



Orchid's One-Page Recommendations to CO on **Disability Law Compliance**

[Selected List of Disability Civil Rights Laws – pages 2 & 3]

I. Disability Law Compliance: CO

1. Provide State Agency Employees & Providers with Detailed Guidance and Tools for Compliance of:
 - ADA, Olmstead, Fair Housing, Medicaid Network Adequacy, PASRR, Mental Health Parity & Addiction Equity, etc.
 - Assessment of Need for Criminal Justice Involved Population of people with disabilities, with attention to underserved people with cognitive disabilities.
2. **Seek WAIVER to provide Housing as a Medicaid benefit for people with disabilities meeting the level of care for LONG TERM CARE in compliance with Disability Law.**
3. **Seek WAIVER to provide “bed space” for people with mental illness in compliance of Disability Law.**
4. Provide Comprehensive Data Collection & Analysis program to assist with compliance with Federal Disability Civil Rights Law.
5. Develop Innovative Strategies to INCLUDE hard to reach populations in Service Design and Delivery.
6. Make Assertive Community Treatment (ACT) & Flexible ACT standard Services under re-vamped CO Community Mental Health Supports Waiver
7. Re-Design CO Community Mental Health Supports Waiver
8. **Consider Creating CO Justice Cognitive Supports Waiver which would address Brain Injury, Mental Illness, Developmental Disability (including High IQ DD), Substance Issues, Etc. for people with disabilities involved with the Justice System or @ great risk of involvement.**



Selected Federal Disability Civil Rights Law

[Orchid's view is that a **STRONG SAFETY NET**, allows for a **STRONG & DYNAMIC Free Enterprise Economic System** & is the **BEST STRATEGY** for the **LONG TERM EMPLOYMENT** of Millions of Diverse People in the Private Sector & Support of not only of Individuals, but Families and Communities]

1. Medicaid Amendments of 1965 to the Social Security Act of 1935 and subsequent amendments, caselaw and guidance
2. Fair Housing Act of 1968, with subsequent amendments in 1988, caselaw and guidance
3. Section 504 of the Rehabilitation Act of 1973, subsequent caselaw and guidance
4. Individuals with Disabilities Education Act (IDEA)
5. Civil Rights of Institutionalized Persons Act of 1980 – (relating to people with developmental and intellectual disabilities), subsequent caselaw and guidance
6. Americans with Disabilities Act (ADA) of 1990, subsequent caselaw and guidance
7. Federal Nursing Home Reform Amendments of OBRA 1987, including PASRR (Pre-admission Screen & Resident Review), subsequent caselaw & guidance
8. L.C. v. Olmstead (US Supreme Court 1999), including subsequent caselaw & guidance
9. Mental Health Parity & Equity Addiction Act (MHPEA) of 2008, subsequent caselaw & guidance



10. **Protection and Advocacy for Individuals with Developmental Disabilities (PADD) Act**
11. **Protection and Advocacy for Individuals with Mental Illness (PAIMI) Act of 1986, expanded in 2000**
12. **Traumatic Brain Injury Act of 1996, Protection and Advocacy for Individuals with Traumatic Brain Injury (PATBI) Act**
13. **Protection and Advocacy for Individual Rights (PAIR) Act**