



General Assembly

January Session, 2015

Raised Bill No. 6815

LCO No. 549



Referred to Committee on PUBLIC HEALTH

Introduced by:
(PH)

***AN ACT CONCERNING THE DEFINITION AND USE OF THE TERM
"INTELLECTUAL DISABILITY".***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 1-1g of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2015*):

3 (a) [For the purposes of sections 17a-210b and 38a-816, "mental
4 retardation"] Except as otherwise provided by statute, "intellectual
5 disability" means a significant limitation in intellectual functioning and
6 deficits in adaptive behavior that originated during the developmental
7 period before eighteen years of age.

8 [(b) For the purposes of sections 4a-60, 4b-28, 4b-31, 8-2g, 8-3e, 8-
9 119t, 9-159s, 10-91f, 12-81, 17a-210, 17a-210b, 17a-215c, 17a-217 to 17a-
10 218a, inclusive, 17a-220, 17a-226 to 17a-227a, inclusive, 17a-228, 17a-231
11 to 17a-233, inclusive, 17a-247 to 17a-247b, inclusive, 17a-270, 17a-272 to
12 17a-274, inclusive, 17a-276, 17a-277, 17a-281, 17a-282, 17a-580, 17a-593,
13 17a-594, 17a-596, 17b-226, 19a-638, 45a-598, 45a-669, 45a-670, 45a-672,
14 45a-674, 45a-676, 45a-677, 45a-678, 45a-679, 45a-680, 45a-681, 45a-682,

15 45a-683, 46a-11a to 46a-11g, inclusive, 46a-51, 46a-60, 46a-64, 46a-64b,
16 46a-66, 46a-70, 46a-71, 46a-72, 46a-73, 46a-75, 46a-76, 46b-84, 52-146o,
17 53a-46a, 53a-59a, 53a-60b, 53a-60c, 53a-61a, 53a-181i, 53a-320, 53a-321,
18 53a-322, 53a-323, 54-56d and 54-250, "intellectual disability" has the
19 same meaning as "mental retardation" as defined in subsection (a) of
20 this section.]

21 [(c)] (b) As used in subsection (a) of this section, "significant
22 limitation in intellectual functioning" means an intelligence quotient
23 more than two standard deviations below the mean as measured by
24 tests of general intellectual functioning that are individualized,
25 standardized and clinically and culturally appropriate to the
26 individual; and "adaptive behavior" means the effectiveness or degree
27 with which an individual meets the standards of personal
28 independence and social responsibility expected for the individual's
29 age and cultural group as measured by tests that are individualized,
30 standardized and clinically and culturally appropriate to the
31 individual.

32 Sec. 2. Subsection (f) of section 17a-228 of the general statutes is
33 repealed and the following is substituted in lieu thereof (*Effective*
34 *October 1, 2015*):

35 (f) Whenever the Department of Social Services is notified that a
36 facility receiving payments from the Department of Developmental
37 Services under the provisions of this section has been certified as an
38 intermediate care facility for [persons with mental retardation,]
39 individuals with intellectual disabilities, as defined in [42 CFR 440.50]
40 42 CFR 440.150, the Commissioner of Social Services shall notify the
41 Governor and the Governor, with the approval of the Finance
42 Advisory Committee, may transfer from the appropriation for the
43 Department of Developmental Services to the Department of Social
44 Services, sufficient funds to cover the cost of all services previously
45 paid by the Department of Developmental Services that are
46 reimbursable, at the rate established for services provided by such

47 certified facilities. Subsequent budget requests from both departments
48 shall reflect such transfer of responsibility.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2015</i>	1-1g
Sec. 2	<i>October 1, 2015</i>	17a-228(f)

Statement of Purpose:

To replace the obsolete term "mental retardation" with "intellectual disability".

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]