

1 AN ACT relating to individuals with intellectual and developmental disabilities.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS 210.005 TO 210.366 IS CREATED
4 TO READ AS FOLLOWS:

5 *The rights of individuals with intellectual and developmental disabilities include but*
6 *are not limited to the right to:*

- 7 *(1) Be treated at all times with courtesy and respect and with full recognition of their*
8 *dignity and individuality;*
- 9 *(2) Appropriate, safe, equal, and sanitary living, learning, and working*
10 *environments that comply with local, state, and federal standards and recognize*
11 *the individual's need for privacy and independence;*
- 12 *(3) Food adequate to meet accepted standards of nutrition;*
- 13 *(4) Practice the religion of their choice or to abstain from the practice of religion;*
- 14 *(5) Timely access to appropriate medical and dental treatment;*
- 15 *(6) Access ancillary services, including but not limited to occupational therapy,*
16 *physical therapy, speech therapy, and behavior supports and other psychological*
17 *services;*
- 18 *(7) Receive appropriate care and treatment in the least restrictive and intrusive*
19 *manner;*
- 20 *(8) Privacy, including but not limited to periods of privacy and places of privacy;*
- 21 *(9) Communicate freely with persons of their choice in any effective manner they*
22 *choose;*
- 23 *(10) Ownership and use of personal possessions to maintain individuality and*
24 *personal dignity;*
- 25 *(11) Social interaction and relationships with persons of their choosing;*
- 26 *(12) Access to opportunities that enable individuals to develop their full human*
27 *potential;*

- 1 (13) Pursue vocational opportunities that will promote and enhance economic
2 independence;
- 3 (14) Be treated equally as citizens under the law;
- 4 (15) Be free from emotional, psychological, verbal, and physical abuse;
- 5 (16) Participate in decisions that affect their lives and promote self-determination;
- 6 (17) Select an advocate to support their decision-making;
- 7 (18) Manage their personal financial affairs;
- 8 (19) Confidential treatment of all information in their personal and medical records,
9 except to the extent that disclosure or release of records is permitted under KRS
10 210.235;
- 11 (20) Voice grievances and recommend changes in policies and services without
12 restraint, interference, coercion, discrimination, or reprisal;
- 13 (21) Be free from excessive or unnecessary chemical or physical restraints;
- 14 (22) Freely participate in the political process;
- 15 (23) Communicate verbal or nonverbal refusal to participate in medical,
16 psychological, or other research or experiments;
- 17 (24) Participate in integrated programs of education, training, social development,
18 habilitation, and recreation;
- 19 (25) Fair and equal wages in integrated work places;
- 20 (26) Choose and maintain healthcare providers, personal care providers, services, and
21 supports;
- 22 (27) Accessible and timely transportation to enable equal opportunities to participate
23 in their communities;
- 24 (28) Assistive technology to fully communicate and participate in their communities;
25 and
- 26 (29) Raise a family with adequate supports and without undue interference.

27 ➔Section 2. This Act may be cited as the Frank Huffman Act.