

AMENDED IN ASSEMBLY AUGUST 15, 2016

AMENDED IN SENATE MAY 31, 2016

AMENDED IN SENATE APRIL 14, 2016

AMENDED IN SENATE MARCH 28, 2016

**SENATE BILL**

**No. 982**

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**Introduced by Senator McGuire**

February 10, 2016

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An act to add Section 4474.12 to the Welfare and Institutions Code, relating to developmental services.

LEGISLATIVE COUNSEL'S DIGEST

SB 982, as amended, McGuire. State Department of Developmental Services: developmental centers.

Existing law vests in the State Department of Developmental Services jurisdiction over state hospitals referred to as developmental centers for the provision of residential care to individuals with developmental disabilities, including the Sonoma Developmental Center, the Fairview Developmental Center, and the Porterville Developmental Center, as specified. Existing law requires the department to comply with procedural requirements when closing a developmental center. Existing law required, on or before October 1, 2015, the State Department of Developmental Services to submit to the Legislature a plan or plans to close one or more developmental centers.

This bill would require the department to ~~contract for a longitudinal study, commencing July 1, 2017, to, among other things, assess the quality of life and outcomes of developmental center residents who relocate from the Sonoma Developmental Center, the Fairview Developmental Center, and the general treatment area of the Porterville~~

~~Developmental Center as a result of the closure of those centers and to make specified recommendations. The bill would specify the qualifications and duties of the contractor, as specified. seek to modify the contract in existence on January 1, 2017, for the conduct of a movers longitudinal study to include specified requirements, including, among others, a requirement that at least 250 individuals who meet certain criteria participate in the study. The bill would require the department to annually submit interim reports to the Legislature regarding the study at the end of the first and second years of the study. The bill would require, upon the completion of the study, the department to submit the study to the Legislature, as specified.~~

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

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

1 SECTION 1. It is the intent of the Legislature to ensure the  
 2 appropriate transition of consumers currently living in  
 3 developmental centers from those centers to community living  
 4 arrangements as a result of the closure of the Sonoma  
 5 Developmental Center, the Fairview Developmental Center, and  
 6 the general treatment area of the Porterville Developmental Center.  
 7 It is the further intent of the Legislature to measure the unique  
 8 needs of people transitioning from developmental centers, including  
 9 providing information about the quality of life, satisfaction with  
 10 services, the degree to which the individuals achieve their goals,  
 11 and other measures as determined by the department.  
 12 SEC. 2. Section 4474.12 is added to the Welfare and  
 13 Institutions Code, immediately following Section 4474.11, to read:  
 14 ~~4474.12. (a) To ensure that persons with developmental~~  
 15 ~~disabilities who are moved from developmental centers to the~~  
 16 ~~community are receiving necessary services and supports, the~~  
 17 ~~department shall contract with an independent agency or~~  
 18 ~~organization for a longitudinal study, commencing July 1, 2017,~~  
 19 ~~to assess the quality of life and outcomes of developmental center~~  
 20 ~~residents who relocate from the Sonoma Developmental Center,~~  
 21 ~~the Fairview Developmental Center, and the general treatment~~  
 22 ~~area of the Porterville Developmental Center, as those institutions~~  
 23 ~~are identified in Sections 4440 and 4440.5, as a result of the closure~~  
 24 ~~of those centers. The study shall supplement the quality assessment~~

1 system established by Section 4571 and make recommendations  
2 regarding improving health and safety, choice, integration, and  
3 other similar factors based on the data collected. The study shall  
4 be conducted each year concerning residents who move from the  
5 developmental centers until two years following the date the last  
6 resident moves from the developmental centers.

7 (b) The contractor shall be experienced in all of the following:

8 (1) Designing valid tracking instruments.

9 (2) Tracking the quality of community programs, including  
10 outcome-based measures such as health and safety, quality of life,  
11 integration, choice, and consumer satisfaction.

12 (3) Tracking the quality and appropriateness of community  
13 placements for persons moving from large institutions into  
14 community settings.

15 (4) Developing data systems.

16 (5) Data analysis and report preparation.

17 (e) (1) The contractor shall measure consumer and family  
18 satisfaction with services provided, including case management  
19 and quality of life, including, but not limited to, health and safety,  
20 independence, productivity, integration, opportunities for choice,  
21 and delivery of needed services.

22 (2) The contractor shall meet with each person, and the person's  
23 family, or legal guardian or conservator, when appropriate, no less  
24 than once per year to discuss quality of life and observe the  
25 person's services and supports.

26 (3) In cases in which the consumer is not capable of  
27 communicating his or her responses, and in which a family  
28 member, or legal guardian or conservator, is not involved, the  
29 contractor shall meet with no fewer than two persons familiar with  
30 the consumer. Additionally, the contractor shall interview staff  
31 and friends who know the consumer best and review records, as  
32 appropriate, and shall use any data concerning the consumer  
33 collected through the quality assurance instrument pursuant to  
34 Section 4571.

35 (d) The contract may be satisfied by the same contractor used  
36 by the department to implement the quality assurance instrument  
37 pursuant to Section 4571, if appropriate.

38 4474.12. (a) *The department shall seek to modify the contract*  
39 *in existence on January 1, 2017, for the conduct of a movers*  
40 *longitudinal study to include all of the following:*

- 1 (1) A requirement that at least 250 individuals who meet the  
2 following criteria participate in the study:
- 3 (A) Volunteered to participate in the study.
- 4 (B) Proportionately selected from among individuals who have  
5 moved into the community from Sonoma Developmental Center,  
6 Fairview Developmental Center, or Porterville Developmental  
7 Center.
- 8 (C) Proportionately selected from among individuals who have  
9 moved into the community at different stages of the closure process.
- 10 (2) A requirement that the study follow a sample of individuals  
11 described in paragraph (1) for a two-year period after the  
12 individual moves into the community from the developmental  
13 center.
- 14 (3) A requirement that the study include individuals who move  
15 into the community from a developmental center during the first  
16 year of the study, and during each subsequent year of the study,  
17 until the developmental centers identified in subparagraph (B) of  
18 paragraph (1) close.
- 19 (4) A requirement that researchers conducting the study meet  
20 with each individual participating in the study at intervals of three  
21 months, six months, one year, and two years following the person's  
22 move into the community from the developmental center to discuss  
23 the individual's quality of life and services and supports.
- 24 (b) The movers longitudinal study described in this section is  
25 one element of the quality assurance instrument required pursuant  
26 to Section 4571.
- 27 (e)
- 28 (c) (1) For purposes of conducting the study, the department  
29 shall maintain and update the addresses of, and contact information  
30 for, former residents of the centers who relocated as a result of the  
31 closure of the centers.
- 32 (2) The department shall ensure, to the extent permitted by law,  
33 that researchers conducting the study have access to data and other  
34 information necessary to conduct the study, including the addresses  
35 of, and contact information for, former residents of the centers  
36 who relocated due to the closure of the centers.
- 37 (f)
- 38 (d) The department shall *annually* submit interim reports to the  
39 Legislature regarding the study ~~at the end of the first and second~~  
40 ~~years of the study~~, in accordance with the requirements of Section

1 9795 of the Government Code. *The reports shall include*  
2 *information about consumer and family satisfaction and adequacy*  
3 *of community services.* Upon the completion of the study as  
4 described in subdivision (a), the department shall submit the study  
5 to the Legislature, in accordance with the requirements of Section  
6 9795 of the Government Code.

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