

Legislative History for Connecticut Act

**PA 14-143**

HB5328

House	1719-1749, 2012-2019	39
Senate	3457, 3474, 3480-3481	4
Public Health	871-873, 1094-1095	5
		<b>48</b>

**H – 1186**

**CONNECTICUT  
GENERAL ASSEMBLY  
HOUSE**

**PROCEEDINGS  
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SPEAKER SHARKEY:

Have all members voted? Have all members voted?  
Will the members please check the board to make sure  
your vote is properly cast. If all the members have  
voted the machine will be locked and the Clerk will  
take a tally. Clerk, please announce the tally.

THE CLERK:

House Bill 5341	
Total Number Voting	142
Necessary for Passage	72
Those voting Yea	142
Those voting Nay	0
Those absent and not voting	8

SPEAKER SHARKEY:

The bill passes. Will the Clerk please call  
Calendar 255.

THE CLERK:

Calendar 255 on page 14, favorable report of the  
joint standing committee on public health, substitute  
House Bill 5328, AN ACT CONCERNING ADVISORY AND  
PLANNING COUNCILS FOR STATE DEVELOPMENTAL SERVICES  
REGIONS A CHANGE IN TERMINOLOGY AND THE AUTISM  
SPECTRUM DISORDER ADVISORY COUNCIL.

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SPEAKER SHARKEY:

Representative Johnson, you have the floor,  
Madam.

REP. JOHNSON (49th):

Thank you, Mr. Speaker. I move the joint  
committee's favorable report and passage of the bill.

SPEAKER SHARKEY:

The question is on acceptance of the joint  
committee's favorable report and passage of the bill.  
Will you remark, Madam.

REP. JOHNSON (49th):

Yes, thank you, Mr. Speaker. The bill makes  
several changes to the advisory and planning councils  
for State developmental services regents and to the  
Council of Developmental Services and to the Autism  
Spectrum Disorder Advisory Council. The bill would  
allow members of an advisory planning council to serve  
beyond the two term limit until a successor is  
appointed.

The bill increases from 13 to 15 the numbers of  
the Council of Developmental Services and the bill  
also expands those eligible to serve in certain  
positions on the council to include other relatives  
not just parents or guardians of an individual with

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intellectual disabilities. It changes the required meetings from bimonthly to six times a year and the bill adds two members to the Autism Spectrum Disorder Advisory Council and it makes technical changes to the terminology. I move its adoption.

SPEAKER SHARKEY:

The question before the Chamber is adoption of the bill before us. Would you care to remark further? The distinguished Ranking Member of the Public Health Committee, Representative Srinivasan.

REP. SRINIVASAN (31st):

Good afternoon, Mr. Speaker.

SPEAKER SHARKEY:

Good afternoon, Sir.

REP. SRINIVASAN (31st):

Thank you, Mr. Speaker. Through you, Mr. Speaker, just a few questions to the proponent of the bill.

SPEAKER SHARKEY:

Please proceed, Sir.

REP. SRINIVASAN (31st):

Thank you, Mr. Speaker. In line 14 -- 13 and 14 a member may continue to serve until a successor is appointed. Through you, Mr. Speaker, these members

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have already served two three year terms. They're already there for six years and to have them serve extra time until a successor is found -- I understand those parts cannot go empty but are we having difficulty in having people serve on the boards that we need to extend this time? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Yes. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Through you, Mr. Speaker. Does the good Chairman have an idea as to what the difficult is? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, no.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Through you, Mr. Speaker. There is difficulty but we're not aware of what the difficulty is. Is that what I am understanding? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker. We know there's difficulty and the appointments are as you know from looking at the bill made by numerous different people in leadership whether it's the Governor's Office, whether it's the Minority Leader, whether it's the Speaker. All those different people are making different types of appointments in the bill. So I have no idea which ones are having difficulty. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Through you, Mr. Speaker, is there a time limit by which time the successor has to be found and the -- and the appropriate replacement needs to be made? Through you, Mr. Speaker.

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SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, there is none indicated in the bill.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Thank you, Mr. Speaker. Going further in this bill we talk about in lines 26, 27 autism spectrum disorder who's receiving or has received services. Through you Mr. Speaker, could the good Chairwoman explain to us a little bit about who that person is who has received these services in terms of timeframe, how long ago has she have to have received those services to qualify for this? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, there is none of that information indicated in the file.

SPEAKER SHARKEY:

Representative Srinivasan.

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REP. SRINIVASAN (31st):

So through you, Mr. Speaker, then this appointment of somebody with the autism spectrum disorder which would be made as I read the bill by the Governor's Office. It's up to them to decide who that person is. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker. That's how I read the bill too.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Thank you. And my next question, through you, Mr. Speaker, is we're increasing two members to this board will both those members be appointed by the Governor's Office? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

That's the way it looks to me. There are ten -- their council members have gone to 15 members, ten appointments are by the Governor, four appointments by

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the General Assembly and one is for a physician -- for the Southbury Training School rather.

REP SRINIVASAN (31st):

Through you, Mr. Speaker, so the increase then from the eight to ten which increases the total number of people serving on the board, both of them will be through the Governor's Office? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, yes.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Thank you, Mr. Speaker. And my -- my final question, through you, Mr. Speaker, in line 53 we are talking about six times a year that the board has to meet. Is it required that they meet at every other month or it could be any of these six times in a year? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

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Good reading by the good Ranking Member. The --  
it's been increasing the flexibility of when they can  
meet and I think that probably is a very good idea as  
opposed to every other month. Through you, Mr.  
Speaker.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Through you, Mr. Speaker, I am to understand that  
if they meet in the earlier part of the year, decide  
not to meet during the summer months like a lot of us  
take a break at that time and come back at -- in the  
fall. And as long as they meet six times in a year  
that will be more than adequate. Through you, Mr.  
Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, yes.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

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Thank you, Mr. Speaker. And I want to thank the good Chairwoman for all her hard work on this bill.

Thank you, Mr. Speaker.

SPEAKER SHARKEY:

Thank you, Sir. Would you care to remark further on the bill that's before us? Representative Ziobron of the 34th.

REP. ZIOBRON (34th):

Thank you, Mr. Speaker. I also have a -- just a couple of quick questions to the proponent of the bill if I may.

SPEAKER SHARKEY:

Please proceed, Madam.

REP. ZIOBRON (34th):

Thank you. And to the good Chairwoman of the public health committee, the bill talks about how one of the individuals on this committee should have received or will -- or should receive in the past or in the present services related to the developmental services division of the autism spectrum disorder. And my question is is there any prohibition from a young person receiving those services to -- to be on the committee?

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One of the things I know is so important is that we engage with our young people who are certainly capable of giving us their perspective on how services could be delivered. And I'm wondering is there any prohibition from that happening on this bill? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, there's none specified in the legislation.

SPEAKER SHARKEY:

Representative Ziobron.

REP. ZIOBRON (34th):

Thank you. So just to be clear if we had a very capable 17 year old who -- or an 18 year old who was diagnosed with this condition but was very willing and able to participate and provide some insight we could in fact have him appointed to this council. Through you.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

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Through you, Mr. Speaker, that sounds like a very good idea.

REP. ZIOBRON (34th):

Great.

SPEAKER SHARKEY:

Representative Ziobron.

REP. ZIOBRON (34th):

Great. Thank you so much. I do believe it is something that is often overlooked on many of these different committees that we put members on no matter what it is. We often miss the youth who I think bring a different perspective especially when we're talking about autism because you know as we know you know early identification is key and I think having some of that insight from our youngest people would be so valuable in how we deliver services in the future.

So I'm so glad to hear that and I look forward to trying to find some folks. We have a wonderful institution in my district, Franklin Academy that has one of the only worldwide college preparatory schools in the world for children that are on the spectrum. So thank you so much and I look forward to working with the good Chairwoman. Thank you.

SPEAKER SHARKEY:

Thank you, Madam. Would you care to remark further on the bill that's before us? Representative Abercrombie.

REP. ABERCROMBIE (83rd):

Thank you, Mr. Speaker. I rise in strong support of this council. I have been a member of this council since I was elected in 2006 and this expansion is what we need at this time. Representative Ziobron brought up some nice issues about the students. We do have a young woman who just graduated from Central who's on the committee right now who is fabulous.

I agree with you, they bring a perspective that we need. And we also changed our meetings from the DDS Office in New Haven to now we hold them here at the LOB so that they can be telecast on CTN. We actually had a meeting this morning and it's open to the public. The public can come and speak about the issues that are important to them so I urge everyone to come to the meetings or send their constituents. And I move -- I ask my colleagues to strongly support this. Thank you, Mr. Speaker.

SPEAKER SHARKEY:

Thank you, Madam. Would you care to remark?

REP. JOHNSON (49th):

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Yes, Mr. Speaker. I would like to call an amendment, LCO number 3793. And this is to add the person --

SPEAKER SHARKEY:

Well before we get to the summarization of the amendment --

REP. JOHNSON (49th):

Sorry. Sorry.

SPEAKER SHARKEY:

Will the Clerk -- you're moving -- you're asking the Clerk to call LCO Number 3793. Is that correct, Madam?

REP. JOHNSON (49th):

Yes.

SPEAKER SHARKEY:

Will the Clerk please call LCO Number 3793 which will be designated House Amendment A.

THE CLERK:

House Amendment A, LCO 3793 introduced by Representative Johnson and Senator Gerratana.

SPEAKER SHARKEY:

The gentlewoman has sought leave of the Chamber to summarize the amendment. Is there objection? Is

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there objection? Seeing none, you may proceed with summarization, Madam.

REP. JOHNSON (49th):

Thank you, Mr. Speaker. This will actually make a slight -- another slight technical change for one of whom shall be a person with autism spectrum disorder who is receiving or has received from the department's division of autism spectrum disorder services appointed by the Majority Leader of the House and one of whom shall be appointed by the Majority Leader of the Senate. So this is what this does and then the -- in line 207 it also changes -- adds disorder and inserts appointed by the Governor. I move its adoption.

SPEAKER SHARKEY:

The question before the Chamber is adoption of House Amendment A. Do you care to remark on House Amendment A? Representative Aman.

REP. AMAN (14th):

Yes, Mr. Speaker. I'm looking at in the amendment lines 11 through 15 that calls for someone with the autism spectrum disorder to be appointed and I'm wondering, through you, Mr. Speaker, how that list is going to be generated that the people making the

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appointment know who is eligible. Through you, Mr.  
Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Those -- those people will be notified I was  
presumed and the Department of Developmental Services  
will peruse their list and see who might want to be  
appointed. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Aman.

REP. AMAN (14th):

The reason I'm asking it in many of the bills  
that we have talked about over the last few years  
medical privacy in various forms has been an  
incredibly important issue. And I'm -- again I mean I  
guess I'll ask the same question, with that in mind  
how is this particular list going to be generated?  
May people are going to be seeing it and reviewing it  
and yet we are still going to meet our requirements  
under the medical -- various medical privacy statutes.  
Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

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REP. JOHNSON (49th):

Through you, Mr. Speaker, there are advocates that work with their clients and they would certainly get permission from their clients first. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Aman.

REP. AMAN (14th):

Yes, and who would be the advocates that would be coming forward to do this and to they have any official position or do they just are self-appointed advocates for the people with these disorders? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, there are approximately seven different organizations that are advocacy organizations on behalf of people who have autism and they connect with these folks regularly and they will be generating the lists. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Aman.

REP. AMAN (14th):

Do any of these groups -- are any of them part of the State of Connecticut or federal government or again are they all private profit or nonprofit entities? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, they're all private.

SPEAKER SHARKEY:

Representative Aman.

REP. AMAN (14th):

Yeah. I still a little concerned about how this meets with the various medical privacy acts. I had the same concern with the underlying bill under that section so I will be looking at it carefully before deciding how to vote.

SPEAKER SHARKEY:

Thank you, Sir. Would you care to remark further on the -- sorry, on House Amendment A? Representative Candelora of the 86th.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. Mr. Speaker, if I may just a question to the proponent of the amendment.

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SPEAKER SHARKEY:

Please proceed, Sir.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. Similarly to the questioning that just occurred in lines 11 through 15 I see that we have an additional person that is being added as an appointment and I was wondering overall what the impact that appointment has on the -- the council. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

It should make it more diverse. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. And this language that was crafted was it as the result of hearing from people through the public hearing process that this was the type of individual that we would like to see serving on this council? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

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REP. JOHNSON (49th):

Through you, Mr. Speaker, that's a very astute observation. Yes.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. And then in lines -- in line 21 of the amendment we are inserting that the appointment be made by the Governor. In that line is this just for the purposes of clarity because that particular appointment did not have somebody designating such appointment? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, that's the way I understand it.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. And then as I see in line two of the amendment we have language that is striking lines 23 and it's striking the number ten.

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In doing so I guess we're changing the number of -- that language is changing the number of people that are serving overall on the council and I was just wondering if I could then get an explanation of how that section will read because if we take out the number of people who are serving on the council I guess what would the -- that overall result end up being? How many people would end up serving on the council? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker. Well we're adding one so that would make 11. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. And so if this amendment is adopted would the bill then designate that there are 11 members serving or would the language in the bill have no specific numeral -- numerical designation of how many members would be serving on that council. Through you.

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Representative Johnson.

REP. JOHNSON (49th):

Well I think that it would have to be read through just like you're doing and they would have to add. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. Yes, and I am trying to just go through this to be sure because you know we weren't readily given knowledge that the amendment would be called so I want to make sure that the impact of this amendment is serving the overall intent of the underlying bill which we all certainly support and think it is a good one. So in lines 26 through 28 would the Chairwoman be able to tell us what we're removing in that bill? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker. I suppose the word ten.

SPEAKER SHARKEY:

Representative Candelora.

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REP. CANDELORA (86th):

Thank you, Mr. Speaker. Well I -- I see in the amendment ten is being eliminated in line two but in lines three through four of the amendment we are striking lines 26 through 28 of the underlying bill and I was wondering what we would be striking with that portion of the amendment. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

The language in 26 through 28. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. And if I may, what would that language be?

REP. JOHNSON (86th):

Well the -- through you, Mr. Speaker, the --

SPEAKER SHARKEY:

Through the Chairs. Through the Chairs.

Representative Johnson.

REP. JOHNSON (86th):

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The language in 26 starts out and it's underlined one of whom shall be a person with autism spectrum disorder who is receiving or has received services from the department's division of autism spectrum disorder.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. I appreciate that answer. And so as I -- I guess as I'm looking at this then if we are removing a position in lines 26 through 28 in this amendment and then we are adding one position in lines 11 through 15 of the amendment then why would we need to strike the number ten going back to line two where we're eliminating ten. Why would we need that if we're just replacing one with another? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, we're changing the definition.

SPEAKER SHARKEY:

Representative Candelora.

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REP. CANDELORA (86th):

Thank you, Mr. Speaker. And if I may, what -- what definition then would we be changing? Through you.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Okay. So 11 through 15 says one of whom shall be a person with autism spectrum disorder who is receiving or has received services from the department's division of autism spectrum disorder services appointed by the Majority Leader of the House and one of whom shall be appointed by the Majority Leader of the Senate. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. And I understand -- okay I understand that we are changing the nature of the appointment, the characteristics of who is being appointed. I guess my questions go to the number of people that are serving on this council and how this amendment speaks to that particular number. As I'm reading in the underlying bill in those lines 21 you

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know down through 36 we establish a council and it consists of 15 members appointed in the following manner; ten shall be appointed by the Governor. So this amendment is striking the word ten and so I guess we're leaving the brackets in that are taking out eight. So I'm just wondering then how many members are going to be appointed by the Governor if this amendment is adopted. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker. I'm having a hard time understanding and hearing the good gentleman. Could you please have him rephrase the question?

SPEAKER SHARKEY:

Representative Candelora, would you mind repeating your question?

REP. CANDELORA (86th):

Sure. Absolutely, Mr. Speaker. Okay. I may be answering my own question here as I'm just looking at this amendment. I see in lines one that we are removing the brackets in eight and in line two of the amendment we are striking ten and then we are just changing the characteristics of an appointment so it

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appears that what this amendment is seeking to do is originally under this bill as proposed the Governor would have ten appointments.

What this amendment will is return those appointments to eight and eliminate it to ten and so that the new appointment will be made by the Majority Leader of the House and the Majority Leader of the Senate. Am I correct? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Yes, through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. And then the final sections of the amendment in 16 through 21 we have two additional appointments and those individuals would be appointed by the Governor. So is the affect of this amendment then shifting appointments around so the Governor will have two appointments but those occur in lines 18 through 20 now which are two persons who are advocates for persons with autism disorder? Through you, Mr. Speaker.

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SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker. That's -- that's the way it looks when you combine the amendment with the bill.

SPEAKER SHARKEY:

Representative Candelora.

REP. CANDELORA (86th):

Thank you, Mr. Speaker. I appreciate the clarifications of the amendment. Thank you.

SPEAKER SHARKEY:

Thank you, Sir. Would you care to remark further on House Amendment A? Representative Rebimbas.

REP. REBIMBAS (70th):

Thank you, Mr. Speaker. Just a point of clarification, through you to the proponent of the amendment.

SPEAKER SHARKEY:

Please proceed, Madam.

REP. REBIMBAS (70th):

Thank you, Mr. Speaker. Through you, Mr. Speaker, when was the discussion of this amendment

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discussed? What was the thought process? When did it take place? Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, there were some additions that were brought to us through the LCO attorney.

SPEAKER SHARKEY:

Representative Rebimbas.

REP. REBIMBAS (70th):

Thank you, Mr. Speaker. Mr. Speaker, when we review amendments to be voted and discussed on the House Chamber what we often do is we reach out to our ranking members on those respective committees to get information regarding the amendments and I was disappointed to find out that our ranking members wasn't shared the amendment that's before us here today. So through you, Mr. Speaker, why was the amendment not shared with the ranking member of the respective committee?

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

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Through you, Mr. Speaker, I also was unaware of the amendment so it was brought to my attention during the -- this bill. So my apologies to you.

SPEAKER SHARKEY:

Representative Rebimbas.

REP. REBIMBAS (70th):

Thank you, Mr. Speaker. And I appreciate the Chairwoman's' representation of the amendment and I would hope if there was any discussions with LCO and amendments come forward that they certainly be shared with the chairman as well as the ranking members of the committee so that we can properly be informed of the amendments in order to be fully informed of how to vote on these amendments. Thank you, Mr. Speaker.

SPEAKER SHARKEY:

Thank you, Madam. Representative Aresimowicz.

REP. ARESIMOWICZ (30th):

Yes, Mr. Speaker. To give the parties an opportunity to have further discussions I move we pass this bill temporarily.

SPEAKER SHARKEY:

The question before the Chamber is to pass this bill temporarily. Is there objection? We'll pass

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this bill temporarily. Moving on with our calendar.

Mr. Clerk, will you please call Calendar 377.

THE CLERK:

Yes, Mr. Speaker. On page 28, Calendar 377, favorable report of the joint standing committee on appropriations, House Bill 5325, AN ACT ELIMINATING THE HOME-CARE COST CAP.

SPEAKER SHARKEY:

Representative Brandon McGee, you have the floor, Sir.

REP. MCGEE (5th):

Well good afternoon, Mr. Speaker.

SPEAKER SHARKEY:

Good afternoon, Sir.

REP. MCGEE (5th):

Mr. Speaker, I move for acceptance of the joint committee's favorable report and passage of the bill.

SPEAKER SHARKEY:

the question is on acceptance of the joint committee's favorable report and passage of the bill. Will you remark, Sir.

REP. MCGEE (5th):

Yes, Sir. Simply this bill seeks to expand home-care for eligible elderly residents by removing the

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voted? Will the members please check the board to make sure your vote is properly cast. If all the members have voted the machine will be locked and the Clerk will take a tally. Will the Clerk please announce the tally.

THE CLERK:

House Bill 5057 as amended by House A.

Total Number Voting	141
Necessary for Passage	71
Those voting Yea	141
Those voting Nay	0
Those absent and not voting	9

SPEAKER SHARKEY:

The bill as amended passes. Will the Clerk please call Calendar 255.

THE CLERK:

Mr. Speaker, on page 14, Calendar 255, favorable report of the joint standing committee on public health, substitute House Bill 5328, AN ACT CONCERNING ADVISORY AND PLANNING COUNCILS FOR STATE DEVELOPMENTAL SERVICES, REGIONS, A CHANGE IN TERMINOLOGY IN THE AUTISM SPECTRUM DISORDER ADVISORY COUNCIL.

SPEAKER SHARKEY:

Representative Johnson.

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REP. JOHNSON (49th):

Thank you, Mr. Speaker. I move the joint committee's favorable report and passage of the bill.

SPEAKER SHARKEY:

The question before the Chamber is the joint committee's favorable -- acceptance of the joint committee's favorable report and passage of the bill.

Will you remark, Madam.

REP. JOHNSON (49th):

Yes, Mr. Speaker. The Clerk has an amendment, LCO Number -- I'm sorry, LCO Number 3793.

SPEAKER SHARKEY:

And I believe, Madam, you seek leave of the Chamber to summarize. Is that correct?

REP. JOHNSON (49th):

Oh, yes. May I please give leave of the Chamber to summarize the amendment? Thank you.

SPEAKER SHARKEY:

Thank you, Madam.

REP. JOHNSON (49th):

Thank you, Mr. Speaker.

SPEAKER SHARKEY:

Just as a reminder to the Chamber this is the amendment that we were on when we passed this bill

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temporarily -- earlier in the day. Will the Clerk please call Calendar LCO 3793 which has been previously designated House A. I believe you'll have to call that amendment, Mr. Clerk.

THE CLERK:

House Amendment A, LCO 3793 represented -- introduced by Representative Johnson et al.

SPEAKER SHARKEY:

The gentlewoman has sought leave of the Chamber to summarize. Is there objection? Seeing none, you may proceed with summarization, Madam.

REP. JOHNSON (49th):

Thank you, Mr. Speaker. This basically is some technical changes to the bill. And also it require that the two persons who are advocates for the -- for persons with autism spectrum disorder should be appointed by the Governor and one by the Speaker of the House of Representatives. So that's essentially what this -- this does. It makes some changes in terms of the -- not in terms of the actual total sum of the bill in terms of the appointments but in terms of how they're -- the appointments are made. So I move adoption of the amendment.

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SPEAKER SHARKEY:

Thank you, Madam. Would you care to remark further on House Amendment A? Distinguished Ranking Member of the public health committee, Representative Srinivasan.

REP. SRINIVASAN (31st):

Thank you, Mr. Speaker. Through you, Mr. Speaker, just for clarification the two people that will be added one will be through the Majority Leader of the House and the other one the Majority Leader of the Senate and not the Governor's Office. I just wanted to be clear that's the two people that are going to be added. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Thank you, Mr. Speaker. The copy that I have indicates that the two persons who are advocates with autism spectrum disorder one is appointed by the Governor and one by the Speaker of the House of Representatives so maybe I have the wrong LCO number.

SPEAKER SHARKEY:

Representative Srinivasan, are we on the same amendment?

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REP. SRINIVASAN (31st):

Yes. I am on the same amendment. I am going back to the earlier part of the bill where originally we had the Governor's Office have two extra people that they would nominate. The ten has become eight once again from the Governor's Office and the other two that are going to be nominated to serve on the board one would be nominated by the Majority Leader of the House and the other one by the Majority Leader of the Senate. Through you, Mr. -- through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative, could I just ask you, are you -- is this question directed to House Amendment A?

REP. SRINIVASAN (31st):

Yes. Yes, Mr. Speaker.

SPEAKER SHARKEY:

Okay. Representative Johnson.

REP. JOHNSON (49th):

Through you, Mr. Speaker, could the good gentleman just show me which lines he's referring to in the amendment?

SPEAKER SHARKEY:

Representative Srinivasan.

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REP. SRINIVASAN (31st):

Right. In the amendment it will be lines 11 through 15.

REP. JOHNSON (49th):

Very good. Thank you. Thank you for that clarification.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

Yes, that's correct. Thank you.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Thank you, Mr. Speaker. And through you one more question to the proponent of the amendment. In lines 18 to 20 that's where you were referring to when you said one of them would be by the Governor and the other would be by the Speaker of the House of Representatives for clarification purposes. Through you, Mr. Speaker.

SPEAKER SHARKEY:

Representative Johnson.

REP. JOHNSON (49th):

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That's correct. Thank you, Mr. Speaker. Through you.

SPEAKER SHARKEY:

Representative Srinivasan.

REP. SRINIVASAN (31st):

Thank you, Mr. Speaker. And I want to thank the Chairwoman for her answers. Thank you.

SPEAKER SHARKEY:

Thank you, Sir. Would you care to remark further on House Amendment A? Would you care to remark further? If not, let me try your minds. All those in favor of House Amendment A please signify by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER SHARKEY:

Those opposed, nay. The ayes have it. The amendment is adopted. Would you care to remark further on the bill as amended? Would you care to remark further on the bill as amended? If not, staff and guests to the well of the House. Members take your seats. The machine will be opened.

THE CLERK:

The House of Representatives is voting by roll.

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The House of Representatives is voting by roll. Will members please return to the Chamber immediately.

SPEAKER SHARKEY:

Have all the members voted? Have all the members voted? If the members will please check the board to make sure your vote is properly cast. If all the members have voted which you should have by now, the machine will be locked and the Clerk will take a tally. Clerk, please announce the tally.

THE CLERK:

House Bill 5328 as amended by House A.

Total Number Voting 143

Necessary for Passage 72

Those voting Yea 143

Those voting Nay 0

Those absent and not voting 7

SPEAKER SHARKEY:

The bill as amended passes. The Chamber will stand at ease.

(Chamber at ease.)

SPEAKER SHARKEY:

Are there any announcements or introductions?

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Any announcements or introductions? Representative  
Noujaim.

REP. NOUJAIM (74th):

Thank you, Mr. Speaker. For an announcement  
please.

SPEAKER SHARKEY:

Please proceed, Sir.

REP. NOUJAIM (74th):

For a journal notation Representative Miller  
missed votes due to illness, Representative Frye in  
the district on business. For a transcript slash  
script notation, Mr. Speaker, Representatives Molgano,  
O'Dea, Hovey, Wong and Betts out of the Chamber on  
legislative business. Thank you, Sir, and good night.

SPEAKER SHARKEY:

Thank you, Sir. Are there any other  
announcements or introductions? Representative  
Clemons.

REP. CLEMONS (124th):

Mr. Speaker, for journal transcript and notation.

SPEAKER SHARKEY:

Please proceed, Sir.

REP. CLEMONS (124th):

For journal notation, Representative Fawcett, family business, Stallworth, business out of State, Moukawsher, medical, Alexander, family business, T. Backer, illness. Transcript notation, legislative business outside of Chamber, Representatives Gonzalez, Walker, Boukus, McCrory, Widlitz, Luxenberg, Urban, Dillon, Janowski, Steinberg, Esposito, E. Santiago, Vicino, Butler, Grogins, M. Ritter, Mikutel, Marone, Bowles. Legislative business in the district, Representatives, Clemons, D'Agostino, McGee, Mushinsky.

SPEAKER SHARKEY:

Thank you, Sir. Are there any other announcements or introductions? If not, Representative Aresimowicz.

REP. ARESIMOWICZ (30th):

Thank you very much, Mr. Speaker. Mr. Speaker, we've concluded our business for today. We will be back in session tomorrow. Usually we get quiet now to figure out what time but it will be tomorrow morning at 11:00 A.M. and we have a full day of business tomorrow, Mr. Speaker. That being said I move we adjourn subject to the Call of the Chair.

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SPEAKER SHARKEY:

The question is a motion to adjourn subject to the call of the Chair. Is there objection? Seeing none we stand adjourned subject to the Call of the Chair.

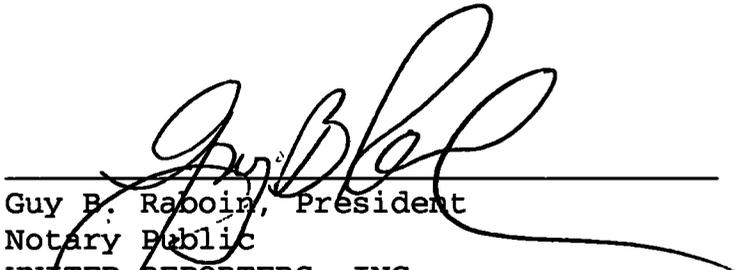
On motion of Representative Aresimowicz of the 30th District, the House adjourned at 9:23 o'clock p.m., to meet again at the Call of the Chair.

## CERTIFICATE

I hereby certify that the foregoing 342 pages is a complete and accurate transcription of a digital sound recording taken of the House Proceedings, held on Wednesday, April 23, 2014.

NI further certify that the digital sound recording was transcribed by the word processing department employees of United Reporters, Inc., under my direction.

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CONNECTICUT  
GENERAL ASSEMBLY  
SENATE**

**PROCEEDINGS  
2014**

**VETO  
SESSION**

**VOL. 57  
PART 11  
3246 – 3508**

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SENATE

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Thank you. That was, are you referring to Calendar 468, House Bill 5450?

THE CHAIR:

Yes, I apologize.

SENATOR LOONEY:

That was recently voted, Madam President.

THE CHAIR:

Thank you.

SENATOR LOONEY:

So Calendar Page 16, Calendar 474, House Bill 5337, move to place on the Consent Calendar.

THE CHAIR:

So ordered.

SENATOR LOONEY:

Also Calendar Page 16, two additional items, Calendar 469, House Bill 5538, move to place on the Consent Calendar.

THE CHAIR:

So ordered, sir.

SENATOR LOONEY:

And also, Madam President, Calendar 473, House Bill 5328, move to place on the Consent Calendar.

THE CHAIR:

So ordered, sir.

SENATOR LOONEY:

Thank you, Madam President. Moving to Calendar Page 17 where we have two items. The first, Calendar 496,

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Calendar 334, House Bill 5339.  
Calendar 336, House Bill 5056.  
On Page 7, Calendar 345, House Bill 5443.  
On Page 9, Calendar 417, House Bill 5410.  
On Page 10, Calendar 420, House Bill 5258.  
Calendar 421, House Bill 5263.  
Calendar 424, House Bill 5439.  
On Page 11, Calendar 429, House Bill 5581.  
On Page 12, Calendar 445, House Bill 5418.  
Calendar 438, House Bill 5336.  
On Page 13, Calendar 453, House Bill 5133.  
Calendar 446, House Bill 5150.  
Calendar 452, House Bill 5531.  
On Page 14, Calendar 457, House Bill 5516.  
Calendar 455, House Bill 5325.  
Calendar 456, House Bill 5440.  
Calendar 459, House Bill 5321.  
Calendar 461, House Bill 5140.  
On Page 15, Calendar 468, House Bill 5450.  
Calendar 465, House Bill 5341.  
On Page 16, Calendar 474, House Bill 5337.  
Calendar 469, 5538.  
Calendar 473, House Bill 5328.  
On Page 17, Calendar 496, House Bill 5115.

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SENATOR LOONEY:

If we might pause for just a moment to verify a couple of additional items.

Madam President, to verify an additional item, I believe it was placed on the Consent Calendar and Calendar Page 30, on Calendar Page 30, Calendar 592, Substitute for House Bill 5476.

THE CHAIR:

It is, sir.

SENATOR LOONEY:

It is on? Okay. Thank you. Thank you, Madam President. If the Clerk would now, finally, Agenda Number 4, Madam President, Agenda Number 4 one additional item ask for suspension to place up on Agenda Number 4 and that is, ask for suspension to place on the Consent Calendar an item from Agenda Number 4.

THE CHAIR:

Seeing no objection, so ordered, sir.

SENATOR LOONEY:

Thank you, Madam President, and that item is Substitute House Bill Number 5566 from Senate Agenda Number 4.

Thank you, Madam President. If the Clerk would now, if we might call for a vote on the Consent Calendar.

THE CHAIR:

Mr. Clerk. Will you please call for a Roll Call Vote on the Consent Calendar. The machine will be opened.

THE CLERK:

An immediate Roll Call has been ordered in the Senate.

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An immediate Roll Call on Consent Calendar Number 2 has been ordered in the Senate.

THE CHAIR:

If all members have voted, all members have voted, the machine will be closed. Mr. Clerk will you please call the tally.

THE CLERK:

Consent Calendar Number 2.

Total number voting	36
Necessary for adoption	19
Those voting Yea	36
Those voting Nay	0
Those absent and not voting	0

THE CHAIR:

The Consent Calendar passes. Senator Looney.

SENATOR LOONEY:

Thank you, Madam President. Two additional items to take up before the, our final vote on the implementer. If we might stand for just, for just a moment.

The first item to mark Go is, Calendar, to remove from the Consent Calendar, Calendar Page 22, Calendar 536, House Bill 5546. If that item might be marked Go.

And one additional item, Madam President, and that was from Calendar, or rather from Agenda Number 4, ask for suspension to take it up for purposes of marking it Go, that is House Bill, Substitute for House Bill 5417. Thank you, Madam President.

THE CHAIR:

Seeing no objection, so ordered, sir.

SENATOR LOONEY:

**JOINT  
STANDING  
COMMITTEE  
HEARINGS**

**PUBLIC  
HEALTH  
PART 2  
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**2014**

REP. JOHNSON: And so, how did you come about to realize that you were in this situation?

COMMISSIONER TERRENCE MACY: We've been talking about it for quite some time. We've -- it's been common knowledge for a while that they do the very same thing we do and they do it very well. And as we're facing, you know, resources moving to different -- other work, we realize here's a perfect solution. Providers won't be negatively impacted and people who really know what they're doing with revolving loan funds will be doing the good work.

REP. JOHNSON: Any questions?

Yes, Representative Srinivasan.

REP. SRINIVASAN: Thank you, Chair. Thank you for coming here this afternoon and for your testimony. Would the -- when you shifted from DDS to the new service you're going to be using, could you comment on the cost factor. Would it be just about the same in doing this, there would be no change at all?

COMMISSIONER TERRENCE MACY: It's cost neutral.

REP. SRINIVASAN: Thank you. Thank you.

REP. JOHNSON: Any other questions?

Okay. You can move on to the next item.

COMMISSIONER TERRENCE MACY: Okay. The next one is House Bill No. 5328, AN ACT CONCERNING ADVISORY AND PLANNING COUNCILS FOR STATE DEVELOPMENTAL SERVICES REGIONS AND A CHANGE IN TERMINOLOGY. Again these are all very technical, small issues. This bill updates the statutes of various councils that the department has under

its auspices. Section one of the bill allows members of the department's regional advisory councils to continue to serve past their term limit until the successor is appointed. So they don't have to drop off. And sometimes, as you well know, that may be a lengthy process. So that's all we're trying to do there.

Section two of House Bill 5328 would increase membership of the Council on Developmental Services from 13 to 14 by adding a person who is receiving or has received services from the Department's Division of Autism Spectrum Services. So it's allowing a person on the spectrum to be part of our council. And this section also opens up appointments to the council to relatives of persons with intellectual disabilities. Previously it was strictly parents, so we want to expand in keeping with our family-focused approaches in DDS, we wanted to expand who could participate. The last change in this section would require the council to meet at least six times a year, but would allow members flexibility in not requiring council meetings to be bi-monthly. It's trying to add more flexibility to get more volunteers to participate in the process.

And lastly this is strictly a technical fix, it was overlooked last year to correct the reference -- the former reference in the state -- it's been corrected at the federal level, ICFMR was the past terminology. Today we use individuals with intellectual disabilities, so it's strictly correcting that terminology.

REP. JOHNSON: Very good. I'm just wondering, when you -- when you -- are these people on your advisory committee, are they voting members?

COMMISSIONER TERRENCE MACY: Yes.

REP. JOHNSON: And so you're going to -- I mean perhaps you wouldn't find yourself in this situation, but you might find yourself in a situation where you'd have a tie with the 14, if you have 14 members as opposed to 13.

COMMISSIONER TERRENCE MACY: Correct.

REP. JOHNSON: In a lot of times, committees we try to have them on -- so would you like to make it 15 instead of 14?

COMMISSIONER TERRENCE MACY: We could. The matters that we discuss, I go to all the meetings, and I can't think of one that was that concerning that there was any kind of tie vote.

REP. JOHNSON: I know, but it's just -- in the scheme of things you never know what will occur.

COMMISSIONER TERRENCE MACY: Sure. We're fine with that (inaudible).

REP. JOHNSON: Okay. Very, very good.

Are there any other questions?

Yes, Representative Sayers.

REP. SAYERS: Thank you, Commissioner. I just wanted to let you know that I actually met with a number of families in my district who have children that receive services from you, and that they were very pleased with the services. Their concern was that we increase funding, which is why they asked to meet with me. But they were very happy with the services that their children receive, so I just wanted to let you know because sometimes it's nice to hear the good things. Thank you.

**JOINT  
STANDING  
COMMITTEE  
HEARINGS**

**PUBLIC  
HEALTH  
PART 3  
977 – 1267**

**2014**



Dannel P. Malloy  
Governor

State of Connecticut  
Department of Developmental Services

**DDS**

Terrence W. Macy, Ph.D.  
Commissioner

Joseph W. Drexler, Esq.  
Deputy Commissioner

**DEPARTMENT OF DEVELOPMENTAL SERVICES TESTIMONY  
BEFORE THE PUBLIC HEALTH COMMITTEE**

March 5, 2014

Senator Gerratana, Representative Johnson, and members of the Public Health Committee. I am Terrence W. Macy, Ph.D., Commissioner of the Department of Developmental Services (DDS). Thank you for the opportunity to testify in support of our agency bill **H.B. No. 5328** - **An Act Concerning Advisory and Planning Councils for State Developmental Services Regions and a Change in Terminology.**

**H.B. No. 5328** updates the statutes of various councils that the department has under its auspices. In section 1 of the bill, it allows members of the department's Regional Advisory Councils (RACs) to continue to serve past their term limit until a successor is appointed. This change will help with the on-going functioning of the RACs and is consistent with term-limit provisions in other councils under the department's purview.

Section 2 of **H.B. No. 5328** would increase the membership on the Council on Developmental Services from 13 to 14 by adding a member who is receiving or has received services from the department's Division of Autism Spectrum Services. This addition of a person with autism spectrum disorder to the Council is in line with DDS's Mission to involve the persons who receive services from DDS in all aspects of department decision-making. This section also opens up appointments to the Council on Developmental Services to relatives of persons with intellectual disability, not solely parents of those individuals. In keeping with DDS's family focus we feel that this change would allow other members of an individual's family to participate in Council discussions and would reflect the changing nature of family support of individuals with intellectual disability. The last change in section 2 would require the Council to meet at least six times a year but would allow members flexibility in not requiring Council meetings to be bimonthly.

Section 3 of the bill makes changes to one section of statute that was overlooked in last year's **Public Act 13-139** that changed the term "Intermediate Care Facilities for the Mentally Retarded (ICF/MR)" to "Intermediate Care Facilities for Individuals with Intellectual Disabilities (ICF/IID)" to conform to federal terminology. Department staff have been made aware that section 10 of the Governor's Bill **H.B. No. 5052** - **An Act Implementing the Governor's Budget Recommendations for Human Services Programs** before the Human Services Committee also amends section 17b-244 of the Connecticut General Statutes for other purposes

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and does include the appropriate reference to ICF/IID. If these two bills were to move forward, DDS would not need section 3 of H.B. No. 5328 if the Governor's Bill No. 5052 were to pass both the House and the Senate. Our staff will keep the Public Health Committee aware of the progress of both bills.

Finally, after the department submitted this proposal to the Public Health Committee, we were asked if it would be possible to add two new appointments to the Autism Spectrum Disorder Advisory Council established in Public Act 13-20. One of the new appointments would be of a physician with expertise in autism spectrum disorder and the other would be an additional advocate for persons with autism spectrum disorder. These additional appointments would bring the membership of the Advisory Council to twenty-five. The Department of Developmental Services would welcome these additional members and, if you allow us to add these appointments, we will work with the Public Health Committee to draft substitute language for H.B. No. 5328.

Thank you again for your continued support of DDS, persons with intellectual disability and individuals with autism spectrum disorder in Connecticut. My staff and I would be happy to answer any questions that you have on House Bill 5328. Please contact Christine Pollio Cooney, DDS Director of Legislative and Executive Affairs, at (860) 418-6066 if you would like additional information from DDS.