



General Assembly

Substitute Bill No. 6815

January Session, 2015



**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 Section 1-1g of the general statutes is repealed and the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
6 [and] existing concurrently with deficits in adaptive behavior that
7 originated during the developmental period before eighteen years of
8 age.

9 [(b) For the purposes of sections 4a-60, 4b-28, 4b-31, 8-2g, 8-3e, 8-
10 119t, 9-159s, 10-91f, 12-81, 17a-210, 17a-210b, 17a-215c, 17a-217 to 17a-
11 218a, inclusive, 17a-220, 17a-226 to 17a-227a, inclusive, 17a-228, 17a-231
12 to 17a-233, inclusive, 17a-247 to 17a-247b, inclusive, 17a-270, 17a-272 to
13 17a-274, inclusive, 17a-276, 17a-277, 17a-281, 17a-282, 17a-580, 17a-593,
14 17a-594, 17a-596, 17b-226, 19a-638, 45a-598, 45a-669, 45a-670, 45a-672,
15 45a-674, 45a-676, 45a-677, 45a-678, 45a-679, 45a-680, 45a-681, 45a-682,
16 45a-683, 46a-11a to 46a-11g, inclusive, 46a-51, 46a-60, 46a-64, 46a-64b,
17 46a-66, 46a-70, 46a-71, 46a-72, 46a-73, 46a-75, 46a-76, 46b-84, 52-146o,
18 53a-46a, 53a-59a, 53a-60b, 53a-60c, 53a-61a, 53a-181i, 53a-320, 53a-321,

19 53a-322, 53a-323, 54-56d and 54-250, "intellectual disability" has the
20 same meaning as "mental retardation" as defined in subsection (a) of
21 this section.]

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

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34 repealed and the following is substituted in lieu thereof (*Effective*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

36 (f) Whenever the Department of Social Services is notified that a
37 facility receiving payments from the Department of Developmental
38 Services under the provisions of this section has been certified as an
39 intermediate care facility for [persons with mental retardation,]
40 individuals with intellectual disabilities, as defined in [42 CFR 440.50]
41 42 CFR 440.150, the Commissioner of Social Services shall notify the
42 Governor and the Governor, with the approval of the Finance
43 Advisory Committee, may transfer from the appropriation for the
44 Department of Developmental Services to the Department of Social
45 Services, sufficient funds to cover the cost of all services previously
46 paid by the Department of Developmental Services that are
47 reimbursable, at the rate established for services provided by such
48 certified facilities. Subsequent budget requests from both departments
49 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)

PH *Joint Favorable Subst.*