

SUMMARY OF NO. 19-04

This proposed law would prohibit state-funded, state-operated, or state-licensed facilities from administering painful punishment or behavioral modification procedures to persons with disabilities.

The proposed law would apply to anyone with a physical, intellectual, or developmental disability in any program or facility that is funded, operated, or licensed by the state including prisons, hospitals, childcare facilities, group homes, schools, assisted living facilities, or nursing homes.

The proposed law would prohibit these facilities and programs from administering punishment to persons with disabilities if those punishments could not legally be administered to a person without a disability. The proposed law would further prohibit these facilities and programs from denying a person with a disability reasonable sleep, shelter, bedding, food, or bathroom access.

The proposed law states that, if any of its parts were declared invalid, the other parts would stay in effect.

The proposed law would take effect on January 1, 2021.