

## HR 5689

Disability Integration Act of 2016

**Congress:** 114 (2015–2017, Ended)

**Chamber:** House

**Policy Area:** Civil Rights and Liberties, Minority Issues

**Introduced:** Jul 8, 2016

**Current Status:** Referred to the Subcommittee on the Constitution and Civil Justice.

**Latest Action:** Referred to the Subcommittee on the Constitution and Civil Justice. (Jul 22, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/house-bill/5689>

### Sponsor

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**Name:** Rep. Gibson, Christopher P. [R-NY-19]

**Party:** Republican • **State:** NY • **Chamber:** House

## Cosponsors (32 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Slaughter, Louise McIntosh [D-NY-25]	D · NY		Jul 13, 2016
Rep. Serrano, Jose E. [D-NY-15]	D · NY		Jul 14, 2016
Rep. O'Rourke, Beto [D-TX-16]	D · TX		Jul 25, 2016
Rep. Conyers, John, Jr. [D-MI-13]	D · MI		Sep 6, 2016
Rep. Duckworth, Tammy [D-IL-8]	D · IL		Sep 6, 2016
Rep. Meng, Grace [D-NY-6]	D · NY		Sep 6, 2016
Rep. Sensenbrenner, F. James, Jr. [R-WI-5]	R · WI		Sep 6, 2016
Rep. Tonko, Paul [D-NY-20]	D · NY		Sep 6, 2016
Rep. Visclosky, Peter J. [D-IN-1]	D · IN		Sep 6, 2016
Rep. Davis, Danny K. [D-IL-7]	D · IL		Sep 12, 2016
Rep. Peterson, Collin C. [D-MN-7]	D · MN		Sep 12, 2016
Rep. Neal, Richard E. [D-MA-1]	D · MA		Sep 13, 2016
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Sep 15, 2016
Rep. Polis, Jared [D-CO-2]	D · CO		Sep 20, 2016
Rep. Grayson, Alan [D-FL-9]	D · FL		Sep 26, 2016
Rep. Lawrence, Brenda L. [D-MI-14]	D · MI		Sep 26, 2016
Rep. Courtney, Joe [D-CT-2]	D · CT		Sep 28, 2016
Rep. Welch, Peter [D-VT-At Large]	D · VT		Sep 28, 2016
Rep. Brady, Robert A. [D-PA-1]	D · PA		Nov 14, 2016
Rep. DeFazio, Peter A. [D-OR-4]	D · OR		Nov 14, 2016
Rep. Lewis, John [D-GA-5]	D · GA		Nov 14, 2016
Rep. Moore, Gwen [D-WI-4]	D · WI		Nov 16, 2016
Rep. McCollum, Betty [D-MN-4]	D · MN		Nov 22, 2016
Rep. Lofgren, Zoe [D-CA-19]	D · CA		Dec 5, 2016
Rep. Clay, Wm. Lacy [D-MO-1]	D · MO		Dec 8, 2016
Rep. Himes, James A. [D-CT-4]	D · CT		Dec 8, 2016
Rep. Lieu, Ted [D-CA-33]	D · CA		Dec 8, 2016
Rep. Lujan Grisham, Michelle [D-NM-1]	D · NM		Dec 8, 2016
Rep. Perlmutter, Ed [D-CO-7]	D · CO		Dec 8, 2016
Rep. Veasey, Marc A. [D-TX-33]	D · TX		Dec 8, 2016
Rep. Cohen, Steve [D-TN-9]	D · TN		Dec 16, 2016
Rep. Quigley, Mike [D-IL-5]	D · IL		Dec 20, 2016

## Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred To	Jul 8, 2016
Judiciary Committee	House	Referred to	Jul 22, 2016

## Subjects & Policy Tags

### Policy Area:

Civil Rights and Liberties, Minority Issues

## Related Bills

Bill	Relationship	Last Action
114 S 2427	Related bill	<b>Dec 18, 2015:</b> Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

## Summary (as of Jul 8, 2016)

### Disability Integration Act of 2016

This bill prohibits states or local governments that provide institutional placements for individuals with disabilities who need long-term assistance with daily living activities or health-related tasks, and prohibits insurance providers that fund such long-term services, from denying community-based services that would enable such individuals, as an alternative to institutionalization, to live in the community and lead an independent life.

States, local governments, or insurance providers may not discriminate against such individuals in the provision of community-based services by: (1) imposing prohibited eligibility criteria, cost caps, waiting lists, or payment structures; (2) failing to provide a specific community-based service; or (3) requiring an individual to receive a service in a congregate or disability-specific setting.

Community-based services must be offered to individuals with such disabilities prior to institutionalization. Institutionalized individuals must be notified regularly of community-based alternatives.

States, local governments, and public insurance providers must assess: (1) transportation barriers that prevent individuals from receiving services in integrated settings, and (2) the availability of integrated employment opportunities.

The Department of Justice (DOJ) and the Department of Health and Human Services (HHS) must issue regulations requiring states, local governments, or insurance providers to offer community-based long-term services as an alternative to institutional placement. State and local governments, in conjunction with housing agencies, must ensure sufficient availability of affordable, accessible, and integrated housing that is not a disability-specific residential setting or a setting where services are tied to tenancy.

Such regulations must also require states and local governments to begin implementing a transition plan to achieve the requirements of this Act within 12 years after its enactment. For 10 years after issuance of the regulations, HHS must determine annually whether each state is complying with the transition plan. If a state is complying, HHS must increase by five percentage points the federal medical assistance percentage for a state requesting an increase for expenditures on home and community-based services furnished under the state Medicaid plan under title XIX (Medicaid) of the Social Security Act, or a waiver of such plan, that are identified as: (1) improvements to ensure accessibility or self-directed receipt of such services, (2) funding shifts from institutional settings to integrated community-based services, or (3) environmental modifications for housing targeted toward the lowest income individuals.

The bill provides for DOJ enforcement and allows civil actions by individuals subjected to, or about to be subjected to, a violation of this bill.

### Actions Timeline

- **Jul 22, 2016:** Referred to the Subcommittee on the Constitution and Civil Justice.
- **Jul 8, 2016:** Introduced in House
- **Jul 8, 2016:** Referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.