

AMENDED IN SENATE APRIL 24, 2014
AMENDED IN SENATE MARCH 26, 2014

SENATE BILL

No. 1344

Introduced by Senator Evans

February 21, 2014

An act to add Section 4474.10 to the Welfare and Institutions Code, relating to developmental services.

LEGISLATIVE COUNSEL'S DIGEST

SB 1344, as amended, Evans. Developmental services: Sonoma Developmental Center.

Existing law vests in the State Department of Developmental Services jurisdiction over specified state hospitals, referred to as developmental centers, which provide residential care to persons with developmental disabilities. Existing law requires the State Department of Developmental Services to comply with procedural requirements when closing a developmental center, including submitting a plan to the Legislature and holding at least one public hearing.

This bill would require the department to establish the Sonoma Developmental Center as the center of last resort for Northern California. The bill would require the department to confer and cooperate with the County of Sonoma to develop a detailed action plan, as specified, prior to establishing the Sonoma Developmental Center as a center of last resort and would require the County of Sonoma to ensure the inclusion and participation of certain community entities, including consumers living in the developmental center *and the State Council on Developmental Disabilities*. By imposing additional duties on the County of Sonoma, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

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

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

1 SECTION 1. The Legislature finds and declares ~~both~~ of the
 2 following:

3 ~~(a) It~~
 4 *It* is the intent of this act to establish a formal communication
 5 process between the State Department of Developmental Services
 6 and the community within and surrounding the Sonoma
 7 Developmental Center in order to ensure that all stakeholders are
 8 involved in the process of determining the future of the Sonoma
 9 Developmental Center.

10 ~~(b) There is a population within the developmentally disabled~~
 11 ~~community for whom community placement may not be~~
 12 ~~appropriate and this act is necessary to best meet the unique~~
 13 ~~medical and behavioral needs of the residents of the Sonoma~~
 14 ~~Developmental Center.~~

15 SEC. 2. Section 4474.10 is added to the Welfare and
 16 Institutions Code, to read:

17 4474.10. (a) The department shall establish the Sonoma
 18 Developmental Center as the center of last resort for northern
 19 California.

20 (b) (1) Prior to implementing subdivision (a), the department
 21 shall confer and cooperate with the County of Sonoma, as the lead
 22 local agency, to develop a detailed action plan. The County of
 23 Sonoma shall ensure inclusion and participation in developing the
 24 action plan of community entities, including, but not limited to,
 25 ~~the following:~~

26 ~~(A) Consumers consumers~~ living in the developmental center.
 27 ~~(B) Parents, center, parents,~~ family members, guardians, and
 28 conservators of persons living in the developmental center or their

1 representative organizations, including, but not limited to, the
2 Parent Hospital Association of Sonoma Developmental Center.

3 ~~(C) Developmental Center, developmental center employees~~
4 ~~and employee organizations.~~

5 ~~(D) The organizations, the local regional center, the~~
6 ~~State Council on Developmental Disabilities, the Association of~~
7 ~~Regional Center Agencies, the protection and advocacy agency~~
8 ~~specified in Section 4901, the local area board on developmental~~
9 ~~disabilities, the local regional center, persons with developmental~~
10 ~~disabilities living in the community, community care providers,~~
11 ~~the affected city and county governments, and business and civic~~
12 ~~organizations, as may be recommended by local state Senate and~~
13 ~~Assembly representatives.~~

14 (2) The action plan developed pursuant to paragraph (1) may
15 address all of the following:

16 (A) The appropriate strategy to ensure that the best Medi-Cal
17 funding structure is available to a consumer, wherever he or she
18 may live, who transitions from the Sonoma Developmental Center
19 as a result of the implementation of subdivision (a).

20 (B) A program for the placement of staff of the Sonoma
21 Developmental Center who may be displaced as a result of the
22 implementation of subdivision (a) in similar positions in programs
23 operated by, or through contract with, the county, regional centers,
24 or other state departments.

25 (C) The disposition and reuse of medical and housing facilities
26 located on Sonoma Developmental Center grounds, including, but
27 not limited to, the reuse of land and open space that is a part of the
28 Sonoma Developmental Center campus, that may no longer be
29 required for the operation of the Sonoma Developmental Center
30 as a result of the implementation of subdivision (a).

31 (c) For the purposes of this section, “center of last resort” means
32 a developmental center that provides services to a small population
33 of residents for whom community placement has been deemed
34 insufficient.

35 SEC. 3. If the Commission on State Mandates determines that
36 this act contains costs mandated by the state, reimbursement to
37 local agencies and school districts for those costs shall be made

- 1 pursuant to Part 7 (commencing with Section 17500) of Division
- 2 4 of Title 2 of the Government Code.

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