

DEPARTMENT OF DEVELOPMENTAL SERVICES

1215 O Street, MS 8-30
Sacramento, CA 95814
TTY: 711
(833) 421-0061



December 28, 2022

TO: REGIONAL CENTER EXECUTIVE DIRECTORS

SUBJECT: CHANGES IMPACTING THE INDIVIDUAL PROGRAM PLAN AND
INDIVIDUALIZED FAMILY SERVICE PLAN PROCESS

Budget Trailer Bill Language, SB 188

The State's Budget Trailer Bill for developmental services, SB 188 (Chapter 49, Statutes of 2022), added new provisions to the Lanterman Developmental Disabilities Services Act which impact the regional center internal process for individual program plans (IPP) or individualized family service plans (IFSP). Section 84 of SB 188 provides authority for implementation of specific provisions pursuant to written directives from the Department of Developmental Services (Department).

Consideration of Consumer Information

Effective October 1, 2022, Welfare and Institutions (W&I) Code Section 4646.4(a)(5) requires regional centers to ensure, in their internal process, consideration of information obtained from the consumer and, if appropriate, the parents, legal guardian, conservator, or authorized representative about the consumer's need for the services, barriers to service access, and other information. Regional centers should train all service coordination staff on best practices for obtaining this information at the time of development, scheduled review, or modification of a consumer's IPP or IFSP.

Notice of Action Delivery Method

Effective March 1, 2023, W&I Code Section 4710(b) requires regional centers to indicate in the IPP the preferred language(s) of the consumer and their authorized representative, and their preferred delivery method to receive notice. Consumers, and if appropriate, their authorized representative, can have notice sent via standard mail, certified mail, or by email. Regional centers should train staff to collect this information and make any needed modifications to their IPP template.

California State Auditor Report, 2021-107**Discussion of Complaint Process**

The [California State Auditor's Report 2021-107, June 2022](#), recommended that the Department, by January 2023, require all regional centers to include in their IPP template a written acknowledgement that regional center staff discussed the complaint process with the consumer and, if appropriate, their authorized representative, as required by W&I Code Section 4731(f).

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Regional centers should train staff on the complaint process and best practices for discussing the process with the consumer and, if appropriate, their authorized representative, and modify the IPP template, as needed.

Regional centers must modify their IPP template to comply with the requirements outlined in this correspondence and submit a copy of the modified IPP template to oco@dds.ca.gov by February 15, 2023.

If you have any questions regarding this correspondence, please contact your assigned Primary Regional Center Liaison in the Office of Community Operations (OCO). You can also contact OCO by calling (833) 421-0061 or at the email address above.

Sincerely,

A handwritten signature in black ink, appearing to read "Ernie Cruz", with a long horizontal flourish extending to the right.

ERNIE CRUZ
Deputy Director
Community Services Division

cc: Regional Center Administrators
Regional Center Directors of Consumer Services
Regional Center Community Services Directors
Association of Regional Center Agencies