

HOUSE No. 261

The Commonwealth of Massachusetts

PRESENTED BY:

James J. O'Day

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to persons with developmental disabilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>James J. O'Day</i>	<i>14th Worcester</i>	<i>2/16/2021</i>
<i>Edward F. Copping</i>	<i>10th Suffolk</i>	<i>2/26/2021</i>
<i>Michael S. Day</i>	<i>31st Middlesex</i>	<i>2/25/2021</i>
<i>Paul J. Donato</i>	<i>35th Middlesex</i>	<i>2/25/2021</i>
<i>Vanna Howard</i>	<i>17th Middlesex</i>	<i>2/16/2021</i>
<i>James Arciero</i>	<i>2nd Middlesex</i>	<i>2/26/2021</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>	<i>2/26/2021</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>2/22/2021</i>
<i>Richard M. Haggerty</i>	<i>30th Middlesex</i>	<i>2/22/2021</i>
<i>Kevin G. Honan</i>	<i>17th Suffolk</i>	<i>2/25/2021</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>2/22/2021</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>2/26/2021</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>2/19/2021</i>
<i>Brian W. Murray</i>	<i>10th Worcester</i>	<i>2/26/2021</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>	<i>2/19/2021</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>	<i>2/26/2021</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>2/19/2021</i>
<i>Danillo A. Sena</i>	<i>37th Middlesex</i>	<i>2/24/2021</i>

<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>	<i>2/26/2021</i>
<i>Thomas A. Golden, Jr.</i>	<i>16th Middlesex</i>	<i>3/2/2021</i>
<i>Thomas P. Walsh</i>	<i>12th Essex</i>	<i>3/10/2021</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>3/15/2021</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>3/22/2021</i>
<i>Gerard J. Cassidy</i>	<i>9th Plymouth</i>	<i>3/22/2021</i>
<i>James M. Murphy</i>	<i>4th Norfolk</i>	<i>3/22/2021</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>3/25/2021</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	<i>3/30/2021</i>
<i>Kate Lipper-Garabedian</i>	<i>32nd Middlesex</i>	<i>3/31/2021</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>4/1/2021</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>	<i>4/1/2021</i>
<i>Norman J. Orrall</i>	<i>12th Bristol</i>	<i>4/9/2021</i>

HOUSE No. 261

By Mr. O'Day of West Boylston, a petition (accompanied by bill, House, No. 261) of James J. O'Day and others relative to persons with developmental disabilities. Children, Families and Persons with Disabilities.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to persons with developmental disabilities.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1: Section 1 of Chapter 123B of the General Laws, as appearing in the 2018
2 Official Edition, is hereby amended by striking lines 18 through 37 and inserting in place thereof
3 the following:-

4 “Person with a developmental disability,” (1) an individual 5 years of age or older with a
5 severe, chronic disability that: (i) is attributable to a mental or physical impairment or
6 combination of mental and physical impairments; (ii) is manifested before the individual attains
7 age 22; (iii) is likely to continue indefinitely; (iv) results in substantial function limitations in 3
8 or more of the following areas of major life activity: (1) self-care; (2) receptive and expressive
9 language; (3) learning; (4) mobility; (5) self-direction; (6) capacity for independent living; and
10 (7) economic self-sufficiency; and (v) reflects the individual’s need for a combination and
11 sequence of special, interdisciplinary or generic services, individualized supports or other forms
12 of assistance that are of a lifelong or extended duration and are individually planned and

13 coordinated; or (2) an individual under the age of 5 who has a substantial developmental delay or
14 specific congenital or acquired condition with a high probability that the condition will result in
15 developmental disability if services are not provided. A person who has a developmental
16 disability may be considered to be mentally ill; provided, however, that no person with a
17 developmental disability shall be considered to be mentally ill solely by the reason of the
18 person's developmental disability.

19 SECTION 2: This act shall take effect on January 1, 2022.