

AMENDED IN SENATE APRIL 9, 2012

SENATE BILL

No. 1392

Introduced by ~~Senator~~ *Senators Pavley and Rubio*

February 24, 2012

An act to add Section 11011.22 to the Government Code, relating to developmental services.

LEGISLATIVE COUNSEL'S DIGEST

SB 1392, as amended, Pavley. Developmental services.

Existing law, ~~the Lanterman Developmental Disabilities Services Act, authorizes the~~ *establishes several developmental centers within the jurisdiction of the State Department of Developmental Services to contract with regional centers to provide services and supports to individuals with developmental disabilities.*

~~This bill would declare the intent of the Legislature to enact legislation relating to the delivery of services to Californians with developmental disabilities.~~

This bill would require, if a specified developmental center is determined to no longer meet the needs of the state for directly serving persons with developmental disabilities, that the real property within the grounds of the developmental center be made available for lease and be leased, subject to certain other leases, to generate revenue for deposit into the Californians with Developmental Disabilities Fund, which the bill would create. The bill would require moneys in this fund to be made available, upon appropriation by the Legislature, to the department for purposes of serving persons with developmental disabilities.

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

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

1 *SECTION 1. The Legislature hereby finds and declares all of*
2 *the following:*

3 *(a) The Lanterman Developmental Services Act states that the*
4 *State of California accepts a responsibility for persons with*
5 *developmental disabilities and an obligation to them that it must*
6 *discharge.*

7 *(b) Some persons with developmental disabilities live in one of*
8 *four state-owned and state-operated developmental centers or*
9 *participate in the community-based residential program.*

10 *(c) As demonstrated by developmental centers that the state has*
11 *previously closed, including the Stockton, Camarillo, and Agnews*
12 *Developmental Centers, upon closure the residents still require*
13 *ongoing supports and services, including residential services, as*
14 *they transition to community-based housing, programs, and service.*

15 *(d) The obligation by the State Department of Developmental*
16 *Services to meet the housing and other needs of these persons*
17 *under the Lanterman Developmental Disabilities Act necessitates*
18 *thoughtful consideration, including, but not limited to, the use of*
19 *previously closed developmental centers property in any manner*
20 *possible for the benefit of the population served.*

21 *SEC. 2. Section 11011.22 is added to the Government Code,*
22 *to read:*

23 *11011.22. (a) Notwithstanding Section 11011, if the real*
24 *property within the grounds of Agnews State Hospital, Camarillo*
25 *State Hospital, Fairview State Hospital, Lanterman State Hospital,*
26 *Porterville State Hospital, Sonoma State Hospital, or Stockton*
27 *State Hospital is determined to no longer meet the needs of the*
28 *state for directly serving persons with developmental disabilities,*
29 *the real property, subject to any lease entered into pursuant to a*
30 *statute enacted prior to the effective date of this section, shall be*
31 *made available for lease and be leased in order to generate*
32 *revenue for deposit into the Californians with Developmental*
33 *Disabilities Fund.*

34 *(b) The Californians with Developmental Disabilities Fund is*
35 *hereby created in the State Treasury. Moneys in the fund shall,*
36 *upon appropriation by the Legislature, be made available to the*
37 *State Department of Developmental Services for purposes of*

1 *serving persons with developmental disabilities, subject to Section*
2 *4688.6 of the Welfare and Institutions Code.*

3 ~~SECTION 1. It is the intent of the Legislature to enact~~
4 ~~legislation relating to the delivery of services to Californians with~~
5 ~~developmental disabilities.~~

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8 **CORRECTIONS:**

9 **Text—Page 2.**

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