

DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF RIGHTS ACT AMENDMENTS OF 1996

JULY 30, 1996.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. BLILEY, from the Committee on Commerce, submitted the following

REPORT

[To accompany H.R. 3867]

[Including cost estimate of the Congressional Budget Office]

The Committee on Commerce, to whom was referred the bill (H.R. 3867) to amend the Developmental Disabilities Assistance and Bill of Rights Act to extend the Act, and for other purposes, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

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PURPOSE AND SUMMARY

This legislation extends for three years the Developmental Disabilities Assistance and Bill of Rights Act. The program consists of four components: the basic State grant program; the protection and

advocacy program; the university affiliated program; and the projects of national significance.

H.R. 3867 authorizes the programs through Fiscal Year 1999.

#### BACKGROUND AND NEED FOR LEGISLATION

The Developmental Disabilities Assistance and Bill of Rights Act (P.L. 94-103) was enacted in 1975 and has been extended and revised many times in past Congresses. This reauthorization expresses Congressional support for the developmental disabilities programs and permits the revisions passed in the last reauthorization to continue to be implemented. The authorization for these programs will expire on September 30, 1996.

The Senate passed S. 1757, an identical bill, on July 12, 1996, by unanimous consent.

#### HEARINGS

The Committee on Commerce has not held hearings on this legislation.

#### COMMITTEE CONSIDERATION

On July 24, 1996, the Full Committee met in open markup session and ordered H.R. 3867, the Developmental Disabilities Assistance and Bill of Rights Act Amendments of 1996, reported to the House, without amendment, by a voice vote, a quorum being present.

#### ROLLCALL VOTES

Clause 2(1)(2)(B) of rule XI of the Rules of the House requires the Committee to list the recorded votes on the motion to report legislation and amendments thereto. There were no recorded votes taken in connection with ordering H.R. 3867 reported. A motion by Mr. Bliley to order H.R. 3867 reported to the House, without amendment, was agreed to by a voice vote.

#### COMMITTEE OVERSIGHT FINDINGS

Pursuant to clause 2(1)(3)(A) of rule XI of the Rules of the House of Representatives, the Committee has not held oversight or legislative hearings on this legislation.

#### COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

Pursuant to clause 2(1)(3)(D) of rule XI of the Rules of the House of Representatives, no oversight findings have been submitted to the Committee by the Committee on Government Reform and Oversight.

#### NEW BUDGET AUTHORITY AND TAX EXPENDITURES

In compliance with clause 2(1)(3)(B) of rule XI of the Rules of the House of Representatives, the Committee states that H.R. 3867 would result in no new or increased budget authority or tax expenditures or revenues.

## COMMITTEE COST ESTIMATE

The Committee adopts as its own the cost estimate prepared by the Director of the Congressional Budget Office pursuant to section 403 of the Congressional Budget Act of 1974.

## CONGRESSIONAL BUDGET OFFICE ESTIMATE

Pursuant to clause 2(1)(3)(C) of rule XI of the Rules of the House of Representatives, the following is the cost estimate provided by the Congressional Budget Office pursuant to section 403 of the Congressional Budget Act of 1974:

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
*Washington, DC, July 30, 1996.*

Hon. THOMAS J. BLILEY, Jr.,  
*Chairman, Committee on Commerce,  
House of Representative, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 3867, as ordered reported by the House Committee on Commerce on July 24, 1996. Because enactment of H.R. 3867 would not affect direct spending or receipts, pay-as-you-go procedures would not apply to this bill.

If you wish further details on this estimate, we will be pleased to provide them.

Sincerely,

JUNE E. O'NEILL, *Director.*

Enclosure.

## CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

1. Bill No.: H.R. 3867.
2. Bill title: Development Disabilities Assistance and Bill of Rights Act Amendments of 1996.
3. Bill status: As ordered reported by the House Committee on Commerce on July 24, 1996.
4. Bill purpose: H.R. 3867 would amend the Developmental Disabilities Assistance and Bill of Rights Act by extending, through 1999, the authorizations of appropriations for four programs which serve and assist individuals with developmental disabilities.
5. Estimated cost to the Federal Government: The following tables show estimated authorization unlevels under H.R. 3867. CBO estimates that authorizations of appropriations would total \$381 million over fiscal years 1997 through 1999, assuming the \$123 million estimated authorization level for fiscal year 1997 is adjusted for inflation in fiscal years 1998 and 1999. If no adjustment for inflation is assumed, the three-year authorization would total \$371 million.

TABLE 1.—ESTIMATED BUDGETARY IMPACT OF H.R. 3867

[By fiscal years, in millions of dollars]

	1996	1997	1998	1999	2000	2001	2002
WITH ADJUSTMENTS FOR INFLATION							
Authorizations of appropriations under current law:							
Actual appropriation .....	114						
Estimated outlays .....	118	66	7				
Proposed changes:							
Estimated authorization .....		123	127	131			
Estimated outlays .....		53	118	128	74	8	
Authorizations of appropriations under H.R. 3268:							
Estimated authorization .....	114	123	127	131			
Estimated outlays .....	118	119	124	128	74	8	
WITHOUT ADJUSTMENTS FOR INFLATION							
Authorizations of appropriations under current law:							
Actual appropriation .....	114						
Estimated outlays .....	118	66	7				
Proposed changes:							
Estimated authorization .....		123	123	123			
Estimated outlays .....		53	116	123	70	7	
Authorizations of appropriations under H.R. 3268:							
Estimated authorization .....	114	123	123	123			
Estimated outlays .....	18	119	123	123	70	7	

The costs of this bill would fall within budget function 500.

TABLE 2.—ESTIMATED BUDGETARY IMPACT OF H.R. 3867 BY PROGRAM, WITH ADJUSTMENTS FOR INFLATION

[By fiscal years, in millions of dollars]

	1997	1998	1999	2000	2001	2002
State developmental disabilities councils—proposed changes:						
Estimated authorization .....	71	73	75			
Estimated outlays .....	35	68	74	37	4	
Protection and advocacy—proposed changes:						
Estimated authorization .....	28	29	30			
Estimated outlays .....	14	27	29	15	1	
University affiliated programs—proposed changes:						
Estimated authorization .....	19	20	20			
Estimated outlays .....	3	17	20	17	2	
Projects of national significance—proposed changes:						
Estimated authorization .....	6	6	6			
Estimated outlays .....	1	5	6	5	1	

TABLE 3.—ESTIMATED BUDGETARY IMPACT OF H.R. 3867 BY PROGRAM, WITHOUT ADJUSTMENTS FOR INFLATION

[By fiscal years, in millions of dollars]

	1997	1998	1999	2000	2001	2002
State development disabilities councils—proposed changes:						
Estimated authorization .....	71	71	71	.....	.....	.....
Estimated outlays .....	35	67	71	35	4	.....
Protection and advocacy—proposed changes:						
Estimated authorization .....	28	28	28	.....	.....	.....
Estimated outlays .....	14	27	28	14	1	.....
University affiliated programs—proposed changes:						
Estimated authorization .....	19	19	19	.....	.....	.....
Estimated outlays .....	3	17	19	16	2	.....
Projects of national significance—proposed changes:						
Estimated authorization .....	6	6	6	.....	.....	.....
Estimated outlays .....	1	5	6	5	1	.....

6. Basis of the estimate: Section 2 of H.R. 3867 would reauthorize federal assistance for State Developmental Disabilities councils. Under this section, grants to states would support comprehensive, statewide systems which provide coordinated services and assistance for individuals with developmental disabilities. CBO estimates authorization of appropriations of \$218 million under this section for the 1997–1999 period, based on the average of historical appropriations (fiscal years 1995 and 1996), adjusted to account for inflation. Outlay estimates are based on historical spending patterns.

Section 3 would reauthorize spending for the Developmental disabilities Protection and Advocacy program. This program provides grants for the establishment and maintenance of a protection and advocacy system in each state to protect the legal and human rights of individuals with developmental disabilities. CBO estimates \$86 million would be authorized under this section for the 1997–1999 period, based on the same estimating method used for costs under Section 2.

Sections 4 and 5 of this bill would reauthorize spending for Developmental Disabilities University Affiliated Programs and for Developmental Disabilities Projects of National Significance, respectively. CBO estimates \$59 million would be authorized for the 1997–1999 period for the former program, which provides grants for operations and administrative support to a national network of 60 University-affiliated programs which provide community services for individuals with developmental disabilities.

The Developmental Disabilities Projects of National Significance program provides funds for demonstration, training, and technical assistance projects which are designed to help individuals with developmental disabilities achieve full independence, productivity and inclusion in American society. CBO estimates \$18 million would be authorized for this program for the 1997–1999 period.

7. Pay-as-you-go considerations: None.

8. Estimated cost to State, local and tribal governments: The bill contains no intergovernmental mandates as defined in Public Law 104–4.

Section 2 would reauthorize grants to states to enhance the independence, productivity, and integration of individuals with developmental disabilities. If the amounts authorized are appropriated,

the states would receive about \$71 million which would be matched with \$24 million of state funds. Section 4 would reauthorize annual appropriations of \$19 million for grants to universities for projects related to individuals with developmental disabilities. Public universities may receive some of these funds. The universities' share of these project costs would be between 10 percent and 25 percent. Finally, Section 5 would reauthorize \$6 million for grants to public and nonprofit entities for projects that will support the development of national and state policies dealing with individuals with developmental disabilities. State, local, and tribal governments may receive some of these funds.

9. Estimated impact on the private sector: H.R. 3867 contains no private-sector mandates as defined in P.L. 104-4. The program reauthorizes four grant programs that help states to provide service to certain people with mental or physical disabilities.

10. Previous estimate: None.

11. Estimate prepared by: Federal cost estimate: Jennifer Jenson; State and local cost estimate: John Patterson; and private sector cost estimate: Linda Billheimer.

12. Estimate approved by: Paul N. Van de Water, Assistant Director for Budget Analysis.

#### INFLATIONARY IMPACT STATEMENT

Pursuant to clause 2(1)(4) of Rule XI of the Rules of the House of Representatives, the Committee finds that the bill would have no inflationary impact.

#### ADVISORY COMMITTEE STATEMENT

No advisory committees within the meaning of section 5(b) of the Federal Advisory Committee Act were created by this legislation.

#### SECTION-BY-SECTION ANALYSIS OF THE LEGISLATION

##### *Section 1. Short title*

Section 1 contains the short title, which is the Developmental Disabilities Assistance and Bill of Rights Act Amendments of 1996.

##### *Section 2. Reauthorization of allotments for States*

Section 2 extends the authorization for the basic State grant program through Fiscal Year 1999.

##### *Section 3. Reauthorization of authorities relating to protection and advocacy of individual rights*

Section 3 extends the authorization for the protection and advocacy program through Fiscal Year 1999.

##### *Section 4. Reauthorization of authorities relating to university affiliated programs*

Section 4 extends the authorization for the university affiliated program through Fiscal Year 1999.

*Section 5. Reauthorization of authorities relating to projects of national significance*

Section 5 extends the authorization for the projects of national significance through Fiscal Year 1999.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

**DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF RIGHTS ACT**

\* \* \* \* \*

**TITLE I—PROGRAMS FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES**

**PART A—GENERAL PROVISIONS**

\* \* \* \* \*

**PART B—FEDERAL ASSISTANCE TO STATE DEVELOPMENTAL DISABILITIES COUNCILS**

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AUTHORIZATION OF APPROPRIATIONS

SEC. 130. For allotments under section 125, there are authorized to be appropriated \$70,000,000 for fiscal year 1994, and such sums as may be necessary for each of the fiscal years 1995 [and 1996] *through 1999*.

**PART C—PROTECTION AND ADVOCACY OF INDIVIDUAL RIGHTS**

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**SEC. 143. AUTHORIZATION OF APPROPRIATIONS.**

For allotments under section 142, there are authorized to be appropriated \$24,000,000 for fiscal year 1994, and such sums as may be necessary for each of the fiscal years 1995 [and 1996] *through 1999*.

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**PART D—UNIVERSITY AFFILIATED PROGRAMS**

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**SEC. 156. AUTHORIZATION OF APPROPRIATIONS.**

(a) IN GENERAL.—For the purpose of making grants under subsections (a), (b), (c), and (d) of section 152, there are authorized to be appropriated \$19,000,000 for fiscal year 1994, and such sums as may be necessary for each of the fiscal years 1995 [and 1996] through 1999.

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**PART E—PROJECTS OF NATIONAL SIGNIFICANCE**

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**SEC. 163. AUTHORIZATION OF APPROPRIATIONS.**

(a) IN GENERAL.—To carry out this part, there are authorized to be appropriated \$4,000,000 for fiscal year 1994, and such sums as may be necessary for each of the fiscal years 1995 [and 1996] through 1999.

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