

AMENDED IN ASSEMBLY AUGUST 15, 2013

AMENDED IN ASSEMBLY AUGUST 5, 2013

AMENDED IN ASSEMBLY JUNE 20, 2013

AMENDED IN SENATE MAY 28, 2013

AMENDED IN SENATE APRIL 1, 2013

SENATE BILL

No. 555

**Introduced by Senator Correa
(Principal coauthor: Senator Padilla)**

February 22, 2013

An act to amend Section 95020 of the Government Code, and to amend Sections 4512, 4642, 4643, and 4646 of the Welfare and Institutions Code, relating to developmental services.

LEGISLATIVE COUNSEL'S DIGEST

SB 555, as amended, Correa. Developmental services: regional centers: individual program plans and individualized family service plans.

Under existing law, the Lanterman Developmental Disabilities Services Act, the State Department of Developmental Services contracts with regional centers to provide services and supports to individuals with developmental disabilities. The services and supports to be provided to a regional center consumer are contained in an individual program plan (IPP) or individualized family service plan (IFSP), developed in accordance with prescribed requirements. Existing law states that it is the intent of the Legislature to ensure that the individual program plan and provision of services and supports by the regional center system is centered on the individual and the family of the individual with

developmental disabilities and takes into account the needs and preferences of the individual and the family, as specified.

This bill would require a regional center to ~~make every reasonable effort to~~ communicate in the family's native language during the IFSP planning ~~process and to provide a copy of the IFSP in the family's native language.~~ *process*. The bill would require the family's native language to be documented in the IFSP. The bill would similarly require a regional center to ~~make every reasonable effort to~~ communicate in the consumer's native language, or, when appropriate, the native language of his or her family, legal guardian, conservator, or authorized representative, during the IPP planning process and to provide a copy of the IPP in the native language of the consumer or his or her family, legal guardian, conservator, or authorized representative, or both. The bill would require the native language of the consumer or his or her family, legal guardian, or authorized representative, or both, to be documented in the IPP.

Under existing law, a person believed to have a developmental disability or to have a high risk of parenting a developmentally disabled infant is eligible for initial intake and assessment in the regional centers, as specified.

This bill would require a regional center to ~~make every reasonable effort to~~ communicate with the consumer and his or her family pursuant to those provisions in their native language.

This bill would make other conforming changes.

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

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

- 1 SECTION 1. The Legislature finds and declares the following:
- 2 (a) California's diverse language and ethnic communities
- 3 account for about 60 percent of its population. The number of
- 4 people in the United States who do not speak English as their native
- 5 language has grown 140 percent over the past three decades. In
- 6 California, about 40 percent of Californians speak a language other
- 7 than English at home, and the number of individuals whose first
- 8 language is not English is rapidly growing.
- 9 (b) Health disparities can result in significant health, social, and
- 10 economic consequences. Culturally and linguistically competent
- 11 health care services can assist in achieving health equity. Health

1 literacy plays a central role in promoting quality of life, health
2 development, and health behaviors across all groups and life stages.

3 (c) To address any disparities in the regional center system, it
4 is the intent of the Legislature that the State Department of
5 Developmental Services and regional centers ensure ~~that all~~
6 ~~consumers and their families receive culturally and linguistically~~
7 ~~competent information, including written documents, about the~~
8 ~~individual program plan and individualized family service plan~~
9 ~~processes and procedures.~~ *both of the following:*

10 (1) *That all consumers and their families receive culturally and*
11 *linguistically competent information, including written documents,*
12 *about the individual program plan and individualized family*
13 *service plan processes and procedures.*

14 (2) *That regional centers comply with Part C of the federal*
15 *Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400*
16 *et seq.) and implementing regulations, and with Sections 11135*
17 *to 11139.7, inclusive, of the Government Code and implementing*
18 *regulations.*

19 SEC. 2. Section 95020 of the Government Code is amended
20 to read:

21 95020. (a) An eligible infant or toddler shall have an
22 individualized family service plan. The individualized family
23 service plan shall be used in place of an individualized education
24 program required pursuant to Sections 4646 and 4646.5 of the
25 Welfare and Institutions Code, the individualized program plan
26 required pursuant to Section 56340 of the Education Code, or any
27 other applicable service plan.

28 (b) For an infant or toddler who has been evaluated for the first
29 time, a meeting to share the results of the evaluation, to determine
30 eligibility and, for children who are eligible, to develop the initial
31 individualized family service plan shall be conducted within 45
32 calendar days of receipt of the written referral. Evaluation results
33 and determination of eligibility may be shared in a meeting with
34 the family prior to the individualized family service plan. Written
35 parent consent to evaluate and assess shall be obtained within the
36 45-day timeline. A regional center, local educational agency, or
37 the designee of one of those entities shall initiate and conduct this
38 meeting. Families shall be afforded the opportunity to participate
39 in all decisions regarding eligibility and services. During intake
40 and assessment, but no later than the individualized family service

1 plan meeting, the parents, legal guardian, or conservator shall
2 provide copies of any health benefit cards under which the
3 consumer is eligible to receive health benefits, including, but not
4 limited to, private health insurance, a health care service plan,
5 Medi-Cal, Medicare, and TRICARE. If the individual, or, where
6 appropriate, the parents, legal guardians, or conservators, have no
7 such benefits, the regional center shall not use that fact to
8 negatively impact the services that the individual may or may not
9 receive from the regional center.

10 (c) Parents shall be fully informed of their rights, including the
11 right to invite another person, including a family member or an
12 advocate or peer parent, or any or all of them, to accompany them
13 to any or all individualized family service plan meetings. With
14 parental consent, a referral shall be made to the local family
15 resource center or network.

16 (d) The individualized family service plan shall be in writing
17 and shall address all of the following:

18 (1) A statement of the infant's or toddler's present levels of
19 physical development including vision, hearing, and health status,
20 cognitive development, communication development, social and
21 emotional development, and adaptive developments.

22 (2) With the concurrence of the family, a statement of the
23 family's concerns, priorities, and resources related to meeting the
24 special developmental needs of the eligible infant or toddler.

25 (3) A statement of the major outcomes expected to be achieved
26 for the infant or toddler and family where services for the family
27 are related to meeting the special developmental needs of the
28 eligible infant or toddler.

29 (4) The criteria, procedures, and timelines used to determine
30 the degree to which progress toward achieving the outcomes is
31 being made and whether modifications or revisions are necessary.

32 (5) (A) A statement of the specific early intervention services
33 necessary to meet the unique needs of the infant or toddler as
34 identified in paragraph (3), including, but not limited to, the
35 frequency, intensity, location, duration, and method of delivering
36 the services, and ways of providing services in natural generic
37 environments, including group training for parents on behavioral
38 intervention techniques in lieu of some or all of the in-home parent
39 training component of the behavior intervention services, and

1 purchase of neighborhood preschool services and needed qualified
2 personnel in lieu of infant development programs.

3 (B) Effective July 1, 2009, at the time of development, review,
4 or modification of an infant's or toddler's individualized family
5 service plan, the regional center shall consider both of the
6 following:

7 (i) The use of group training for parents on behavior intervention
8 techniques, in lieu of some or all of the in-home parent training
9 component of the behavior intervention services.

10 (ii) The purchase of neighborhood preschool services and needed
11 qualified personnel, in lieu of infant development programs.

12 (6) A statement of the agency responsible for providing the
13 identified services.

14 (7) The name of the service coordinator who shall be responsible
15 for facilitating implementation of the plan and coordinating with
16 other agencies and persons.

17 (8) The steps to be taken to ensure transition of the infant or
18 toddler upon reaching three years of age to other appropriate
19 services. These may include, as appropriate, special education or
20 other services offered in natural environments.

21 (9) The projected dates for the initiation of services in paragraph
22 (5) and the anticipated duration of those services.

23 (e) Each service identified on the individualized family service
24 plan shall be designated as one of three types:

25 (1) An early intervention service, as defined in subsection (4)
26 of Section 1432 of Title 20 of the United States Code, and
27 applicable regulations, that is provided or purchased through the
28 regional center, local educational agency, or other participating
29 agency. The State Department of Health Care Services and the
30 State Department of Social Services shall provide services in
31 accordance with state and federal law and applicable regulations,
32 and up to the level of funding as appropriated by the Legislature.
33 Early intervention services identified on an individualized family
34 service plan that exceed the funding, statutory, and regulatory
35 requirements of these departments shall be provided or purchased
36 by regional centers or local educational agencies under subdivisions
37 (b) and (c) of Section 95014. The State Department of Health Care
38 Services and the State Department of Social Services shall not be
39 required to provide early intervention services over their existing
40 funding, statutory, and regulatory requirements.

1 (2) Another service, other than those specified in paragraph (1),
2 which the eligible infant or toddler or his or her family may receive
3 from other state programs, subject to the eligibility standards of
4 those programs.

5 (3) A referral to a nonrequired service that may be provided to
6 an eligible infant or toddler or his or her family. Nonrequired
7 services are those services that are not defined as early intervention
8 services or do not relate to meeting the special developmental
9 needs of an eligible infant or toddler related to the disability, but
10 that may be helpful to the family. The granting or denial of
11 nonrequired services by a public or private agency is not subject
12 to appeal under this title. Notwithstanding any other provision of
13 law or regulation to the contrary, effective July 1, 2009, with the
14 exception of durable medical equipment, regional centers shall not
15 purchase nonrequired services, but may refer a family to a
16 nonrequired service that may be available to an eligible infant or
17 toddler or his or her family.

18 (f) An annual review, and other periodic reviews, of the
19 individualized family service plan for an infant or toddler and the
20 infant's or toddler's family shall be conducted to determine the
21 degree of progress that is being made in achieving the outcomes
22 specified in the plan and whether modification or revision of the
23 outcomes or services is necessary. The frequency, participants,
24 purpose, and required processes for annual and periodic reviews
25 shall be consistent with the statutes and regulations under Part C
26 of the federal Individuals with Disabilities Education Act (20
27 U.S.C. Sec. ~~1431~~ 1400 et seq.) and this title, and shall be specified
28 in regulations adopted pursuant to Section 95028. At the time of
29 the review, the parents, legal guardian, or conservator shall provide
30 copies of any health benefit cards under which the consumer is
31 eligible to receive health benefits, including, but not limited to,
32 private health insurance, a health care service plan, Medi-Cal,
33 Medicare, and TRICARE. If the parents, legal guardian, or
34 conservator have no such benefit cards, the regional center shall
35 not use that fact to negatively impact the services that the individual
36 may or may not receive from the regional center.

37 (g) (1) A regional center shall ~~make every reasonable effort to~~
38 communicate *and provide written materials* in the family's native
39 language during the *assessment, evaluation, and* planning process
40 for the individualized family service plan, ~~including during the~~

1 ~~individualized family service plan meeting, as required by Part C~~
2 ~~of the federal Individuals with Disabilities Education Act (20~~
3 ~~U.S.C. Sec. 1400 et seq.) and implementing regulations, and as~~
4 ~~required by Sections 11135 to 11139.7, inclusive, and implementing~~
5 ~~regulations, including providing alternative communication~~
6 ~~services pursuant to Sections 98210 to 98211, inclusive, of Title~~
7 ~~22 of the California Code of Regulations.~~

8 ~~(2) A regional center shall make every reasonable effort to~~
9 ~~provide a copy of the individualized family service plan in the~~
10 ~~family’s native language.~~

11 ~~(3)~~

12 (2) The family’s native language shall be documented in the
13 individualized family service plan.

14 ~~(4) (A) To ensure compliance with Part C of the federal~~
15 ~~Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400~~
16 ~~et seq.) and implementing regulations, “every reasonable effort”~~
17 ~~shall mean all effort necessary to achieve the stated requirements~~
18 ~~of this subdivision, unless it is clearly not feasible to do so.~~

19 ~~(B) To ensure compliance with Sections 11135 to 11139.5,~~
20 ~~inclusive, and implementing regulations, for any requirement other~~
21 ~~than the requirements under Part C of the federal Individuals with~~
22 ~~Disabilities Education Act and implementing regulations, “every~~
23 ~~reasonable effort” shall mean all effort necessary to achieve the~~
24 ~~stated requirements of this subdivision, unless it is determined that~~
25 ~~the effort would place an undue hardship on the regional center~~
26 ~~pursuant to Sections 11135 to 11139.5, inclusive, and implementing~~
27 ~~regulations. This subdivision shall not limit the procedural~~
28 ~~safeguards provided under Part C of the federal Individuals with~~
29 ~~Disabilities Education Act and implementing regulations.~~

30 SEC. 3. Section 4512 of the Welfare and Institutions Code is
31 amended to read:

32 4512. As used in this division:

33 (a) “Developmental disability” means a disability that originates
34 before an individual attains 18 years of age; continues, or can be
35 expected to continue, indefinitely; and constitutes a substantial
36 disability for that individual. As defined by the Director of
37 Developmental Services, in consultation with the Superintendent
38 of Public Instruction, this term shall include intellectual disability,
39 cerebral palsy, epilepsy, and autism. This term shall also include
40 disabling conditions found to be closely related to intellectual

1 disability or to require treatment similar to that required for
2 individuals with an intellectual disability, but shall not include
3 other handicapping conditions that are solely physical in nature.

4 (b) “Services and supports for persons with developmental
5 disabilities” means specialized services and supports or special
6 adaptations of generic services and supports directed toward the
7 alleviation of a developmental disability or toward the social,
8 personal, physical, or economic habilitation or rehabilitation of an
9 individual with a developmental disability, or toward the
10 achievement and maintenance of independent, productive, and
11 normal lives. The determination of which services and supports
12 are necessary for each consumer shall be made through the
13 individual program plan process. The determination shall be made
14 on the basis of the needs and preferences of the consumer or, when
15 appropriate, the consumer’s family, and shall include consideration
16 of a range of service options proposed by individual program plan
17 participants, the effectiveness of each option in meeting the goals
18 stated in the individual program plan, and the cost-effectiveness
19 of each option. Services and supports listed in the individual
20 program plan may include, but are not limited to, diagnosis,
21 evaluation, treatment, personal care, day care, domiciliary care,
22 special living arrangements, physical, occupational, and speech
23 therapy, training, education, supported and sheltered employment,
24 mental health services, recreation, counseling of the individual
25 with a developmental disability and of his or her family, protective
26 and other social and sociolegal services, information and referral
27 services, follow-along services, adaptive equipment and supplies,
28 advocacy assistance, including self-advocacy training, facilitation
29 and peer advocates, assessment, assistance in locating a home,
30 child care, behavior training and behavior modification programs,
31 camping, community integration services, community support,
32 daily living skills training, emergency and crisis intervention,
33 facilitating circles of support, habilitation, homemaker services,
34 infant stimulation programs, paid roommates, paid neighbors,
35 respite, short-term out-of-home care, social skills training,
36 specialized medical and dental care, supported living arrangements,
37 technical and financial assistance, travel training, training for
38 parents of children with developmental disabilities, training for
39 parents with developmental disabilities, vouchers, and
40 transportation services necessary to ensure delivery of services to

1 persons with developmental disabilities. Nothing in this subdivision
2 is intended to expand or authorize a new or different service or
3 support for any consumer unless that service or support is contained
4 in his or her individual program plan.

5 (c) Notwithstanding subdivisions (a) and (b), for any
6 organization or agency receiving federal financial participation
7 under the federal Developmental Disabilities Assistance and Bill
8 of Rights Act of 2000, as amended, “developmental disability”
9 and “services for persons with developmental disabilities” mean
10 the terms as defined in the federal act to the extent required by
11 federal law.

12 (d) “Consumer” means a person who has a disability that meets
13 the definition of developmental disability set forth in subdivision
14 (a).

15 (e) “Natural supports” means personal associations and
16 relationships typically developed in the community that enhance
17 the quality and security of life for people, including, but not limited
18 to, family relationships, friendships reflecting the diversity of the
19 neighborhood and the community, associations with fellow students
20 or employees in regular classrooms and workplaces, and
21 associations developed through participation in clubs,
22 organizations, and other civic activities.

23 (f) “Circle of support” means a committed group of community
24 members, who may include family members, meeting regularly
25 with an individual with developmental disabilities in order to share
26 experiences, promote autonomy and community involvement, and
27 assist the individual in establishing and maintaining natural
28 supports. A circle of support generally includes a plurality of
29 members who neither provide nor receive services or supports for
30 persons with developmental disabilities and who do not receive
31 payment for participation in the circle of support.

32 (g) “Facilitation” means the use of modified or adapted
33 materials, special instructions, equipment, or personal assistance
34 by an individual, such as assistance with communications, that
35 will enable a consumer to understand and participate to the
36 maximum extent possible in the decisions and choices that effect
37 his or her life.

38 (h) “Family support services” means services and supports that
39 are provided to a child with developmental disabilities or his or

1 her family and that contribute to the ability of the family to reside
2 together.

3 (i) “Voucher” means any authorized alternative form of service
4 delivery in which the consumer or family member is provided with
5 a payment, coupon, chit, or other form of authorization that enables
6 the consumer or family member to choose his or her own service
7 provider.

8 (j) “Planning team” means the individual with developmental
9 disabilities, the parents or legally appointed guardian of a minor
10 consumer or the legally appointed conservator of an adult
11 consumer, the authorized representative, including those appointed
12 pursuant to subdivision (d) of Section 4548 and subdivision (e) of
13 Section 4705, one or more regional center representatives,
14 including the designated regional center service coordinator
15 pursuant to subdivision (b) of Section 4640.7, any individual,
16 including a service provider, invited by the consumer, the parents
17 or legally appointed guardian of a minor consumer or the legally
18 appointed conservator of an adult consumer, or the authorized
19 representative, including those appointed pursuant to subdivision
20 (d) of Section 4548 and subdivision (e) of Section 4705, and
21 including a minor’s, dependent’s, or ward’s court-appointed
22 developmental services decisionmaker appointed pursuant to
23 Section 319, 361, or 726.

24 (k) “Stakeholder organizations” means statewide organizations
25 representing the interests of consumers, family members, service
26 providers, and statewide advocacy organizations.

27 (l) “Substantial disability” means the existence of significant
28 functional limitations in three or more of the following areas of
29 major life activity, as determined by a regional center, and as
30 appropriate to the age of the person:

- 31 (1) Self-care.
- 32 (2) Receptive and expressive language.
- 33 (3) Learning.
- 34 (4) Mobility.
- 35 (5) Self-direction.
- 36 (6) Capacity for independent living.
- 37 (7) Economic self-sufficiency.

38 Any reassessment of substantial disability for purposes of
39 continuing eligibility shall utilize the same criteria under which
40 the individual was originally made eligible.

1 (m) “Native language” means the language normally used or
2 the preferred language identified by the individual and, when
3 appropriate, his or her parent, legal guardian or conservator, or
4 authorized representative.

5 ~~(n) To ensure compliance with Sections 11135 to 11139.5,~~
6 ~~inclusive, of the Government Code and implementing regulations,~~
7 ~~“every reasonable effort” means all effort necessary to achieve the~~
8 ~~stated requirements of the applicable provisions of this division,~~
9 ~~unless it is determined that the effort would place an undue~~
10 ~~hardship on the regional center pursuant to Sections 11135 to~~
11 ~~11139.5, inclusive, of the Government Code and implementing~~
12 ~~regulations. This subdivision shall not limit the rights established~~
13 ~~in Chapter 7 (commencing with Section 4700).~~

14 SEC. 4. Section 4642 of the Welfare and Institutions Code is
15 amended to read:

16 4642. (a) (1) Any person believed to have a developmental
17 disability, and any person believed to have a high risk of parenting
18 a developmentally disabled infant shall be eligible for initial intake
19 and assessment services in the regional centers. In addition, any
20 infant having a high risk of becoming developmentally disabled
21 may be eligible for initial intake and assessment services in the
22 regional centers. For purposes of this section, “high-risk infant”
23 means a child less than 36 months of age whose genetic, medical,
24 or environmental history is predictive of a substantially greater
25 risk for developmental disability than that for the general
26 population. The department, in consultation with the State
27 Department of Public Health, shall develop specific risk and service
28 criteria for the high-risk infant program on or before July 1, 1983.
29 These criteria may be modified in subsequent years based on
30 analysis of actual clinical experience.

31 (2) Initial intake shall be performed within 15 working days
32 following request for assistance. Initial intake shall include, but
33 need not be limited to, information and advice about the nature
34 and availability of services provided by the regional center and by
35 other agencies in the community, including guardianship,
36 conservatorship, income maintenance, mental health, housing,
37 education, work activity and vocational training, medical, dental,
38 recreational, and other services or programs that may be useful to
39 persons with developmental disabilities or their families. Intake
40 shall also include a decision to provide assessment.

1 (b) A regional center shall ~~make every reasonable effort to~~
2 communicate with the consumer and his or her family pursuant to
3 this section in their native ~~language.~~ *language, including providing*
4 *alternative communication services, as required by Sections 11135*
5 *to 11139.7, inclusive, of the Government Code and implementing*
6 *regulations.*

7 SEC. 5. Section 4643 of the Welfare and Institutions Code is
8 amended to read:

9 4643. (a) If assessment is needed, the assessment shall be
10 performed within 120 days following initial intake. Assessment
11 shall be performed as soon as possible and in no event more than
12 60 days following initial intake where any delay would expose the
13 client to unnecessary risk to his or her health and safety or to
14 significant further delay in mental or physical development, or the
15 client would be at imminent risk of placement in a more restrictive
16 environment. Assessment may include collection and review of
17 available historical diagnostic data, provision or procurement of
18 necessary tests and evaluations, and summarization of
19 developmental levels and service needs and is conditional upon
20 receipt of the release of information specified in subdivision (b).

21 (b) In determining if an individual meets the definition of
22 developmental disability contained in subdivision (a) of Section
23 4512, the regional center may consider evaluations and tests,
24 including, but not limited to, intelligence tests, adaptive functioning
25 tests, neurological and neuropsychological tests, diagnostic tests
26 performed by a physician, psychiatric tests, and other tests or
27 evaluations that have been performed by, and are available from,
28 other sources.

29 (c) At the time of assessment, the individual, or, where
30 appropriate, the parents, legal guardian, or conservator, shall
31 provide copies of any health benefit cards under which the
32 consumer is eligible to receive health benefits, including, but not
33 limited to, private health insurance, a health care service plan,
34 Medi-Cal, Medicare, and TRICARE. If the individual, or where
35 appropriate, the parents, legal guardians, or conservators, have no
36 such benefits, the regional center shall not use that fact to
37 negatively impact the services that the individual may or may not
38 receive from the regional center.

39 (d) A regional center shall ~~make every reasonable effort to~~
40 communicate with the consumer and his or her family pursuant to

1 this section in their native ~~language~~ *language, including providing*
2 *alternative communication services, as required by Sections 11135*
3 *to 11139.7, inclusive, of the Government Code and implementing*
4 *regulations.*

5 SEC. 6. Section 4646 of the Welfare and Institutions Code is
6 amended to read:

7 4646. (a) It is the intent of the Legislature to ensure that the
8 individual program plan and provision of services and supports
9 by the regional center system is centered on the individual and the
10 family of the individual with developmental disabilities and takes
11 into account the needs and preferences of the individual and the
12 family, where appropriate, as well as promoting community
13 integration, independent, productive, and normal lives, and stable
14 and healthy environments. It is the further intent of the Legislature
15 to ensure that the provision of services to consumers and their
16 families be effective in meeting the goals stated in the individual
17 program plan, reflect the preferences and choices of the consumer,
18 and reflect the cost-effective use of public resources.

19 (b) The individual program plan is developed through a process
20 of individualized needs determination. The individual with
21 developmental disabilities and, where appropriate, his or her
22 parents, legal guardian or conservator, or authorized representative,
23 shall have the opportunity to actively participate in the development
24 of the plan.

25 (c) An individual program plan shall be developed for any
26 person who, following intake and assessment, is found to be
27 eligible for regional center services. These plans shall be completed
28 within 60 days of the completion of the assessment. At the time
29 of intake, the regional center shall inform the consumer and, where
30 appropriate, his or her parents, legal guardian or conservator, or
31 authorized representative, of the services available through the
32 local area board and the protection and advocacy agency designated
33 by the Governor pursuant to federal law, and shall provide the
34 address and telephone numbers of those agencies.

35 (d) Individual program plans shall be prepared jointly by the
36 planning team. Decisions concerning the consumer's goals,
37 objectives, and services and supports that will be included in the
38 consumer's individual program plan and purchased by the regional
39 center or obtained from generic agencies shall be made by
40 agreement between the regional center representative and the

1 consumer or, where appropriate, the parents, legal guardian,
2 conservator, or authorized representative at the program plan
3 meeting.

4 (e) Regional centers shall comply with the request of a
5 consumer, or when appropriate, the request of his or her parents,
6 legal guardian, conservator, or authorized representative, that a
7 designated representative receive written notice of all meetings to
8 develop or revise his or her individual program plan and of all
9 notices sent to the consumer pursuant to Section 4710. The
10 designated representative may be a parent or family member.

11 (f) If a final agreement regarding the services and supports to
12 be provided to the consumer cannot be reached at a program plan
13 meeting, then a subsequent program plan meeting shall be
14 convened within 15 days, or later at the request of the consumer
15 or, when appropriate, the parents, legal guardian, conservator, or
16 authorized representative or when agreed to by the planning team.
17 Additional program plan meetings may be held with the agreement
18 of the regional center representative and the consumer or, where
19 appropriate, the parents, legal guardian, conservator, or authorized
20 representative.

21 (g) An authorized representative of the regional center and the
22 consumer or, when appropriate, his or her parent, legal guardian,
23 conservator, or authorized representative shall sign the individual
24 program plan prior to its implementation. If the consumer or, when
25 appropriate, his or her parent, legal guardian, conservator, or
26 authorized representative, does not agree with all components of
27 the plan, he or she may indicate that disagreement on the plan.
28 Disagreement with specific plan components shall not prohibit the
29 implementation of services and supports agreed to by the consumer
30 or, when appropriate, his or her parent, legal guardian, conservator,
31 or authorized representative. If the consumer or, when appropriate,
32 his or her parent, legal guardian, conservator, or authorized
33 representative, does not agree with the plan in whole or in part, he
34 or she shall be sent written notice of the fair hearing rights, as
35 required by Section 4701.

36 (h) (1) A regional center shall ~~make every reasonable effort to~~
37 communicate in the consumer's native language, or, when
38 appropriate, the native language of his or her family, legal guardian,
39 conservator, or authorized representative, during the planning
40 process for the individual program plan, including during the

1 program plan ~~meeting~~; *meeting, and including providing alternative*
2 *communication services, as required by Sections 11135 to 11139.7,*
3 *inclusive, of the Government Code and implementing regulations.*

4 (2) A regional center shall ~~make every reasonable effort to~~
5 *provide alternative communication services, including providing*
6 *a copy of the individual program plan in the native language of*
7 *the consumer or his or her family, legal guardian, conservator, or*
8 *authorized representative, or ~~both~~; both, as required by Sections*
9 *11135 to 11139.7, inclusive, of the Government Code and*
10 *implementing regulations.*

11 (3) The native language of the consumer or his or her family,
12 legal guardian, conservator, or authorized representative, or both,
13 shall be documented in the individual program plan.