

Civil Transitions Program

A court may order a competency evaluation for individuals whose competency to stand trial is in question. If the competency evaluation finds the individual is **not competent due to Intellectual/Developmental disability**, DSHS Behavioral Health Administration will refer the individual to DSHS' Developmental Disabilities Administration. All civil transition referrals to DDA are received from BHA only.

Individuals referred to DDA who have not previously been determined eligible for DDA services will be offered the opportunity to apply for DDA eligibility through the established intake and eligibility process.

To be found DDA eligible, a person must:



Be a Washington state resident.



Have evidence of a qualifying developmental disability that was present prior to age 18.



Have evidence of substantial limitations.

Learn more here: [WAC 388-823-0020](https://www.wa.gov/leg/wac/default.aspx?cite=388-823-0020)

1. If the referred individual is ordered by the court for restoration, either in inpatient treatment or outpatient treatment, the referred individual is eligible only to apply for intake and eligibility pending the outcome of the restoration process.
2. If, at the end of the restoration, the individual is found to be competent to stand trial, the referral will be closed. The civil transitions program is only available to individuals deemed not competent. An application for intake and eligibility determination that has been submitted will continue to be processed. If found eligible for DDA, the individual may request services for which they qualify.
3. If the court does not order restoration, or determines restoration was not successful, the individual is eligible to access conditional DDA services while going through the intake and eligibility process. All individuals meeting this criteria and choosing conditional services **MUST** complete an application for DDA intake and eligibility. Conditional services are time limited.

These conditional services may include offering the following services:

- Temporary supportive housing with housing wraparound services.
 - Personal care services if the referred individual is assessed to have activities of daily living support needs.
4. Some individuals who apply for intake and eligibility may be determined not DDA eligible per WAC 388-823-0020. If this occurs, DDA will end services and will offer information regarding other services for which the person may be eligible.
 5. Individuals referred to DDA under the civil transitions program, and who have already established DDA eligibility, will have access to traditional services which may include personal care and residential habilitation services or other DDA supports. Supports offered as part of DDA's Community Protection Program will require an additional review and must meet eligibility for that program per DDA policy 15.01, Community Protection Program Identification and Eligibility.

DDA services, including specialized services through the Civil Transitions Program, are voluntary. The referred individual must agree that they want to seek DDA enrollment and accept services offered. They may decline to accept DDA services at any time.

Who can you reach out to for further information from DDA?

Please reach out to DDA regarding any questions about the Civil Transitions Program:

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