

§5461. Definitions

As used in this Article, unless the context otherwise indicates, the following terms have the following meanings. [PL 1983, c. 459, §7 (NEW).]

1. Advocate. "Advocate" means a person:

A. Who is familiar with the procedures involved in providing services to persons with intellectual disabilities or autism; and [PL 2011, c. 542, Pt. A, §104 (AMD).]

B. Who is capable of advocating solely on behalf of a person with an intellectual disability or autism. [PL 2011, c. 542, Pt. A, §104 (AMD).]

[PL 2011, c. 542, Pt. A, §104 (AMD).]

2. Client. "Client" means a person asking the department for adult developmental services or the person for whom those services are asked.

[PL 2011, c. 542, Pt. A, §104 (AMD).]

3. Community. "Community" means the municipality or other area in which the client resides when applying for services.

[PL 1983, c. 459, §7 (NEW).]

4. Comprehensive evaluation. "Comprehensive evaluation" means a comprehensive set of evaluations that:

A. Results in the distinguishing of intellectual disabilities and autism from other conditions; [PL 2011, c. 542, Pt. A, §104 (AMD).]

B. Determines the severity of disability resulting from an intellectual disability or autism and other conditions; and [PL 2011, c. 542, Pt. A, §104 (AMD).]

C. Estimates the degree to which the intellectual disability or autism and other conditions can be ameliorated. [PL 2011, c. 542, Pt. A, §104 (AMD).]

[PL 2011, c. 542, Pt. A, §104 (AMD).]

5. Facility.

[PL 2013, c. 21, §3 (RP).]

6. Habilitation. "Habilitation" means a process by which a person is assisted to acquire and maintain skills that:

A. Enable that person to cope more effectively with the demands of that person's own person and of the environment; [RR 2019, c. 2, Pt. B, §99 (COR).]

B. Raise the level of that person's physical, mental and social efficiency; and [RR 2019, c. 2, Pt. B, §99 (COR).]

C. Upgrade that person's sense of well-being. [RR 2019, c. 2, Pt. B, §99 (COR).]

[RR 2019, c. 2, Pt. B, §99 (COR).]

7. Interdisciplinary team.

[PL 2003, c. 389, §2 (RP).]

7-A. Likelihood of serious harm.

[PL 2013, c. 21, §4 (RP).]

8. Person in need of institutional services.

[PL 2013, c. 21, §5 (RP).]

8-B. Personal planning process. "Personal planning process" means a process of planning with a client for the coordination and delivery of supportive and other services through the development of

a personal plan or service plan. The type of plan, participants and agenda at the planning meeting must be selected by the client or guardian.

[PL 2003, c. 389, §3 (NEW).]

8-C. Planning team. "Planning team" means those persons, including at a minimum the client, the client's guardian and the client's individual support coordinator and others selected by the client or guardian to participate, who develop a personal plan or service plan. The planning team may include family, friends, service providers, correspondents, advocates and others.

[PL 2003, c. 389, §3 (NEW).]

9. Prescriptive program plan.

[PL 2003, c. 389, §4 (RP).]

10. Professional. "Professional" means:

A. A person possessing appropriate licensure, certification or registration to practice that person's discipline in the community; or [RR 2019, c. 2, Pt. B, §100 (COR).]

B. Where licensure, certification or registration is not required, a person possessing a master's degree in the appropriate discipline or a person possessing a bachelor's degree in the appropriate discipline and 3 years' experience in treating persons with intellectual disabilities or autism or 3 years' experience in a related human services field. [PL 2011, c. 542, Pt. A, §107 (AMD).]

[RR 2019, c. 2, Pt. B, §100 (COR).]

10-A. Service plan. "Service plan" means one type of plan resulting from the personal planning process for the delivery and coordination of specific services to a client when:

A. The client or guardian has chosen this type of plan over a personal plan; or [PL 2003, c. 389, §5 (AMD).]

B. [PL 2003, c. 389, §5 (AMD).]

C. [PL 2003, c. 389, §5 (AMD).]

D. The client has either a single service need or routine service needs. [PL 2003, c. 389, §5 (AMD).]

[PL 2003, c. 389, §5 (AMD).]

11. Service agreement. "Service agreement" means a written form in which the persons designated in section 5471 agree to the type of services and programs for and the manner of providing services to the client.

[PL 1983, c. 459, §7 (NEW).]

12. Voluntary admission.

[PL 1983, c. 580, §14 (RP).]

SECTION HISTORY

PL 1983, c. 459, §7 (NEW). PL 1983, c. 580, §§11-14 (AMD). PL 2003, c. 389, §§2-5 (AMD). PL 2011, c. 542, Pt. A, §§104-107 (AMD). PL 2013, c. 21, §§3-5 (AMD). RR 2019, c. 2, Pt. B, §§99, 100 (COR).

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