



State of Vermont
Agency of Human Services
280 State Drive
Waterbury, VT 05671-1000

Global Commitment Register

November 9, 2016

GCR 16-113
PROPOSED

Developmental Disabilities Services Rule Update

Policy Summary:

The Agency of Human Services (AHS) has filed a proposed rulemaking with the Office of the Secretary of State (SOS) to amend the *Regulations Implementing the Developmental Disabilities Act of 1996* (DDS Regulations). Every three years the Department of Disabilities, Aging and Independent Living (DAIL) is required to adopt a plan for the nature, extent, allocation and timing of services that will be provided to people with developmental disabilities and their families. Certain categories of the State System of Care Plan for Developmental Disabilities Services (SOCP) must now be adopted by rule. Those categories are as follows: (1) priorities for continuation of existing programs or development of new programs; (2) criteria for receiving services or funding; (3) type of services provided; and (4) a process for evaluating and assessing the success of programs. These categories will now be incorporated into the existing DDS Regulations.

The proposed rule is not in effect, but if it is adopted following the full rulemaking process it will supersede the DDS Regulations that were last adopted, following the full rulemaking process, on March 15, 2011.

The Secretary of State proposed rulemaking website and other additional information can be found below.

Effective Date:

Proposed rulemaking was posted on the Secretary of State website on November 9, 2016.

Authority/Legal Basis:

18 V.S.A. § 8725, Act 140 (2014); and 18 V.S.A. § 8726

Population Affected:

Medicaid beneficiaries receiving Developmental Services.

Fiscal Impact:

No fiscal impact is anticipated as a result of incorporating those categories set forth in 18 V.S.A. § 8725 into the existing DDS Regulations.

Public Comment Period:

The deadline for public comment is December 30, 2016.

Send comments to: Clare.McFadden@vermont.gov or Stuart.Schurr@vermont.gov

Additional information:

The SOS references this proposed rulemaking on its website as Rule 16P070. The posting can be viewed electronically at: <https://secure.vermont.gov/SOS/rules/>.

DDS Regulations that are currently in effect can be viewed electronically at:

<http://www.dail.vermont.gov/>

To get more information about the rulemaking process, see the website of the Office of the Secretary of State at <https://www.sec.state.vt.us/administrative-rules.aspx>.