

AMENDED IN ASSEMBLY APRIL 23, 1996

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CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

ASSEMBLY BILL

No. 2322

Introduced by Assembly Member Bates

February 15, 1996

An act to add Section 17732.1 to the Welfare and Institutions Code, relating to developmental disabilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 2322, as amended, Bates. Children with special health care needs.

Existing law provides for the delivery of specified services to persons with developmental disabilities through regional centers.

Existing law requires the State Department of Social Services to develop a program to establish specialized foster care homes for children with special health care needs and authorizes counties and regional centers to place these children. Existing law defines "child with special health care needs" to include, among others, a child who has a developmental disability and is receiving services and case management from a regional center.

This bill would permit a child with special health care needs to remain in a specialized foster care home after the age of 18 years and until completion of his or her publicly funded educational program, if certain conditions are met.

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. Section 17732.1 is added to the Welfare
2 and Institutions Code, to read:

3 17732.1. A child with special health care needs may
4 remain in a specialized foster care home after the age of
5 18 years, and until he or she has completed his or her
6 publicly funded educational program, if ~~both~~ *all* of the
7 following requirements are met:

8 (a) The child was a resident in the home prior to the
9 age of 18.

10 (b) A determination regarding whether the child may
11 remain as a resident after the age of 18 years is made
12 through the agreement of all parties involved, including
13 the resident, the foster parent, the foster family agency
14 social worker, the resident’s regional center case
15 manager, the resident’s parent, legal guardian, or
16 conservator, as appropriate. This determination shall
17 include a needs and service plan that contains an
18 assessment of the child’s needs and of continued
19 compatibility with the other children in placement. The
20 needs and service plan shall be completed within the six
21 months prior to the child’s 18th birthday. The assessment
22 shall be documented and maintained in the child’s file
23 with the specialized health care home.

24 (c) *The State Department of Developmental Services*
25 *and regional center monitor and supervise the home to*
26 *ensure the continued health and safety of the*
27 *developmentally disabled adult with special health care*
28 *needs.*

29 (d) *The specialized foster care home carries adequate*
30 *liability insurance.*

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