph (3), a  
28 regional center may contract or issue a voucher for services and  
29 supports provided to a consumer or family at a cost not to exceed  
30 the maximum rate of payment for that service or support  
31 established by the department. If a rate has not been established  
32 by the department, the regional center may, for an interim period,  
33 contract for a specified service or support with, and establish a  
34 rate of payment for, a provider of the service or support necessary  
35 to implement a consumer's individual program plan. Contracts  
36 may be negotiated for a period of up to three years, with annual  
37 review and subject to the availability of funds.

38 (5) In order to ensure the maximum flexibility and availability  
39 of appropriate services and supports for persons with  
40 developmental disabilities, the department shall establish and

1 maintain an equitable system of payment to providers of services  
2 and supports identified as necessary to the implementation of a  
3 consumer's individual program plan. The system of payment shall  
4 include a provision for a rate to ensure that the provider can meet  
5 the special needs of consumers and provide quality services and  
6 supports in the least restrictive setting as required by law.

7 (6) The regional center and the consumer, or if appropriate, the  
8 consumer's parents, legal guardian, conservator, or authorized  
9 representative, including those appointed pursuant to subdivision  
10 (a) of Section 4541, subdivision (b) of Section 4701.6, or  
11 subdivision (e) of Section 4705, shall, pursuant to the individual  
12 program plan, consider all of the following when selecting a  
13 provider of consumer services and supports:

14 (A) A provider's ability to deliver quality services or supports  
15 that can accomplish all or part of the consumer's individual  
16 program plan.

17 (B) A provider's success in achieving the objectives set forth  
18 in the individual program plan.

19 (C) If appropriate, the existence of licensing, accreditation, or  
20 professional certification.

21 (D) (i) The cost of providing services or supports of comparable  
22 quality by different providers, if available, shall be reviewed, and  
23 the least costly available provider of comparable service, including  
24 the cost of transportation, who is able to accomplish all or part of  
25 the consumer's individual program plan, consistent with the  
26 particular needs of the consumer and family as identified in the  
27 individual program plan, shall be selected. In determining the least  
28 costly provider, the availability of federal financial participation  
29 shall be considered. The consumer shall not be required to use the  
30 least costly provider if it will result in the consumer moving from  
31 an existing provider of services or supports to more restrictive or  
32 less integrated services or supports.

33 (ii) *Notwithstanding the rulemaking provisions of the*  
34 *Administrative Procedure Act (Chapter 3.5 (commencing with*  
35 *Section 11340) of Part 1 of Division 3 of Title 2 of the Government*  
36 *Code), the department shall, with input from the community, issue*  
37 *a written directive defining the term "cost effective" for the*  
38 *purposes of all programs, including, but not limited to, the*  
39 *Self-Determination Program, no later than August 1, 2026. This*  
40 *directive shall remain in effect until regulations are adopted, but*

1 *in no case for longer than two years following its issuance. Upon*  
2 *notification by the department to the Legislature that the written*  
3 *directive has been issued, clause (i) shall be ineffective.*

4 *(iii) For purposes of clause (ii), input from the community shall*  
5 *include, but not be limited to, consultation with the department's*  
6 *Lived Experience Advisory Group, individuals and families,*  
7 *caregivers, advocates and associations, service providers, regional*  
8 *centers, the State Council on Developmental Disabilities Statewide*  
9 *Self-Determination Advisory Committee, and legislative staff. The*  
10 *department shall provide adequate notice, or 45 days at a*  
11 *minimum, for the community to review and provide feedback on*  
12 *the draft written directive, with review and consideration by the*  
13 *department of feedback prior to finalization for the August 1, 2026,*  
14 *deadline.*

15 (E) The consumer's choice of providers, or, if appropriate, the  
16 consumer's parent's, legal guardian's, authorized representative's,  
17 or conservator's choice of providers.

18 (7) A service or support provided by an agency or individual  
19 shall not be continued unless the consumer or, if appropriate, the  
20 consumer's parents, legal guardian, or conservator, or authorized  
21 representative, including those appointed pursuant to subdivision  
22 (a) of Section 4541, subdivision (b) of Section 4701.6, or  
23 subdivision (e) of Section 4705, is satisfied and the regional center  
24 and the consumer or, if appropriate, the consumer's parents or  
25 legal guardian or conservator agree that planned services and  
26 supports have been provided, and reasonable progress toward  
27 objectives have been made.

28 (8) Regional center funds shall not be used to supplant the  
29 budget of an agency that has a legal responsibility to serve all  
30 members of the general public and is receiving public funds for  
31 providing those services.

32 (9) (A) To maximize federal financial participation and facilitate  
33 timely access to residential placements of consumers in foster care,  
34 the department shall enter into interagency agreements to obtain  
35 state and federal funding with the state departments that oversee  
36 the agencies that have the legal responsibility to serve all members  
37 of the general public and receive public funds for providing those  
38 services. The interagency agreement shall specify the proportion  
39 or amount of funds reimbursed by each state department or other



1 responsible agency. Following completion of the interagency  
2 agreement, the departments shall jointly notify the local agencies.

3 (B) Notwithstanding any other provision of law, and if specified  
4 in the joint notification received pursuant to subparagraph (A),  
5 regional centers shall fund the vendored residential service types  
6 specified in the joint notification provided to a regional center  
7 consumer who is a child or nonminor dependent who has been  
8 adjudged a dependent of the court pursuant to Section 300 or has  
9 not been adjudged a dependent of the court pursuant to Section  
10 300 but is in the custody of the county welfare department, or has  
11 been adjudged a ward of the court pursuant to Section 601 or 602  
12 and placed in the care and custody of the county probation  
13 department. The residential services and supports purchased by  
14 the regional center shall be consistent with the consumer's  
15 individual program plan regardless of the placing agency or placing  
16 authority. This section shall not apply to placements made in an  
17 institution for mental diseases, as defined in Section 435.1010 of  
18 Title 42 of the Code of Federal Regulations.

19 (C) This paragraph shall be implemented in consultation with  
20 the County Welfare Directors Association of California and the  
21 Association of Regional Center Agencies.

22 (10) (A) A regional center may, directly or through an agency  
23 acting on behalf of the center, provide placement in, purchase of,  
24 or follow-along services to persons with developmental disabilities  
25 in, appropriate community living arrangements, including, but not  
26 limited to, support service for consumers in homes they own or  
27 lease, foster family placements, health care facilities, and licensed  
28 community care facilities. In considering appropriate placement  
29 alternatives for children with developmental disabilities, approval  
30 by the child's parent or guardian shall be obtained before placement  
31 is made.

32 (B) Effective July 1, 2012, notwithstanding any other law or  
33 regulation, a regional center shall not purchase residential services  
34 from a State Department of Social Services licensed 24-hour  
35 residential care facility with a licensed capacity of 16 or more  
36 beds. This prohibition on regional center purchase of residential  
37 services does not apply to either of the following:

38 (i) A residential facility with a licensed capacity of 16 or more  
39 beds that has been approved to participate in the department's

1 Home and Community Based Services Waiver or another existing  
2 waiver program or certified to participate in the Medi-Cal program.

3 (ii) A residential facility licensed as a mental health  
4 rehabilitation center by the State Department of Health Care  
5 Services under any of the following circumstances:

6 (I) The facility is eligible for Medicaid reimbursement and the  
7 individual's planning team determines that there are no less  
8 restrictive placements appropriate for the individual.

9 (II) There is an emergency circumstance in which the regional  
10 center determines that it cannot locate alternate federally eligible  
11 services to meet the consumer's needs. Under an emergency  
12 circumstance, an assessment shall be completed by the regional  
13 center as soon as possible and within 30 days of admission. An  
14 individual program plan meeting shall be convened immediately  
15 following the assessment to determine the services and supports  
16 needed for stabilization and to develop a plan to transition the  
17 consumer from the facility into the community. If transition is not  
18 expected within 90 days of admission, an individual program plan  
19 meeting shall be held to discuss the status of transition and to  
20 determine if the consumer is still in need of placement in the  
21 facility. Commencing October 1, 2012, this determination shall  
22 be made after also considering resource options identified by the  
23 statewide specialized resource service. If it is determined that  
24 emergency services continue to be necessary, the regional center  
25 shall submit an updated transition plan that can cover a period of  
26 up to 90 days. In no event shall placements under these emergency  
27 circumstances exceed 180 days.

28 (III) The clients' rights advocate shall be notified of each  
29 admission and individual program planning meeting pursuant to  
30 this clause and may participate in all individual program planning  
31 meetings unless the consumer objects on their own behalf. For  
32 purposes of this subclause, notification to the clients' rights  
33 advocate shall include a copy of the most recent comprehensive  
34 assessment or updated assessment and the time, date, and location  
35 of the meeting, and shall be provided as soon as practicable, but  
36 not less than seven calendar days before the meeting.

37 (IV) If a consumer is placed in a mental health rehabilitation  
38 center by another entity, the mental health rehabilitation center  
39 shall inform the regional center of the placement within five days  
40 of the date the consumer is admitted. If an individual's records

1 indicate that the individual is a regional center consumer, the  
2 mental health rehabilitation center shall make every effort to  
3 contact the local regional center or the department to determine  
4 which regional center to provide notice. As soon as possible within  
5 30 days of admission to a mental health rehabilitation center due  
6 to an emergency pursuant to subclause (II), or within 30 days of  
7 notification of admission to a mental health rehabilitation center  
8 by an entity other than a regional center, an assessment shall be  
9 completed by the regional center.

10 (C) (i) Effective July 1, 2012, notwithstanding any other law  
11 or regulation, a regional center shall not purchase new residential  
12 services from, or place a consumer in, institutions for mental  
13 disease, as described in Part 5 (commencing with Section 5900)  
14 of Division 5, for which federal Medicaid funding is not available.  
15 Effective July 1, 2013, this prohibition applies regardless of the  
16 availability of federal funding.

17 (ii) The prohibition described in clause (i) shall not apply to  
18 emergencies, as determined by the regional center, if a regional  
19 center cannot locate alternate services to meet the consumer's  
20 needs. As soon as possible within 30 days of admission due to an  
21 emergency, an assessment shall be completed by the regional  
22 center. An individual program plan meeting shall be convened  
23 immediately following the assessment, to determine the services  
24 and supports needed for stabilization and to develop a plan to  
25 transition the consumer from the facility to the community. If  
26 transition is not expected within 90 days of admission, an  
27 emergency program plan meeting shall be held to discuss the status  
28 of the transition and to determine if the consumer is still in need  
29 of placement in the facility. If emergency services continue to be  
30 necessary, the regional center shall submit an updated transition  
31 plan to the department for an extension of up to 90 days. Placement  
32 shall not exceed 180 days.

33 (iii) Effective January 1, 2020, the exception in clause (ii) shall  
34 no longer apply. As of this date, the prohibition in clause (i) shall  
35 not apply to acute crises when the following conditions are met  
36 prior to a regional center purchasing new residential services from,  
37 or placing a consumer in, an institution for mental disease:

38 (I) The regional center prepares an assessment for inclusion in  
39 the consumer's file detailing all considered community-based  
40 services and supports, including, but not limited to, rate

1 adjustments, as provided by law, supplemental services, as set  
2 forth in subparagraph (F), emergency and crisis intervention  
3 services, as set forth in paragraph (11), community crisis home,  
4 pursuant to Article 8 (commencing with Section 4698) of Chapter  
5 6, and an explanation of why those options could not meet the  
6 consumer's needs.

7 (II) The director of the regional center confirms that there are  
8 no community-based options that can meet the consumer's needs.

9 (iv) For purposes of this section, "acute crisis" has the same  
10 meaning as defined in paragraph (1) of subdivision (d) of Section  
11 4418.7.

12 (v) When admission occurs due to an acute crisis, all of the  
13 following shall apply:

14 (I) If the regional center does not expect the consumer to  
15 transition back to a community setting within 72 hours, or if the  
16 consumer does not transition back to a community setting within  
17 72 hours, the regional center shall do both of the following:

18 (ia) No later than 10 calendar days from the date the consumer  
19 is placed in the institution for mental disease, complete any  
20 documentation necessary to support the filing of a petition for  
21 commitment pursuant to Article 2 (commencing with Section 6500)  
22 of Chapter 2 of Part 2 of Division 6 and request the person  
23 authorized to present allegations pursuant to Section 6500 file a  
24 petition for commitment.

25 (ib) Complete a comprehensive assessment in coordination with  
26 the institution for mental disease staff. The comprehensive  
27 assessment shall include the identification of the services and  
28 supports needed for crisis stabilization and the timeline for  
29 identifying or developing the services and supports needed to  
30 transition the consumer back to a community setting. The regional  
31 center shall immediately submit a copy of the comprehensive  
32 assessment to the committing court. Immediately following the  
33 assessment, and not later than 30 days following admission, the  
34 regional center and the institution for mental disease shall jointly  
35 convene an individual program plan meeting to determine the  
36 services and supports needed for crisis stabilization and to develop  
37 a plan to transition the consumer into the community.

38 (II) If transition is not expected within 90 days of admission,  
39 an individual program plan meeting shall be held to discuss the

1 status of the transition and to determine if the consumer is still in  
2 need of crisis stabilization.

3 (III) A consumer shall reside in an institution for mental disease  
4 no longer than six months before being placed into a community  
5 living arrangement, unless, prior to the end of the six months, all  
6 of the following have occurred:

7 (ia) The regional center has conducted an additional  
8 comprehensive assessment based on current information and  
9 determines that the consumer continues to be in an acute crisis.

10 (ib) The individual program planning team has developed a plan  
11 that identifies the specific services and supports necessary to  
12 transition the consumer into the community, and the plan includes  
13 a timeline to obtain or develop those services and supports.

14 (ic) The committing court has reviewed and, if appropriate,  
15 extended the commitment.

16 (IV) (ia) A consumer's placement at an institution for mental  
17 disease shall not exceed one year unless both of the following  
18 occur:

19 (Ia) The regional center demonstrates significant progress toward  
20 implementing the plan to transition the consumer into the  
21 community.

22 (Ib) Extraordinary circumstances exist beyond the regional  
23 center's control that have prevented the regional center from  
24 obtaining those services and supports within the timeline based  
25 on the plan.

26 (ib) If both of the circumstances under sub-subclause (ia) exist,  
27 the regional center may request, and the committing court may  
28 grant, an additional extension of the commitment, not to exceed  
29 30 days.

30 (V) Institutions for mental disease staff shall assist the consumer  
31 with transitioning back to the consumer's prior residence, or an  
32 alternative community-based residential setting, within the  
33 timeframe described in this subparagraph.

34 (vi) The department shall monitor placements pursuant to this  
35 subparagraph and subsequent transitions back to community-based  
36 settings.

37 (vii) The clients' rights advocate shall be notified of each  
38 admission and individual program planning meeting pursuant to  
39 this subparagraph and may participate in all individual program  
40 planning meetings unless the consumer objects on their own behalf.

1 For purposes of this clause, notification to the clients' rights  
2 advocate shall include a copy of the most recent comprehensive  
3 assessment or updated assessment and the time, date, and location  
4 of the meeting, and shall be provided as soon as practicable, but  
5 not less than seven calendar days before the meeting.

6 (viii) If a consumer is placed in an institution for mental disease  
7 by another entity, the institution for mental disease shall inform  
8 the regional center of the placement within five days of the date  
9 the consumer is admitted. If an individual's records indicate that  
10 the individual is a regional center consumer, the institution for  
11 mental disease shall make every effort to contact the local regional  
12 center or department to determine which regional center to provide  
13 notice. As soon as possible within 30 days of admission to an  
14 institution for mental disease due to an acute crisis pursuant to  
15 clause (ii), or within 30 days of notification of admission to an  
16 institution for mental disease by an entity other than a regional  
17 center, an assessment shall be completed by the regional center.

18 (ix) Regional centers shall complete a comprehensive assessment  
19 of a consumer residing in an institution for mental disease as of  
20 July 1, 2012, for which federal Medicaid funding is not available,  
21 and for a consumer residing in an institution for mental disease as  
22 of July 1, 2013, without regard to federal funding. The  
23 comprehensive assessment shall be completed before the  
24 consumer's next scheduled individual program plan meeting and  
25 shall include identification of the services and supports needed  
26 and the timeline for identifying or developing those services needed  
27 to transition the consumer back to the community. Effective  
28 October 1, 2012, the regional center shall also consider resource  
29 options identified by the statewide specialized resource service.  
30 For each individual program plan meeting convened pursuant to  
31 this subparagraph, the clients' rights advocate for the regional  
32 center shall be notified of the meeting and may participate in the  
33 meeting unless the consumer objects on their own behalf. For  
34 purposes of this clause, notification to the clients' rights advocate  
35 shall include the time, date, and location of the meeting, and shall  
36 be provided as soon as practicable, but not less than seven calendar  
37 days before the meeting.

38 (D) (i) The transition process from a mental health rehabilitation  
39 center or institution for mental disease shall be based upon the  
40 individual's needs, developed through the individual program plan

1 process, and shall ensure that needed services and supports will  
2 be in place at the time the individual moves. Individual supports  
3 and services shall include, if appropriate for the individual,  
4 wraparound services through intensive individualized support  
5 services. The transition shall be to a community living arrangement  
6 that is in the least restrictive environment appropriate to the needs  
7 of the individual and most protective of the individual's rights to  
8 dignity, freedom, and choice as described in subdivision (a).

9 (ii) Regional centers, through the individual program plan  
10 process, shall coordinate for the benefit of the regional center  
11 consumers residing in an institution for mental disease,  
12 pretransition planning, transition, and access to followup services  
13 to help ensure a smooth transition to the community. Individual  
14 support services shall include, but shall not be limited to, both of  
15 the following:

16 (I) Defined regional center contacts and visits with consumers  
17 and service providers during the 12 months following the  
18 consumer's movement date.

19 (II) Identification of issues that need resolution and an  
20 individualized support plan to address these issues.

21 (E) A person with developmental disabilities placed by the  
22 regional center in a community living arrangement shall have the  
23 rights specified in this division. These rights shall be brought to  
24 the person's attention by any means necessary to reasonably  
25 communicate these rights to each resident, provided that, at a  
26 minimum, the Director of Developmental Services prepare,  
27 provide, and require to be clearly posted in all residential facilities  
28 and day programs a poster using simplified language and pictures  
29 that is designed to be more understandable by persons with  
30 intellectual disabilities and that the rights information shall also  
31 be available through the regional center to each residential facility  
32 and day program in alternative formats, including, but not limited  
33 to, other languages, braille, and audiotapes, if necessary to meet  
34 the communication needs of consumers.

35 (F) Consumers are eligible to receive supplemental services  
36 including, but not limited to, additional staffing, pursuant to the  
37 process described in subdivision (d) of Section 4646. Necessary  
38 additional staffing that is not specifically included in the rates paid  
39 to the service provider may be purchased by the regional center if  
40 the additional staff are in excess of the amount required by

1 regulation and the individual's planning team determines the  
2 additional services are consistent with the provisions of the  
3 individual program plan. Additional staff should be periodically  
4 reviewed by the planning team for consistency with the individual  
5 program plan objectives in order to determine if continued use of  
6 the additional staff is necessary and appropriate and if the service  
7 is producing outcomes consistent with the individual program plan.  
8 Regional centers shall monitor programs to ensure that the  
9 additional staff is being provided and utilized appropriately.

10 (11) Emergency and crisis intervention services including, but  
11 not limited to, mental health services and behavior modification  
12 services, may be provided, as needed, to maintain persons with  
13 developmental disabilities in the living arrangement of their own  
14 choice. Crisis services shall first be provided without disrupting a  
15 person's living arrangement. If crisis intervention services are  
16 unsuccessful, emergency housing shall be available in the person's  
17 home community. If dislocation cannot be avoided, every effort  
18 shall be made to return the person to their living arrangement of  
19 choice, with all necessary supports, as soon as possible.

20 (12) Among other service and support options, planning teams  
21 shall consider the use of paid roommates or neighbors, personal  
22 assistance, technical and financial assistance, and all other service  
23 and support options that would result in greater self-sufficiency  
24 for the consumer and cost-effectiveness to the state.

25 (13) If facilitation as specified in an individual program plan  
26 requires the services of an individual, the facilitator shall be of the  
27 consumer's choosing.

28 (14) The community support may be provided to assist  
29 individuals with developmental disabilities to fully participate in  
30 community and civic life, including, but not limited to, programs,  
31 services, work opportunities, business, and activities available to  
32 persons without disabilities. This facilitation shall include, but not  
33 be limited to, any of the following:

34 (A) Outreach and education to programs and services within  
35 the community.

36 (B) Direct support to individuals that would enable them to  
37 more fully participate in their community.

38 (C) Developing unpaid natural supports when possible.

39 (15) If feasible and recommended by the individual program  
40 planning team, for purposes of facilitating better and cost-effective



1 services for consumers or family members, technology, including  
2 telecommunication technology, may be used in conjunction with  
3 other services and supports. Technology in lieu of a consumer's  
4 in-person appearances at judicial proceedings or administrative  
5 due process hearings may be used only if the consumer or, if  
6 appropriate, the consumer's parent, legal guardian, conservator,  
7 or authorized representative, gives informed consent. Technology  
8 may be used in lieu of, or in conjunction with, in-person training  
9 for providers, as appropriate.

10 (16) Other services and supports may be provided as set forth  
11 in Sections 4685, 4686, 4687, 4688, and 4689, when necessary.

12 (17) Notwithstanding any other law or regulation, effective July  
13 1, 2009, regional centers shall not purchase experimental  
14 treatments, therapeutic services, or devices that have not been  
15 clinically determined or scientifically proven to be effective or  
16 safe or for which risks and complications are unknown.  
17 Experimental treatments or therapeutic services include  
18 experimental medical or nutritional therapy when the use of the  
19 product for that purpose is not a general physician practice. For  
20 regional center consumers receiving these services as part of their  
21 individual program plan (IPP) or individualized family service  
22 plan (IFSP) on July 1, 2009, this prohibition shall apply on August  
23 1, 2009.

24 (b) (1) Advocacy for, and protection of, the civil, legal, and  
25 service rights of persons with developmental disabilities as  
26 established in this division.

27 (2) If the advocacy efforts of a regional center to secure or  
28 protect the civil, legal, or service rights of a consumer prove  
29 ineffective, the regional center or the person with developmental  
30 disabilities or the person's parents, legal guardian, or other  
31 representative may request advocacy assistance from the state  
32 council.

33 (c) The regional center may assist consumers and families  
34 directly, or through a provider, in identifying and building circles  
35 of support within the community.

36 (d) In order to increase the quality of community services and  
37 protect consumers, the regional center shall, if appropriate, take  
38 either of the following actions:

39 (1) Identify services and supports that are ineffective or of poor  
40 quality and provide or secure consultation, training, or technical

1 assistance services for an agency or individual provider to assist  
2 that agency or individual provider in upgrading the quality of  
3 services or supports.

4 (2) Identify providers of services or supports that may not be  
5 in compliance with local, state, and federal statutes and regulations  
6 and notify the appropriate licensing or regulatory authority to  
7 investigate the possible noncompliance.

8 (e) If necessary to expand the availability of needed services of  
9 good quality, a regional center may take actions that include, but  
10 are not limited to, the following:

11 (1) Soliciting an individual or agency by requests for proposals  
12 or other means, to provide needed services or supports not presently  
13 available.

14 (2) Requesting funds from the Program Development Fund,  
15 pursuant to Section 4677, or community placement plan funds  
16 designated from that fund, to reimburse the startup costs needed  
17 to initiate a new program of services and supports.

18 (3) Using creative and innovative service delivery models,  
19 including, but not limited to, natural supports.

20 (f) Except in emergency situations, a regional center shall not  
21 provide direct treatment and therapeutic services, but shall utilize  
22 appropriate public and private community agencies and service  
23 providers to obtain those services for its consumers.

24 (g) If there are identified gaps in the system of services and  
25 supports consumers for whom no provider will provide services  
26 and supports contained in their individual program plan, the  
27 department may provide the services and supports directly.

28 (h) At least annually, regional centers shall provide the  
29 consumer, the consumer's parents, legal guardian, conservator, or  
30 authorized representative a statement of services and supports the  
31 regional center purchased for the purpose of ensuring that they are  
32 delivered. The statement shall include the type, unit, month, and  
33 cost of services and supports purchased.

34 *SEC. 8. Section 4685.8 of the Welfare and Institutions Code*  
35 *is amended to read:*

36 4685.8. (a) The department shall implement a statewide  
37 Self-Determination Program. The Self-Determination Program  
38 shall be available in every regional center catchment area to provide  
39 participants and their families, within an individual budget,  
40 increased flexibility and choice, and greater control over decisions,

resources, and needed and desired services and supports to implement their IPP. As of July 1, 2021, the program shall begin to be available on a voluntary basis to all regional center consumers who are eligible for the Self-Determination Program.

(b) The department, in establishing the statewide program, shall do both of the following:

(1) Set targets and benchmarks as set forth in paragraph (1) of subdivision (r).

(2) Address all of the following:

(A) Oversight of expenditure of self-determined funds and the achievement of participant outcomes over time.

(B) Increased participant control over which services and supports best meet the participant's needs and the IPP objectives. A participant's unique support system may include the purchase of existing service offerings from service providers or local businesses, hiring their own support workers, or negotiating unique service arrangements with local community resources.

(C) Comprehensive person-centered planning, including an individual budget and services that are outcome based.

(D) Consumer and family training to ensure understanding of the principles of self-determination, the planning process, and the management of budgets, services, and staff.

(E) Choice of independent facilitators, who meet standards and certification requirements established by the department, and who can assist with the functions specified in paragraph (2) of subdivision (c).

(F) Choice of financial management services providers who meet standards and certification requirements established by the department, and who can carry out the functions specified in paragraph (1) of subdivision (c).

(G) Innovation that will more effectively allow participants to achieve their goals.

(H) Long-term sustainability of the Self-Determination Program by doing all of the following:

(i) Requiring IPP teams, when developing the individual budget, to determine the services, ~~supports~~ *supports*, and goods necessary for each consumer based on the needs and preferences of the consumer, and when appropriate the consumer's ~~family~~, ~~and family~~; the effectiveness of each option in meeting the goals specified in the ~~IPP~~, ~~and IPP~~; the cost effectiveness of each option, as specified

1 in subparagraph (D) of paragraph (6) of subdivision (a) of Section  
2 ~~4648~~; *4648; and the utilization of available generic services, as*  
3 *defined by the department.*

4 (ii) The department may review final individual budgets that  
5 are at or above a spending threshold determined by the department  
6 of all individual budgets and use information from its review in  
7 the aggregate to develop additional program guidance and verify  
8 compliance with federal and state laws and other requirements.

9 *(I) Reduce barriers to participation and improve equity in*  
10 *enrollment by establishing, with community input, no later than*  
11 *March 1, 2027, statewide standardized processes and procedures,*  
12 *including, but not limited to, timelines for these processes and*  
13 *procedures. Input from the community shall include, but not be*  
14 *limited to, consultation with the department's Lived Experience*  
15 *Advisory Group, individuals and families, caregivers, advocates*  
16 *and associations, service providers, regional centers, the State*  
17 *Council on Developmental Disabilities Statewide*  
18 *Self-Determination Advisory Committee, and legislative staff and*  
19 *shall include adequate notice, or 45 days at a minimum, for the*  
20 *community to review and provide feedback on draft processes and*  
21 *procedures, with review and consideration by the department of*  
22 *feedback prior to finalization for the March 1, 2027, deadline. The*  
23 *standardized processes and procedures shall be consistently*  
24 *applied by regional centers. The standardized processes and*  
25 *procedures shall include, but not be limited to, all of the following:*

26 (i) *Enrollment.*

27 (ii) *Individual budgets.*

28 (iii) *Spending plans.*

29 (iv) *Financial management services.*

30 (v) *Access to transition supports.*

31 (c) For purposes of this section, the following definitions apply:

32 (1) "Financial management services" means services or  
33 functions that assist the participant to manage and direct the  
34 distribution of funds contained in the individual budget, and ensure  
35 that the participant has the financial resources to implement their  
36 IPP throughout the year. These may include bill paying services  
37 and activities that facilitate the employment of service and support  
38 workers by the participant, including, but not limited to, fiscal  
39 accounting, tax withholding, compliance with relevant state and  
40 federal employment laws, assisting the participant in verifying

1 provider qualifications, including criminal background checks,  
2 and expenditure reports. The financial management services  
3 provider shall meet the applicable requirements of Title 17 of the  
4 California Code of Regulations and other specific qualifications  
5 or certifications established by the department.

6 (2) “Independent facilitator” means a person, selected and  
7 directed by the participant, who is not otherwise providing services  
8 to the participant pursuant to their IPP and is not employed by a  
9 person providing services to the participant. The independent  
10 facilitator may assist the participant in making informed decisions  
11 about the individual budget, and in locating, accessing, and  
12 coordinating services and supports consistent with the participant’s  
13 IPP. The independent facilitator is available to assist in identifying  
14 immediate and long-term needs, developing options to meet those  
15 needs, leading, participating, or advocating on behalf of the  
16 participant in the person-centered planning process and  
17 development of the IPP, and obtaining identified services and  
18 supports. The cost of the independent facilitator, if any, shall be  
19 paid by the participant out of the participant’s individual budget.  
20 An independent facilitator shall receive training in the principles  
21 of self-determination, the person-centered planning process, and  
22 the other responsibilities described in this paragraph at the  
23 independent facilitator’s own cost. The independent facilitator  
24 shall meet standards and certification requirements established by  
25 the department.

26 (3) “Individual budget” means the amount of regional center  
27 purchase of service funding available to the participant for the  
28 purchase of services and supports necessary to implement the IPP.  
29 The individual budget shall be determined using a fair, equitable,  
30 and transparent methodology.

31 (4) “IPP” means individual program plan, as described in Section  
32 4646.

33 (5) “Participant” means an individual, and when appropriate,  
34 the participant’s parents, legal guardian or conservator, or  
35 authorized representative, who has been deemed eligible for, and  
36 has voluntarily agreed to participate in, the Self-Determination  
37 Program.

38 (6) “Self-determination” means a voluntary delivery system  
39 consisting of a defined and comprehensive mix of services and  
40 supports, selected and directed by a participant through

1 person-centered planning, in order to meet the objectives in their  
2 IPP. Self-determination services and supports are designed to assist  
3 the participant to achieve personally defined outcomes in  
4 community settings that promote inclusion. The Self-Determination  
5 Program shall only fund services and supports provided pursuant  
6 to this division that the federal Centers for Medicare and Medicaid  
7 Services determines are eligible for federal financial participation.

8 (7) “~~Spending-Plan~~” *plan*” means the plan the participant  
9 develops to use their available individual budget funds to purchase  
10 goods, services, and supports necessary to implement their  
11 individual program plan (IPP). The spending plan shall identify  
12 the cost of each good, service, and support that will be purchased  
13 with regional center funds. The total amount of the spending plan  
14 cannot exceed the amount of the individual budget. A copy of the  
15 spending plan shall be attached to the participant’s IPP.

16 (d) Participation in the Self-Determination Program is fully  
17 voluntary. A participant may choose to participate in, and may  
18 choose to leave, the Self-Determination Program at any time. A  
19 regional center shall not require or prohibit participation in the  
20 Self-Determination Program as a condition of eligibility for, or  
21 the delivery of, services and supports otherwise available under  
22 this division. Participation in the Self-Determination Program shall  
23 be available to any regional center consumer who meets the  
24 following eligibility requirements:

25 (1) The participant has a developmental disability, as defined  
26 in Section 4512, and is receiving services pursuant to this division.

27 (2) The consumer does not live in a licensed long-term health  
28 care facility, as defined in paragraph (44) of subdivision (a) of  
29 Section 54302 of Title 17 of the California Code of Regulations.  
30 An individual, and when appropriate the individual’s parent, legal  
31 guardian or conservator, or authorized representative, who is not  
32 eligible to participate in the Self-Determination Program pursuant  
33 to this paragraph may request that the regional center provide  
34 person-centered planning services in order to make arrangements  
35 for transition to the Self-Determination Program, provided that  
36 the individual is reasonably expected to transition to the community  
37 within 90 days. In that case, the regional center shall initiate  
38 person-centered planning services within 60 days of that request.

39 (3) The participant agrees to all of the following terms and  
40 conditions:

1 (A) The participant shall receive an orientation that meets the  
2 standards set or developed by the department to the  
3 Self-Determination Program prior to enrollment, which includes  
4 the principles of self-determination, the role of the independent  
5 facilitator and the financial management services provider,  
6 person-centered planning, and development of a budget.

7 (B) The participant shall utilize the services and supports  
8 available within the Self-Determination Program only when generic  
9 services and supports are not available.

10 (C) The participant shall only purchase services and supports  
11 necessary to implement their IPP and shall comply with any and  
12 all other terms and conditions for participation in the  
13 Self-Determination Program described in this section.

14 (D) The participant shall manage Self-Determination Program  
15 services and supports within the participant's individual budget.

16 (E) The participant shall utilize the services of a financial  
17 management services provider of their own choosing and who is  
18 vendored by a regional center and who meets the qualifications in  
19 paragraph (1) of subdivision (c).

20 (F) The participant may utilize the services of an independent  
21 facilitator of their own choosing for the purpose of providing  
22 services and functions as described in paragraph (2) of subdivision  
23 (c). If the participant elects not to use an independent facilitator,  
24 the participant may use their regional center service coordinator  
25 to provide the services and functions described in paragraph (2)  
26 of subdivision (c).

27 (G) If eligible, with the assistance of the regional center, if  
28 needed, timely apply for Medi-Cal in order to maximize federal  
29 funding. The participant may consider institutional deeming in  
30 order to qualify for Medi-Cal services.

31 (e) A participant who is not Medi-Cal eligible may participate  
32 in the Self-Determination Program and receive self-determination  
33 services and supports if all other program eligibility requirements  
34 are met and the services and supports are otherwise eligible for  
35 federal financial participation.

36 (f) The additional federal financial participation funds generated  
37 by the former participants of the self-determination pilot projects  
38 authorized pursuant to Section 13 of Chapter 1043 of the Statutes  
39 of 1998, as amended, or pursuant to Article 4 (commencing with  
40 Section 4669.2) of Chapter 5, shall be used to maximize the ability

1 of Self-Determination Program participants to direct their own  
2 lives and to ensure the department and regional centers successfully  
3 implement the program as follows:

4 (1) First, to offset the cost to the department for the criminal  
5 background check conducted pursuant to subdivision (v) and other  
6 administrative costs incurred by the department in implementing  
7 the Self-Determination Program.

8 (2) With the remaining funds, the department, in consultation  
9 with stakeholders, including a statewide self-determination  
10 advisory workgroup, shall prioritize the use of the funds to meet  
11 the needs of participants, increase service access and equity, and  
12 reduce disparities, and to implement the program, including costs  
13 associated with all of the following:

14 (A) Independent facilitators to assist with a participant's initial  
15 person-centered planning meeting.

16 (B) Development of the participant's initial individual budget.

17 (C) Joint training of consumers, family members, regional center  
18 staff, and members of the local volunteer advisory committee  
19 established pursuant to paragraph (1) of subdivision (w).

20 (D) Regional center operations to increase support for transition  
21 to the Self-Determination Program or for caseload ratio  
22 enhancement.

23 (E) To offset the costs to the regional centers in implementing  
24 the Self-Determination Program.

25 (F) To support the Statewide Self-Determination Advisory  
26 Committee established pursuant to paragraph (2) of subdivision  
27 (w).

28 (g) If at any time during participation in the Self-Determination  
29 Program a regional center determines that a participant is no longer  
30 eligible to continue in, or a participant voluntarily chooses to exit,  
31 the Self-Determination Program, the regional center shall provide  
32 for the participant's transition from the Self-Determination Program  
33 to other services and supports. This transition shall include the  
34 development of a new IPP that reflects the services and supports  
35 necessary to meet the individual's needs. The regional center shall  
36 ensure that there is no gap in services and supports during the  
37 transition period.

38 (h) An individual determined to be ineligible for or who  
39 voluntarily exits the Self-Determination Program shall be permitted  
40 to return to the Self-Determination Program upon meeting all



applicable eligibility criteria and upon approval of the participant's planning team, as described in subdivision (j) of Section 4512. An individual who has voluntarily exited the Self-Determination Program shall not return to the program for at least 12 months.

(i) An individual who participates in the Self-Determination Program may elect to continue to receive self-determination services and supports if the individual transfers to another regional center catchment area, provided that the individual remains eligible for the Self-Determination Program pursuant to subdivision (d).

The balance of the participant's individual budget shall be reallocated to the regional center to which the participant transfers.

(j) The IPP team shall utilize the person-centered planning process to develop the IPP for a participant. The IPP shall detail the goals and objectives of the participant that are to be met through the purchase of participant-selected services and supports. The IPP team shall determine the individual budget to ensure the budget assists the participant to achieve the outcomes set forth in the participant's IPP and ensures their health and safety. The completed individual budget shall be attached to the IPP.

(k) The participant shall implement their IPP, including choosing and purchasing the services and supports allowable under this section necessary to implement the plan. ~~A participant is exempt from the cost control restrictions regarding the purchases of services and supports pursuant to Section 4648.5.~~ A regional center shall not prohibit the purchase of any service or support that is otherwise allowable under this section.

(l) A participant shall have all the rights established in Sections 4646 to 4646.6, inclusive, and Chapter 7 (commencing with Section 4700).

(m) (1) Except as provided in paragraph (4), the IPP team shall determine the initial and any revised individual budget for the participant using the following methodology:

(A) (i) Except as specified in clause (ii), for a participant who is a current consumer of the regional center, their *initial* individual budget shall be the total amount of the most recently available 12 months of purchase of service ~~expenditures~~ *authorizations, services authorized by the IPP team but not currently provided in a purchase of service authorization, less services paid for by the participant.* regional center outside of the self-determination

1 *program and one-time expenses. The IPP team shall discuss unmet*  
2 *needs for participants with no or low purchases of services.*

3 (ii) An adjustment may be made to the amount specified in  
4 clause (i) if both of the following occur:

5 (I) The IPP team determines that an adjustment to this amount  
6 is necessary due to a change in the participant's circumstances,  
7 needs, or ~~resources that would result in an increase or decrease in~~  
8 ~~purchase of service expenditures, or the IPP team identifies prior~~  
9 ~~needs or resources that were unaddressed in the IPP, which would~~  
10 ~~have resulted in an increase or decrease in purchase of service~~  
11 ~~expenditures.~~ *resources.* When adjusting the budget, the IPP team  
12 shall document the specific reason for the adjustment in the IPP.

13 (II) The regional center certifies on the individual budget  
14 document that regional center expenditures for the individual  
15 budget, including any adjustment, would have occurred regardless  
16 of the individual's participation in the Self-Determination Program.

17 (iii) For purposes of clauses (i) and (ii), the amount of the  
18 individual budget shall not be increased to cover the cost of the  
19 independent facilitator.

20 (B) For a participant who is either newly eligible for regional  
21 center services or who does not have 12 months of ~~purchase service~~  
22 ~~expenditures,~~ *services included in the current IPP,* the participant's  
23 individual budget shall be calculated as follows:

24 (i) The IPP team shall identify the services and supports needed  
25 by the participant and available resources, as required by Section  
26 4646.

27 (ii) The regional center shall calculate the cost of providing the  
28 services and supports to be purchased by the regional center by  
29 using the average cost paid by the regional center for each service  
30 or support unless the regional center determines that the consumer  
31 has a unique need that requires a higher or lower cost. The IPP  
32 team also shall document the specific reason for the adjustment in  
33 the IPP. The regional center shall certify on the individual budget  
34 document that this amount would have been expended using  
35 regional center purchase of service funds regardless of the  
36 individual's participation in the Self-Determination Program.

37 (iii) For purposes of clauses (i) and (ii), the amount of the  
38 individual budget shall not be increased to cover the cost of the  
39 independent facilitator.

(2) The amount of the individual budget shall be available to the participant each year for the purchase of program services and supports. An individual budget shall be calculated no more than once in a 12-month period, unless revised to reflect a change in circumstances, needs, or resources of the participant using the process specified in clause (ii) of subparagraph (A) of paragraph (1).

(3) The spending plan shall be assigned to uniform budget categories developed by the department in consultation with stakeholders and distributed according to the timing of the anticipated expenditures in the IPP and in a manner that ensures that the participant has the financial resources to implement the IPP throughout the year.

(4) The department, in consultation with stakeholders, may develop alternative methodologies for individual budgets that are computed in a fair, transparent, and equitable manner and are based on consumer characteristics and needs, and that include a method for adjusting individual budgets to address a participant's change in circumstances or needs.

~~(n) Annually, participants may transfer up to 10 percent of the funds originally distributed to any between service codes and budget category set forth in paragraph (3) of subdivision (m) to another budget category or categories. Transfers in excess of 10 percent of the original amount allocated to any budget category may be made upon the approval of the regional center or the participant's IPP team. categories upon the approval of the regional center or the participant's IPP team. The regional center shall provide timely authorizations to the participant's financial management service.~~

(o) Consistent with the implementation date of the IPP, the IPP team shall annually ascertain from the participant whether there are any circumstances or needs that require a change to the annual individual budget. Based on that review, the IPP team shall calculate a new individual budget consistent with the methodology identified in subdivision (m).

(p) (1) The department, as it determines necessary, may adopt regulations to implement the procedures set forth in this section. Any regulations shall be adopted in accordance with the requirements of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code.

(2) Notwithstanding paragraph (1) and Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code, and only to the extent that all necessary federal approvals are obtained, the department, without taking any further regulatory action, shall implement, interpret, or make specific this section by means of program directives or similar instructions until the time regulations are adopted. It is the intent of the Legislature that the department be allowed this temporary authority as necessary to implement program changes only until completion of the regulatory process.

(q) The department, in consultation with stakeholders, shall develop informational materials about the Self-Determination Program. The department shall ensure that regional centers are trained in the principles of self-determination, the mechanics of the Self-Determination Program, and the rights of consumers and families as candidates for, and participants in, the Self-Determination Program.

(r) Each regional center shall be responsible for implementing the Self-Determination Program as a term of its contract under Section 4629. As part of implementing the program, the regional center shall do all of the following:

(1) Meet the Self-Determination targets approved by the department, meet benchmarks established by the department in areas including timely enrollment, diversity of consumers served, and reduction of disparities in the individual budget of participants from racial and ethnic communities, and be eligible for incentives for exceeding these targets and benchmarks once the department has established a performance incentives program.

(2) Develop and implement an outreach and training plan about the Self-Determination program for the diverse communities served by the regional center, including in congregate settings. Information shall be provided in plain language, in alternative formats and alternative modes of communication and provide language access as required by state and federal law. Obtain input from stakeholders, including consumers and families that reflect the ethnic and language diversity of the regional center's consumers, about the effectiveness of this outreach and training and other activities that may be effective in reducing disparities in these programs.

1 (3) Annually report the enrollment, individual budget data, and  
2 purchase of service expenditure data for the Self-Determination  
3 Program consistent with the criteria in subdivisions (a) to (c),  
4 inclusive, of Section 4519.5.

5 (4) Assist eligible participants and their families in applying for  
6 Medi-Cal, in order to maximize federal funding and assist  
7 interested participants who wish to pursue institutional deeming  
8 in order to qualify for Medi-Cal services.

9 (5) At least annually, in addition to annual certification, conduct  
10 an additional review of all final individual budgets for participants  
11 at the regional center which are at or above a spending threshold  
12 that is specified by the department through directive consistent  
13 with federal and state requirements. This information may be used  
14 in the aggregate to provide training, program guidance, and verify  
15 compliance with state and federal requirements.

16 (6) ~~Review~~ *Certify* the spending plan to verify that goods and  
17 services ~~eligible for federal financial participation are not used to~~  
18 ~~fund goods or services available through generic agencies.~~ *satisfy*  
19 *all of the following:*

20 (A) *Address the individual's desired outcomes identified in the*  
21 *individual program plan.*

22 (B) *Are not available from generic services, as defined by the*  
23 *department.*

24 (C) *Are eligible for federal financial participation.*

25 (7) Contract with local consumer or family-run organizations  
26 and consult with the local volunteer advisory committee established  
27 pursuant to paragraph (1) of subdivision (w) to conduct outreach  
28 through local meetings or forums to consumers and their families  
29 to provide information about the Self-Determination Program and  
30 to help ensure that the program is available to a diverse group of  
31 participants, with special outreach to underserved communities.

32 (8) Collaborate with the local consumer or family-run  
33 organizations identified in paragraph (1) to jointly conduct training  
34 about the Self-Determination Program. The regional center shall  
35 consult with the local volunteer advisory committee established  
36 pursuant to paragraph (1) of subdivision (w) in planning for the  
37 training, and the local volunteer advisory committee may designate  
38 members to represent the advisory committee at the training.

39 (9) Train all service coordinators and fair hearing specialists in  
40 the principles of self-determination, the mechanics of the

1 Self-Determination Program, and the rights of consumers and  
2 families. The training shall be conducted in collaboration with the  
3 local volunteer advisory committee.

4 (10) Provide payment to the financial management services  
5 provider for spending plan expenses through a not less than  
6 semi-monthly pay schedule.

7 (s) The financial management services provider shall provide  
8 the participant and the regional center service coordinator with a  
9 monthly individual budget statement that describes the amount of  
10 funds allocated by budget category, the amount spent in the  
11 previous 30-day period, and the amount of funding that remains  
12 available under the participant's individual budget.

13 (t) Only the financial management services provider is required  
14 to apply for vendorization in accordance with Subchapter 2  
15 (commencing with Section 54300) of Chapter 3 of Division 2 of  
16 Title 17 of the California Code of Regulations for the  
17 Self-Determination Program. All other service and support  
18 providers shall not be on the federal debarment list and shall have  
19 applicable state licenses, certifications, or other state required  
20 documentation, including documentation of any other qualifications  
21 required by the department, but are exempt from the vendorization  
22 requirements set forth in Title 17 of the California Code of  
23 Regulations when serving participants in the Self-Determination  
24 Program.

25 (u) The regional center shall pay the full costs of the  
26 participant's financial management services provider.

27 (v) To protect the health and safety of participants in the  
28 Self-Determination Program, the department shall require a  
29 criminal background check in accordance with all of the following:

30 (1) The department shall issue a program directive that identifies  
31 nonvended providers of services and supports who shall obtain  
32 a criminal background check pursuant to this subdivision. At a  
33 minimum, these staff shall include both of the following:

34 (A) Individuals who provide direct personal care services to a  
35 participant.

36 (B) Other nonvended providers of services and supports for  
37 whom a criminal background check is requested by a participant  
38 or the participant's financial management service.

39 (2) Subject to the procedures and requirements of this  
40 subdivision, the department shall administer criminal background

1 checks consistent with the department's authority and the process  
2 described in Sections 4689.2 to 4689.6, inclusive.

3 (3) The department shall electronically submit to the Department  
4 of Justice fingerprint images and related information required by  
5 the Department of Justice of nonvendored providers of services  
6 and supports, as specified in paragraph (1), for purposes of  
7 obtaining information as to the existence and content of a record  
8 of state or federal convictions and state or federal arrests and also  
9 information as to the existence and content of a record of state or  
10 federal arrests for which the Department of Justice establishes that  
11 the person is free on bail or on their own recognizance pending  
12 trial or appeal.

13 (4) When received, the Department of Justice shall forward to  
14 the Federal Bureau of Investigation requests for federal summary  
15 criminal history information received pursuant to this section. The  
16 Department of Justice shall review the information returned from  
17 the Federal Bureau of Investigation and compile and disseminate  
18 a response to the department.

19 (5) The Department of Justice shall provide a state or federal  
20 response to the department pursuant to paragraph (1) of subdivision  
21 (p) of Section 11105 of the Penal Code.

22 (6) The department shall request from the Department of Justice  
23 subsequent notification service, as provided pursuant to Section  
24 11105.2 of the Penal Code, for persons described in paragraph (1).

25 (7) The Department of Justice shall charge a fee sufficient to  
26 cover the cost of processing the request described in this  
27 subdivision.

28 (8) The fingerprints of any provider of services and supports  
29 who is required to obtain a criminal background check shall be  
30 submitted to the Department of Justice prior to employment. The  
31 costs of the fingerprints and the financial management service's  
32 administrative cost authorized by the department shall be paid by  
33 the services and supports provider or the provider's employing  
34 agency. Any administrative costs incurred by the department  
35 pursuant to this subdivision shall be offset by the funds specified  
36 in subdivision (g).

37 (9) If the criminal record information report shows a criminal  
38 history, the department shall take the steps specified in Section  
39 4689.2. The department may prohibit a provider of services and  
40 supports from becoming employed, or continuing to be employed,

1 based on the criminal background check, as authorized in Section  
2 4689.6. The provider of services and supports who has been denied  
3 employment shall have the rights set forth in Section 4689.6.

4 (10) The department may utilize a current department-issued  
5 criminal record clearance to enable a provider to serve more than  
6 one participant, as long as the criminal record clearance has been  
7 processed through the department and no subsequent arrest  
8 notifications have been received relative to the cleared applicant.

9 (11) Consistent with subdivision (h) of Section 4689.2, the  
10 participant or financial management service that denies or  
11 terminates employment based on written notification from the  
12 department shall not incur civil liability or unemployment insurance  
13 liability.

14 (w) To ensure the effective implementation of the  
15 Self-Determination Program and facilitate the sharing of best  
16 practices and training materials commencing with the  
17 implementation of the Self-Determination Program, local and  
18 statewide advisory committees shall be established as follows:

19 (1) Each regional center shall establish a local volunteer advisory  
20 committee to provide oversight of the Self-Determination Program  
21 and identify a regional center liaison to the committee. The regional  
22 center and the State Council on Developmental Disabilities shall  
23 each appoint one-half of the membership of the committee. The  
24 committee shall consist of the regional center clients' rights  
25 advocate, consumers, family members, and other advocates, and  
26 community leaders, including a representative from a family  
27 resource center. A majority of the committee shall be consumers  
28 and their family members. The committee shall reflect the  
29 multicultural diversity and geographic profile of the catchment  
30 area. The committee shall review the development and ongoing  
31 progress of the Self-Determination Program, including whether  
32 the program advances the principles of self-determination and is  
33 operating consistent with the requirements of this section, and may  
34 make ongoing recommendations for improvement to the regional  
35 center and the department. Annually, the regional center shall  
36 confirm, in writing, that the committee meets the requirements  
37 specified in this paragraph and provide the department with the  
38 name of the staff liaison and the names of the committee members,  
39 the positions they fill on the committee, and which entity appointed  
40 them to the committee.



(2) The State Council on Developmental Disabilities shall form a volunteer committee, to be known as the Statewide Self-Determination Advisory Committee, comprised of the chairs of the 21 local advisory committees or their designees. The council shall convene the Statewide Self-Determination Advisory Committee twice annually, or more frequently in the sole discretion of the council. The Statewide Self-Determination Advisory Committee shall meet by teleconference or other means established by the council to identify self-determination best practices, effective consumer and family training materials, implementation concerns, systemic issues, ways to enhance the program, and recommendations regarding the most effective method for participants to learn of individuals who are available to provide services and supports. The council shall synthesize information received from the Statewide Self-Determination Advisory Committee, local advisory committees, and other sources, share the information with consumers, families, regional centers, and the department, and make recommendations, as appropriate, to increase the program's effectiveness in furthering the principles of self-determination.

(x) The department shall annually provide the following information to the appropriate policy and fiscal committees of the Legislature:

(1) Number and characteristics of participants, by regional center, including the number of participants who entered the program upon movement from a developmental center.

(2) Types and amount of services and supports purchased under the Self-Determination Program, by regional center.

(3) Range and average of individual budgets, by regional center, including adjustments to the budget to address the adjustments permitted in clause (ii) of subparagraph (A) of paragraph (1) of subdivision (m).

(4) The number and outcome of appeals concerning individual budgets, by regional center.

(5) The number and outcome of fair hearing appeals, by regional center.

(6) The number of participants who voluntarily withdraw from the Self-Determination Program and a summary of the reasons why, by regional center.

1 (7) The number of participants who are subsequently determined  
2 to no longer be eligible for the Self-Determination Program and a  
3 summary of the reasons why, by regional center.

4 (y) (1) The State Council on Developmental Disabilities shall  
5 issue an interim report to the Legislature, in compliance with  
6 Section 9795 of the Government Code, no later than June 30, 2021,  
7 on the status of the Self-Determination Program authorized by this  
8 section, barriers to its implementation, and recommendations to  
9 enhance the effectiveness of the program. The interim report shall  
10 provide an update to the program's status, each regional center's  
11 cap on participation and progress toward that cap, the most recent  
12 statewide and per-regional-center participant count, and the  
13 historical trend in the statewide participation count since the start  
14 of the program. The department shall assist in providing available  
15 information to the council in order to facilitate the timely issuance  
16 of the report.

17 (2) The council, in collaboration with the protection and  
18 advocacy agency identified in Section 4900 and the federally  
19 funded University Centers for Excellence in Developmental  
20 Disabilities Education, Research, and Service, may work with  
21 regional centers to survey participants regarding participant  
22 satisfaction under the Self-Determination Program and, when data  
23 is available, the traditional service delivery system, including the  
24 proportion of participants who report that their choices and  
25 decisions are respected and supported and who report that they are  
26 able to recruit and hire qualified service providers, and to identify  
27 barriers to participation and recommendations for improvement.

28 (3) The council, in collaboration with the protection and  
29 advocacy agency identified in Section 4900 and the federally  
30 funded University Centers for Excellence in Developmental  
31 Disabilities Education, Research, and Service, shall issue a report  
32 to the Legislature, in compliance with Section 9795 of the  
33 Government Code, by June 30, 2023, on the status of the  
34 Self-Determination Program authorized by this section, and provide  
35 recommendations to enhance the effectiveness of the program.  
36 This review shall include the program's effectiveness in furthering  
37 the principles of self-determination, including all of the following:

38 (A) Freedom, which includes the ability of adults with  
39 developmental disabilities to exercise the same rights as all citizens  
40 to establish, with freely chosen supporters, family and friends,

1 where they want to live, with whom they want to live, how their  
2 time will be occupied, and who supports them; and for families to  
3 have the freedom to receive unbiased assistance of their own  
4 choosing when developing a plan and to select all personnel and  
5 supports to further the life goals of a minor child.

6 (B) Authority, which includes the ability of a person with a  
7 disability, or family, to control a certain sum of dollars in order to  
8 purchase services and supports of their choosing.

9 (C) Support, which includes the ability to arrange resources and  
10 personnel, both formal and informal, that will assist a person with  
11 a disability to live a life in the community that is rich in community  
12 participation and contributions.

13 (D) Responsibility, which includes the ability of participants to  
14 take responsibility for decisions in their own lives and to be  
15 accountable for the use of public dollars, and to accept a valued  
16 role in their community through, for example, competitive  
17 employment, organizational affiliations, spiritual development,  
18 and general caring of others in their community.

19 (E) Confirmation, which includes confirmation of the critical  
20 role of participants and their families in making decisions in their  
21 own lives and designing and operating the system that they rely  
22 on.

23 *SEC. 9. Section 4688.21 of the Welfare and Institutions Code*  
24 *is amended to read:*

25 4688.21. (a) The Legislature places a high priority on  
26 opportunities for adults with developmental disabilities to choose  
27 and customize day services to meet their individualized needs;  
28 have opportunities to further the development and support of  
29 employment and volunteer activities; direct their services; pursue  
30 postsecondary education; establish and support paid internship  
31 program opportunities; and increase their ability to lead integrated  
32 and inclusive lives. To further these goals, a consumer may choose  
33 a tailored day service or vouchered community-based training  
34 service, in lieu of, or in conjunction with, any other regional center  
35 vendored day program, look-alike day program, supported  
36 employment program, or work activity program.

37 (b) (1) A tailored day service shall include an individualized  
38 service design, as determined through the individual program plan  
39 (IPP), and developed through a person-centered planning process  
40 that reflects and maximizes individual preferences and goals, and

1 approved by the regional center. This service design may include,  
2 but may not be limited to, the following:

3 (A) Fewer days or hours than in the program's approved day  
4 program, look-alike day program, supported employment program,  
5 or work activity program design.

6 (B) Flexibility in the duration, location, including by remote  
7 electronic communications, and intensity of services to meet the  
8 consumer's individualized needs.

9 (C) Prioritize the development or support of competitive,  
10 integrated employment, volunteer activities, or pursuit of  
11 postsecondary education; establish and support paid internship  
12 program opportunities; maximize consumer direction of the service;  
13 and increase the consumer's ability to lead an integrated and  
14 inclusive life.

15 (2) The type and amount of tailored day service shall be  
16 determined through the IPP process, pursuant to Section 4646.  
17 The IPP shall contain, but not be limited to, the following:

18 (A) A detailed description of the consumer's individualized  
19 choices and needs and how these choices and needs will be met.

20 (B) The type and amount of services and staffing needed to  
21 meet the consumer's individualized choices and needs, and unique  
22 health and safety and other needs.

23 (3) The staffing requirements set forth in Section 55756 of Title  
24 17 of the California Code of Regulations and subdivision-~~(t)~~ (p)  
25 of Section 4851 of this code shall not apply to a tailored day  
26 service.

27 (4) Commencing July 1, 2022, *until June 30, 2025, inclusive*,  
28 for vendored programs wishing to offer a tailored day service  
29 option, the hourly rate for the tailored day service option shall be  
30 calculated using a base rate, defined as twice the amount of the  
31 rate model or models for "Community-Based Day, Community  
32 Only, 1:2." The calculation of the rate shall be as follows:

33 (A) Effective July 1, 2022, the hourly rate shall equal 80 percent  
34 of the base rate.

35 (B) The rate established in subparagraph (A) shall remain in  
36 effect pending the department's review, in coordination with  
37 stakeholders, of implementation of this section, as amended by  
38 the act that added this paragraph. The review, to be completed by  
39 June 30, 2024, shall include development of recommendations  
40 that may include, but not be limited to, modifying the scope of the

1 service or establishing a rate model specific to the service. The  
2 department shall provide an update to the Legislature on the status  
3 of the review no later than January 10, 2024.

4 *(5) Commencing on July 1, 2025, for vendored programs*  
5 *wishing to offer a tailored day service option, the hourly rate for*  
6 *the tailored day service option shall be set by the department and*  
7 *posted on its internet website.*

8 ~~(5)~~

9 (6) The hold harmless policy defined in subdivision (d) of  
10 Section 4519.10 shall apply for vendored programs offering a  
11 tailored day service as of June 30, 2022, with an hourly rate that  
12 exceeds the rate calculated ~~in paragraph (4)~~. *pursuant to this*  
13 *subdivision.*

14 ~~(6)~~

15 (7) Tailored day services shall not be delivered on the same day  
16 as any other regional center vendored day program, look-alike day  
17 program, supported employment program, or work activity program  
18 unless all of the following apply:

19 (A) A consumer has a plan identified in their individual program  
20 plan for transitioning from a work activity program to competitive  
21 integrated employment, paid internship, or postsecondary  
22 education.

23 (B) The transition plan is developed through a person-centered  
24 planning process that reflects and maximizes individual preferences  
25 and goals.

26 (C) The duration of the delivery of tailored day services on the  
27 same day or days as a work activity program or supported  
28 employment services is no longer than six months.

29 ~~(7)~~

30 (8) The total monthly hours of tailored day services shall not  
31 exceed the number of days in the month tailored day services are  
32 authorized, multiplied by four.

33 ~~(8)~~

34 (9) The regional center shall ensure that the vendor is capable  
35 of complying with, and will comply with, the consumer's IPP,  
36 individual choice, and health and safety needs.

37 ~~(9)~~

38 (10) Effective July 1, 2011, and prior to the time of development,  
39 review, or modification of a consumer's IPP, regional centers shall  
40 provide information about tailored day service to eligible adult

1 consumers. A consumer may request information about tailored  
2 day services from the regional center at any time and may request  
3 an IPP meeting to secure those services.

4 (c) (1) A vouchered community-based training service is  
5 defined as a consumer-directed service that assists the consumer  
6 in the development of skills required for competitive integrated  
7 employment, the paid internship program, participation in volunteer  
8 activities, or any combination of these, and the assistance necessary  
9 for the consumer to secure employment, a paid internship, or  
10 volunteer positions or pursue secondary education.

11 (2) Implementation of vouchered community-based training  
12 service is contingent upon the approval of the federal Centers for  
13 Medicare and Medicaid Services.

14 (3) Vouchered community-based training service shall be  
15 provided in natural environments in the community, separate from  
16 the consumer's residence.

17 (4) A consumer, parent, or conservator vendored as a vouchered  
18 community-based training service shall utilize the services of a  
19 financial management services (FMS) entity. The regional center  
20 shall provide information about available financial management  
21 services and shall assist the consumer in selecting a FMS vendor  
22 to act as coemployer.

23 (5) A parent or conservator shall not be the direct support worker  
24 employed by the vouchered community-based training service  
25 vendor.

26 (6) If the direct support worker is required to transport the  
27 consumer, the vouchered community-based training service vendor  
28 shall verify that the direct support worker can transport the  
29 consumer safely and has a valid California driver's license and  
30 proof of insurance.

31 (7) The rate for vouchered community-based training service  
32 shall be the most recent rate posted on the department's public  
33 internet website. The rate includes employer-related taxes and all  
34 transportation needed to implement the service, except as described  
35 in paragraph (8). The rate does not include the cost of the FMS.

36 (8) A consumer vendored as a vouchered community-based  
37 training service shall also be eligible for a regional center-funded  
38 bus pass, if appropriate and needed.

1 (9) Vouchered community-based training service shall be limited  
2 to a maximum of 150 hours per quarter. The services to be provided  
3 and the service hours shall be documented in the consumer's IPP.

4 (10) A direct support worker of vouchersed community-based  
5 training service shall be an adult who possesses the skill, training,  
6 and experience necessary to provide services in accordance with  
7 the IPP.

8 (11) Effective July 1, 2011, and prior to the time of development,  
9 review, or modification of a consumer's IPP, regional centers shall  
10 provide information about vouchersed community-based training  
11 service to eligible adult consumers.

12 (12) The type and amount of vouchersed community-based  
13 training service shall be determined through the IPP process  
14 pursuant to Section 4646. The IPP shall contain, but not be limited  
15 to, the following:

16 (A) A detailed description of the consumer's individualized  
17 choices and needs and how these choices and needs will be met.

18 (B) The type and amount of services and staffing needed to  
19 meet the consumer's individualized choices and unique health and  
20 safety and other needs.

21 (d) The department may adopt emergency regulations for  
22 tailored day service or vouchersed community-based training  
23 service. The adoption, amendment, repeal, or readoption of a  
24 regulation authorized by this subdivision is deemed to be necessary  
25 for the immediate preservation of the public peace, health and  
26 safety, or general welfare, for purposes of Sections 11346.1 and  
27 11349.6 of the Government Code, and the department is hereby  
28 exempted from the requirement that it describe specific facts  
29 showing the need for immediate action. A certificate of compliance  
30 for these implementing regulations shall be filed within 24 months  
31 following the adoption of the first emergency regulations filed  
32 pursuant to this subdivision.

33 *SEC. 10. Section 4784 of the Welfare and Institutions Code is*  
34 *repealed.*

35 ~~4784. (a) The department shall assess a monthly fee to parents~~  
36 ~~of children under 18 years of age who are receiving 24-hour~~  
37 ~~out-of-home care services through a regional center or as a resident~~  
38 ~~of a state hospital when the family's gross income is above 200~~  
39 ~~percent of the federal poverty level.~~

~~(b) The monthly parental fees and credits established pursuant to this section shall be exempt from Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code.~~

~~(c) A monthly parental fee described in this section shall be assessed beginning 60 days from the date of the child's placement in 24-hour out-of-home care.~~

~~(d) For the purpose of assessing the fee, parents shall provide income documentation to the department within 30 days of the date the department requested the documentation. Income documentation shall include a copy of a parent's most recent federal tax return or a copy of each parent's most recent paystub or employer-provided earnings statement, issued within 60 days of the date the department requested the documentation. A self-employed parent shall document his or her income by providing a copy of his or her most recent federal tax return. A parent without income documentation shall report and certify his or her income on a form provided by the department.~~

~~(e) (1) The monthly parental fee for parents who timely submit income documentation or from whom the department does not request income documentation shall be as follows:~~

~~(A) Parents who have a family income of 201 percent to 300 percent, inclusive, of the current federal poverty level shall be assessed a monthly fee of 3 percent of their annual gross income, divided by 12.~~

~~(B) Parents who have a family income of 301 percent to 400 percent, inclusive, of the current federal poverty level shall be assessed a monthly fee of 4 percent of their annual gross income, divided by 12.~~

~~(C) Parents who have a family income of 401 percent to 500 percent, inclusive, of the current federal poverty level shall be assessed a monthly fee of 5 percent of their annual gross income, divided by 12.~~

~~(D) Parents who have a family income of 501 percent or more of the current federal poverty level shall be assessed a monthly fee of 6 percent of their annual gross income, divided by 12.~~

~~(2) The monthly parental fee for parents who fail to provide income documentation to the department within 30 days of the date the department requested the documentation shall be equivalent to the maximum monthly cost of caring for a child, as~~



1 determined by the most recent data available from the United States  
2 Department of Agriculture's survey on the cost of raising a child  
3 in the west region. However, if parents whose monthly parental  
4 fee is calculated pursuant to this paragraph later provide the  
5 required income documentation, their monthly parental fee shall  
6 be recalculated pursuant to paragraph (1) and retroactively adjusted  
7 based on the income information provided.

8 (3) ~~A monthly parental fee assessed pursuant to this section~~  
9 ~~shall not exceed the maximum monthly cost of caring for a child,~~  
10 ~~as determined by the most recent data available from the United~~  
11 ~~States Department of Agriculture's survey on the cost of raising~~  
12 ~~a child in the west region, or the cost of the services provided,~~  
13 ~~whichever is less.~~

14 (4) ~~A monthly parental fee assessed pursuant to this section~~  
15 ~~shall be recalculated every 12 months, on the date of the original~~  
16 ~~fee assessment, and within 60 days of the date a parent notifies~~  
17 ~~the department of a change in family income or family size and~~  
18 ~~provides updated income documentation, as described in~~  
19 ~~subdivision (d).~~

20 (5) ~~Parents of children placed in 24-hour out-of-home care prior~~  
21 ~~to July 1, 2016, shall have their initial monthly parental fee~~  
22 ~~calculated, pursuant to the provisions of this section, at the time~~  
23 ~~of their annual fee recalculation, or within 60 days of a parental~~  
24 ~~request for review by the department and receipt of the family's~~  
25 ~~completed family financial statement.~~

26 (6) ~~The department may grant a temporary waiver from paying~~  
27 ~~the monthly parental fee for parents who substantiate, with receipts,~~  
28 ~~an unavoidable and uninsured catastrophic loss with direct~~  
29 ~~economic impact on the family or significant unreimbursed medical~~  
30 ~~costs associated with care for a child who is a regional center~~  
31 ~~consumer.~~

32 (f) ~~Parents who remove their child from 24-hour out-of-home~~  
33 ~~care for a home visit for six or more consecutive hours during a~~  
34 ~~24-hour period shall be entitled to a credit equal to one day of the~~  
35 ~~monthly parental fee. A credit shall be calculated by multiplying~~  
36 ~~the parents' monthly parental fee by 12 and dividing that number~~  
37 ~~by the number of days in the year. In order to receive a credit~~  
38 ~~pursuant to this subdivision, parents shall submit a request to the~~  
39 ~~department that is postmarked no later than 60 days after the day~~

1 for which the credit was earned. Failure to comply with this  
2 requirement will result in a denial of the credit by the department.

3 (g) All fees collected shall be remitted to the State Treasury to  
4 be deposited into the Program Development Fund established in  
5 Chapter 6 (commencing with Section 4670) to provide resources  
6 needed to initiate new programs, consistent with approved priorities  
7 for the program development in the state plan, or to be used by the  
8 department to offset General Fund costs.

9 (h) Parents may appeal a determination of the amount of a  
10 monthly parental fee or the denial or amount of a credit requested  
11 pursuant to subdivision (f) by submitting a written appeal request  
12 to the director within 30 days of the date of the monthly parental  
13 fee confirmation letter or credit confirmation or denial letter. An  
14 appeal pursuant to this subdivision may consider only disputes  
15 concerning the family income used to set the monthly parental fee  
16 and the denial or amount of credit. The director, or his or her  
17 designee shall, within 30 days after receipt of the appeal, review  
18 the assessed monthly parental fee or credit denial or amount for  
19 accuracy and provide written notice of the decision to the appellant.  
20 The director or his or her designee shall, when deciding an appeal  
21 of a monthly parental fee, consider the income documentation and  
22 the calculation of the monthly parental fee described in subdivision  
23 (e). All decisions regarding monthly parental fee appeals shall be  
24 retroactive to the date the appealed monthly parental fee was  
25 assessed.

26 (i) This section shall become operative on July 1, 2016.

27 *SEC. 11. Section 4851 of the Welfare and Institutions Code is*  
28 *amended to read:*

29 4851. The definitions contained in this chapter shall govern  
30 the construction of this chapter, with respect to habilitation services  
31 provided through the regional center, and unless the context  
32 requires otherwise, the following terms shall have the following  
33 meanings:

34 (a) "Habilitation services" means community-based services  
35 purchased or provided for adults with developmental disabilities,  
36 including services provided under the Work Activity Program and  
37 the Supported Employment Program, to prepare and maintain them  
38 at their highest level of vocational functioning, or to prepare them  
39 for referral to vocational rehabilitation services.

1 (b) “Individual program plan” means the overall plan developed  
2 by a regional center pursuant to Section 4646.

3 (c) “Individual habilitation service plan” means the service plan  
4 developed by the habilitation service vendor to meet employment  
5 goals in the individual program plan.

6 (d) “Department” means the State Department of Developmental  
7 Services.

8 (e) “Work activity program” includes, but is not limited to,  
9 sheltered workshops or work activity centers, or community-based  
10 work activity programs certified pursuant to subdivision (f) or  
11 accredited by CARF, ~~the—Rehabilitation Commission on~~  
12 ~~Accreditation—Commission. of Rehabilitation Facilities.~~

13 (f) “Certification” means certification procedures developed by  
14 the Department of Rehabilitation.

15 (g) “Work activity program day” means the period of time  
16 during which a Work Activity Program provides services to  
17 consumers.

18 (h) “Supported employment program” means a program that  
19 meets the requirements of subdivisions (l) to (q), inclusive.

20 (i) “Consumer” means any adult who receives services  
21 purchased under this chapter.

22 (j) “Accreditation” means a determination of compliance with  
23 the set of standards appropriate to the delivery of services by a  
24 work activity program or supported employment program,  
25 developed by CARF, ~~the—Rehabilitation Commission on~~  
26 ~~Accreditation—Commission. of Rehabilitation Facilities,~~ and applied  
27 by the commission or the department.

28 (k) “CARF” means ~~CARF the—Rehabilitation Commission on~~  
29 ~~Accreditation—Commission. of Rehabilitation Facilities.~~

30 (l) “Supported employment” means paid work that is integrated  
31 in the community for individuals with developmental disabilities.

32 (m) “Integrated work” means the engagement of an employee  
33 with a disability in work in a setting typically found in the  
34 community in which individuals interact with individuals without  
35 disabilities other than those who are providing services to those  
36 individuals, to the same extent that individuals without disabilities  
37 in comparable positions interact with other persons.

38 (n) “Supported employment placement” means the employment  
39 of an individual with a developmental disability by an employer  
40 in the community, directly or through contract with a supported

1 employment program. This includes provision of ongoing support  
2 services necessary for the individual to retain employment.

3 (o) “Allowable supported employment services” means the  
4 services approved in the individual program plan and specified in  
5 the individual habilitation service plan for the purpose of achieving  
6 supported employment as an outcome, and may include any of the  
7 following:

8 (1) Job development, to the extent authorized by the regional  
9 center.

10 (2) Program staff time for conducting job analysis of supported  
11 employment opportunities for a specific consumer.

12 (3) Program staff time for the direct supervision or training of  
13 a consumer or consumers while they engage in integrated work  
14 unless other arrangements for consumer supervision, including,  
15 but not limited to, employer supervision reimbursed by the  
16 supported employment program, are approved by the regional  
17 center.

18 (4) Community-based training in adaptive functional and social  
19 skills necessary to ensure job adjustment and retention.

20 (5) Counseling with a consumer’s significant other to ensure  
21 support of a consumer in job adjustment.

22 (6) Advocacy or intervention on behalf of a consumer to resolve  
23 problems affecting the consumer’s work adjustment or retention.

24 (7) Ongoing support services needed to ensure the consumer’s  
25 retention of the job.

26 (p) “Group services” means job coaching in a group supported  
27 employment placement at a job coach-to-consumer ratio of not  
28 less than ~~one-to-three~~ *1 to 2* nor more than ~~one-to-eight~~ *1 to 8*  
29 where services to a minimum of ~~three~~ *two* consumers are funded  
30 by the regional center or the Department of Rehabilitation. For  
31 consumers receiving group services, ~~ongoing support services shall~~  
32 ~~be limited to job coaching and~~ shall be provided at the worksite.

33 (q) “Individualized services” means job coaching and other  
34 supported employment services for regional center-funded  
35 consumers in a supported employment placement at a job  
36 coach-to-consumer ratio of ~~one-to-one~~, *1 to 1*, and that decrease  
37 over time until stabilization is achieved. Individualized services  
38 may be provided on or off the jobsite.

39 *SEC. 12. Section 4857.1 of the Welfare and Institutions Code*  
40 *is amended to read:*

1 4857.1. Regional centers may purchase habilitation services  
2 only from providers who are ~~accredited community nonprofit~~  
3 ~~agencies that provide work activity services or supported~~  
4 ~~employment services, or both, and that have been~~ vendored as  
5 described in Section 4861 and regulations promulgated pursuant  
6 ~~thereto, to that section.~~ Habilitation services providers who, on  
7 July 1, 2004, are providing services to consumers shall be deemed  
8 to be an approved vendor.

9 *SEC. 13. Section 4860 of the Welfare and Institutions Code is*  
10 *amended to read:*

11 4860. (a) (1) The hourly rate for supported employment  
12 ~~services provided to consumers receiving individualized services~~  
13 ~~is thirty-six dollars and fifty-seven cents (\$36.57); shall be set by~~  
14 ~~the department and posted to its internet website.~~

15 (2) Job coach hours spent in travel to consumer worksites may  
16 be reimbursable for individualized services only when the job  
17 coach travels from the vendor's headquarters to the consumer's  
18 worksite or from one consumer's worksite to another, and only  
19 when the travel is one way.

20 (b) The hourly rate for group services ~~is thirty-six dollars and~~  
21 ~~fifty-seven cents (\$36.57); regardless of shall be set by the number~~  
22 ~~of consumers served in the group; department and posted to its~~  
23 ~~internet website.~~ Consumers in a group shall be scheduled to start  
24 and end work at the same time, unless an exception that takes into  
25 consideration the consumer's compensated work schedule is  
26 approved in advance by the regional center. The department, in  
27 consultation with stakeholders, shall adopt regulations to define  
28 the appropriate grounds for granting these exceptions. When the  
29 number of consumers in a supported employment placement group  
30 drops to fewer than the minimum required in subdivision-~~(r)~~ (p)  
31 of Section 4851, the regional center may terminate funding for the  
32 group services in that group, unless, within 90 days, the program  
33 provider adds one or more regional centers, or Department of  
34 Rehabilitation-funded supported employment consumers to the  
35 group.

36 ~~(c) Job coaching hours for group services shall be allocated on~~  
37 ~~a prorated basis between a regional center and the Department of~~  
38 ~~Rehabilitation when regional center and Department of~~  
39 ~~Rehabilitation consumers are served in the same group.~~

40 (d)

(c) When Section 4855 applies, fees shall be authorized for the following:

(1) A three-hundred-sixty-dollar (\$360) fee shall be paid to the program provider upon intake of a consumer into a supported employment program. No fee shall be paid if that consumer completed a supported employment intake process with that same supported employment program within the previous 12 months.

(2) A seven-hundred-twenty-dollar (\$720) fee shall be paid upon placement of a consumer in an integrated job, except that no fee shall be paid if that consumer is placed with another consumer or consumers assigned to the same job coach during the same hours of employment.

(3) A seven-hundred-twenty-dollar (\$720) fee shall be paid after a 90-day retention of a consumer in a job, except that no fee shall be paid if that consumer has been placed with another consumer or consumers, assigned to the same job coach during the same hours of employment.

~~(e)~~

(d) Notwithstanding paragraph (4) of subdivision (a) of Section 4648, the regional center shall pay the supported employment program rates established by this section.

~~(f)~~

(e) The department, with regional center participation, shall conduct an annual survey of providers, in a format determined by the department, to collect the following information:

(1) The number of employment placements in the previous 12 months.

(2) Types of employment in which consumers are placed.

(3) The cost components of the rates in subdivisions (a) and (b), including, but not limited to, the amount used for hourly wages of job coaches, administration, and placement search costs.

(4) The number of hours each consumer works and the consumer's hourly wage.

(5) Any other information determined by the department.

~~(g)~~

(f) In its 2017–18 May Revision fiscal estimate, the department shall describe the results of the survey described in subdivision ~~(f)~~: (e).

*SEC. 14. Section 4861 of the Welfare and Institutions Code is amended to read:*

1     4861. The regional center may vendor new work activity or  
2 supported employment programs, after determining the capacity  
3 of the program to deliver effective services, and assessing the  
4 ability of the program to comply with CARF requirements.

5     (a) Programs that receive the regional center's approval to  
6 provide supported employment services shall receive rates in  
7 accordance with Section 4860.

8     (b) A new work activity program shall receive the ~~statewide~~  
9 ~~average rate, as determined by the department. As soon as the new~~  
10 ~~work activity program has a historical period of not less than three~~  
11 ~~months that is representative of the cost per consumer, as~~  
12 ~~determined by the department, the department shall set the rate in~~  
13 ~~accordance with Section 4859.~~ *posted on the department's internet*  
14 *website.*

15     (c) The regional center may purchase services from new work  
16 activity programs and supported employment programs, even  
17 though the program is not yet accredited by CARF, if all of the  
18 following apply:

19     (1) The vendor can demonstrate that the program is in  
20 compliance with certification standards established by the  
21 Department of Rehabilitation, to allow a period for becoming  
22 CARF accredited.

23     (2) (A) The program commits, in writing, to apply for  
24 accreditation by CARF within three years of the approval to  
25 purchase services by the regional center.

26     (B) CARF shall accredit a program within four years after the  
27 program has been vendored.

28     (d) The regional center may approve or disapprove proposals  
29 submitted by new or existing vendors based on all of the following  
30 criteria to the extent that it is federally permissible:

31     (1) The need for a work activity or supported employment  
32 program.

33     (2) The capacity of the vendor to deliver work activity or  
34 supported employment services effectively.

35     (3) The ability of the vendor to comply with the requirements  
36 of this section.

37     (4) The ability of the vendor to achieve integrated paid work  
38 for consumers served in supported employment.

39     *SEC. 15. Section 4870 of the Welfare and Institutions Code is*  
40 *amended to read:*

1 4870. (a) To encourage competitive integrated employment  
2 opportunities statewide for individuals with developmental  
3 disabilities, the department shall establish guidelines and oversee  
4 a program, to the extent funds are appropriated in the annual  
5 Budget Act for this purpose, to increase paid internship  
6 opportunities for individuals with developmental disabilities that  
7 produce outcomes consistent with the individual program plan.  
8 The department shall consult with the State Council on  
9 Developmental Disabilities, regional centers, employers, supported  
10 employment provider organizations, and clients' rights advocates,  
11 to establish a program that shall be administered by community  
12 service providers and that meets all of the following criteria:

13 (1) Internships shall not exceed 1,040 hours per year for each  
14 individual placed in an internship.

15 (2) Payments for internship hours under this program shall  
16 include all required employer-related costs.

17 (3) Individuals participating in an internship shall be paid at or  
18 above minimum wage and equal to the customary wage paid by  
19 the employer for the same or similar work performed by individuals  
20 who do not have disabilities.

21 (4) A payment of seven hundred fifty dollars (\$750) shall be  
22 made to the regional center service provider if both of the following  
23 apply:

24 (A) On or after July 1, 2021, the regional center provider places  
25 an individual in a paid internship opportunity.

26 (B) That individual remains in the paid internship after 30  
27 consecutive days.

28 (5) An additional payment of one thousand dollars (\$1,000)  
29 shall be made to the regional center provider for an individual  
30 described in paragraph (4) who remains in the paid internship for  
31 60 consecutive days.

32 (6) Placements shall be made into competitive, integrated work  
33 environments.

34 (7) Placements shall be made into internships that develop  
35 vocational skills that will facilitate paid employment opportunities  
36 in the future.

37 (8) Regional centers shall increase awareness of these internships  
38 to consumers outside of current employment programs through  
39 outreach to consumers once the program is implemented, as well  
40 as during the individual program plan process.



1 (b) The department shall require annual reporting by regional  
2 centers and vendors that ensures program accountability and  
3 achievement of program goals. This shall include, but is not limited  
4 to, all of the following:

5 (1) The number of interns placed who might not otherwise have  
6 achieved the placement absent this internship program.

7 (2) Types of employment in which interns are placed.

8 (3) Length of internships.

9 (4) Demographic information of interns.

10 (5) Amount of each intern placement payment.

11 (6) Employment-related supports provided by another agency  
12 or individual to the intern.

13 (7) Number of interns who subsequently entered paid  
14 employment, including salary and benefit information.

15 (8) Any additional information, as determined by the department.

16 (c) (1) The department shall include in its annual May Revision  
17 fiscal estimate a description of the implementation of the program,  
18 including, but not limited to, a description of the stakeholder  
19 consultation, the data described in subdivision (b), aggregated by  
20 regional center and statewide, and any recommendations for  
21 program changes that may be necessary or desirable to maximize  
22 program effectiveness and accountability.

23 (2) It is the intent of the Legislature that the amounts included  
24 in this section be considered for changes or adjustments as part of  
25 the budget process that develops the budget for the 2025–26 fiscal  
26 year.

27 (d) Consistent with the individual program plan, the program  
28 shall increase sustained and appropriate competitive integrated  
29 employment placements by regional center service providers, as  
30 follows:

31 (1) A payment of one thousand dollars (\$1,000) shall be made  
32 to the regional center service provider that, on or after July 1, 2016,  
33 places an individual into competitive integrated employment, and  
34 the individual is still competitively employed after 30 consecutive  
35 days, as described in subdivision (o) of Section 4851 and  
36 subdivision (d) of Section 4868.

37 (2) An additional payment of one thousand two hundred fifty  
38 dollars (\$1,250) shall be made to the regional center service  
39 provider for an individual described in paragraph (1) who remains  
40 in competitive integrated employment for six consecutive months.

(3) An additional payment of one thousand five hundred dollars (\$1,500) shall be made to the regional center service provider for an individual described in paragraphs (1) and (2) who remains in competitive integrated employment for 12 consecutive months.

(4) Notwithstanding paragraphs (1) to (3), inclusive, effective July 1, 2021, until June 30, 2025, the competitive integrated employment incentive payments for each milestone shall be as follows:

(A) A payment of two thousand dollars (\$2,000) if the individual is still engaged in competitive employment after 30 consecutive days, as described in subdivision (o) of Section 4851 and subdivision (d) of Section 4868.

(B) An additional payment of two thousand five hundred dollars (\$2,500), if the individual in subparagraph (A) remains in competitive integrated employment for six consecutive months.

(C) An additional payment of three thousand dollars (\$3,000), if the individual in subparagraph (B) remains in competitive integrated employment for 12 consecutive months.

(e) Regional centers shall annually report to the department the payments for placements pursuant to subdivision (d). The information shall be reported in a format determined by the department, and shall include the number of individuals placed in internships or other employment as described in this section each year.

(f) The payments made pursuant to this section shall not be in addition to the placement payments made pursuant to subdivision ~~(d)~~ (c) of Section 4860.

(g) Regional center service providers that place individuals into internships under subdivision (a) are not eligible for the employment placement incentives under this section, until the individual is transitioned into a competitive integrated employment placement that is not funded as an internship.

*SEC. 16. The sum of two million seven hundred eighty-nine thousand dollars (\$2,789,000) is hereby appropriated from the General Fund to the State Department of Developmental Services for project planning activities at regional centers associated with the Life Outcomes Improvement System. These funds shall be available for encumbrance or expenditure through June 30, 2026.*

*SEC. 17. This act is a bill providing for appropriations related to the Budget Bill within the meaning of subdivision (e) of Section*

1 *12 of Article IV of the California Constitution, has been identified*  
2 *as related to the budget in the Budget Bill, and shall take effect*  
3 *immediately.*

4 ~~SECTION 1. It is the intent of the Legislature to enact statutory~~  
5 ~~changes relating to the Budget Act of 2025.~~

O