

PROPOSALS 40, 42, 56 AND 57-INDIVIDUAL CHOICE BUDGET

SECTION XX.

Section 4648.5 is added to the Welfare and Institutions Code to read:

(a) Notwithstanding any other provision of law or regulations to the contrary, effective July 1, 2009, regional centers' authority to purchase the following services shall be suspended pending implementation of the Individual Choice Budget and certification by the Director of Developmental Services that the Individual Choice Budget has been implemented and will result in state budget savings sufficient to offset the costs of providing the following services: camping services and associated travel expenses; social recreation activities, except for those activities vendored as community based day programs; educational services for children aged 3 through 17 years of age; and non-medical therapies, including but not limited to, specialized recreation, art, dance, and music.

(b) For regional center consumers receiving such services as part of their IPP or IFSP, the prohibition in subdivision (a) shall take effect on August 1, 2009.

(c) An exemption may be granted on an individual basis in extraordinary circumstances to permit purchase of a service identified in subdivision (a) when the regional center determines that the service is a primary or critical means for ameliorating the physical, cognitive, or psychosocial effects of the consumer's developmental disability, or the service is necessary to enable the consumer to remain in his or her home and no alternative service is available to meet the consumer's needs.

SECTION XX.

Section 4648.6 is added to the Welfare and Institutions Code to read:

The department, in consultation with stakeholders, shall develop an alternative service delivery model that provides an Individual Choice Budget for obtaining quality services and supports which provides choice and flexibility within a finite budget that in the aggregate reduces regional center purchase of service expenditures, reduces reliance on the state general fund and maximizes federal financial participation in the delivery of services. The individual budget will be determined using a fair, equitable, transparent standardized process.