



General Assembly

January Session, 2005

**Amendment**

LCO No. 6809

\*SB0109306809SD0\*

Offered by:  
SEN. MURPHY, 16<sup>th</sup> Dist.

To: Subst. Senate Bill No. 1093      File No. 410      Cal. No. 332

**"AN ACT CONCERNING REVISIONS TO THE DEPARTMENT OF  
MENTAL RETARDATION STATUTES."**

1      Change the effective date of sections 2 and 4 to "Effective from  
2      passage"

3      After the last section, add the following and renumber sections and  
4      internal references accordingly:

5      "Sec. 501. Subsection (b) of section 5-270 of the general statutes is  
6      repealed and the following is substituted in lieu thereof (*Effective July*  
7      *1, 2005*):

8      (b) "Employee" means any employee of an employer, whether or not  
9      in the classified service of the employer, except elected or appointed  
10     officials other than special deputy sheriffs, board and commission  
11     members, disability policy specialists assigned to the Council on  
12     Developmental Disabilities, managerial employees and confidential  
13     employees.

14 Sec. 502. Section 5-198 of the general statutes is amended by adding  
15 subsection (cc) as follows (*Effective July 1, 2005*):

16 (NEW) (cc) Disability policy specialists employed by the Council on  
17 Developmental Disabilities.

18 Sec. 503. Subsection (a) of section 17a-248b of the general statutes is  
19 repealed and the following is substituted in lieu thereof (*Effective from*  
20 *passage*):

21 (a) The lead agency shall establish a State Interagency Birth-to-Three  
22 Coordinating Council and shall provide staff assistance and other  
23 resources to the council. The council shall consist of the following  
24 members, appointed by the Governor: (1) ~~[Six parents,]~~ Parents,  
25 including minority parents, of children with disabilities twelve years of  
26 age or younger, with knowledge of, or experience with, programs for  
27 children from birth to thirty-six months of age with disabilities, the  
28 total number of whom shall equal not less than twenty per cent of the  
29 total membership of the council, and at least one of whom shall be a  
30 parent of a child six years of age or younger, with a disability; (2) two  
31 members of the General Assembly at the time of their appointment,  
32 one of whom shall be designated by the speaker of the House of  
33 Representatives and one of whom shall be designated by the president  
34 pro tempore of the Senate; (3) one person involved in the training of  
35 personnel who provide early intervention services; (4) one person who  
36 is a member of the American Academy of Pediatrics; (5) one person  
37 from each of the participating agencies, who shall be designated by the  
38 commissioner or executive director of the participating agency and  
39 who have authority to engage in policy planning and implementation  
40 on behalf of the participating agency; (6) ~~[five approved]~~ public or  
41 private providers of early intervention services, the total number of  
42 whom shall equal not less than twenty per cent of the total  
43 membership of the council; and (7) a representative of a Head Start  
44 program or agency. The Governor shall designate the chairperson of  
45 the council who shall not be the designee of the lead agency.

46 Sec. 504. (*Effective from passage*) On or before October 1, 2005, the  
47 Department of Mental Retardation and the Office of Protection and  
48 Advocacy for Persons with Disabilities shall jointly develop and  
49 implement an interagency agreement governing communication and  
50 collaboration between said agencies with regard to the investigation of  
51 allegations of abuse and neglect of persons being served by said  
52 agencies and the provision of protective services to such persons. On  
53 or before January 1, 2006, such agreement shall be submitted, in  
54 accordance with the provisions of chapter 54 of the general statutes, to  
55 the joint standing committees of the General Assembly having  
56 cognizance of matters relating to human services and public health.  
57 Such agreement shall ensure that each office carries out investigative  
58 responsibilities and the provision of protective services efficiently and  
59 in a manner calculated to protect the best interests of persons with  
60 disabilities, and shall include, but not be limited to:

61 (1) A statement of common goals and principles;

62 (2) Communication guidelines identifying the individuals within  
63 each agency responsible for communicating information pertaining to  
64 investigations of abuse and neglect and the provision of protective  
65 services;

66 (3) Guidelines identifying the responsibilities of each agency with  
67 respect to investigations of abuse and neglect and the individuals in  
68 each agency who shall carry out such investigative responsibilities;

69 (4) Interagency documentation and reporting procedures;

70 (5) Operational safeguards and security and confidentiality  
71 guidelines, in accordance with applicable federal privacy laws;

72 (6) Dispute resolution procedures; and

73 (7) Standards for reviewing and evaluating third party  
74 investigations."