

**FINAL DECISION**

Sent via email [REDACTED] Certified Mail [REDACTED]

October 23, 2025

[REDACTED]

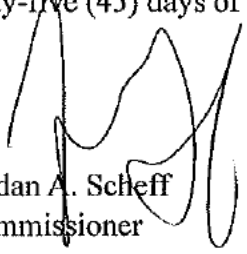
RE: Final Decision

Dear [REDACTED]:

On **September 10<sup>th</sup>**, the proposed decision of the hearing officer regarding the eligibility of [REDACTED] to receive services of the Department of Developmental Services was sent to you and all parties. Parties had ten (10) business days from receipt of the proposed decision to submit comments in support or opposition. Comments were not submitted by the petitioner. No comments were submitted on behalf of DDS.

After reviewing the proposed decision, the record, including exhibits submitted at the hearing, I agree with the hearing officer, adopt the Proposed Decision as the Final Decision, and find that [REDACTED] is ineligible for services of the Department of Developmental Services pursuant to Connecticut General Statute section 1-1g.

If you do not agree with this decision, you have the right, in accordance with Section 4-183 of the Connecticut General Statutes, to appeal to the Superior Court. Such an appeal must be submitted within forty-five (45) days of the mailing of this final decision.

  
Jordan A. Scheff  
Commissioner

Enclosures

cc: Wendy Mongillo, Esq., Hearing Officer  
Kathleen Murphy, Ph.D., Director, Eligibility Unit  
Margret Rudin, Ph.D., Psychologist Eligibility Unit  
Marjorie O. Wakeman, Esq., Director, Legal & Government Affairs

STATE OF CONNECTICUT  
DEPARTMENT OF DEVELOPMENTAL SERVICES  
PROPOSED MEMORANDUM OF DECISION  
ELIGIBILITY HEARING

IN RE: [REDACTED]

July 14, 2025

**INTRODUCTION:**

On July 14, 2025, 2025 at 10:00 a.m. a hearing was held at the Department of Developmental Services, 460 Capitol Avenue in Hartford, Connecticut and remotely, via Microsoft Teams, to determine the eligibility of [REDACTED] for services from the Department of Developmental Services (DDS) pursuant to Connecticut General Statutes Section 1-1g. The request for hearing was filed on February 20, 2025 by [REDACTED] who is the the Applicant in this matter.

**Name of Attendees:**

[REDACTED]	Applicant
[REDACTED]	Supported Education Coordinator for [REDACTED]
Dr. Kathleen Murphy	DDS Psychologist Eligibility Unit

**Statement of Issues**

Is [REDACTED] eligible for services from the Department of Developmental Services?

**Exhibits Entered Into Evidence**

The following documents were presented by the parties and admitted into evidence as full exhibits by the undersigned hearing officer:

HO-1	DDS Denial Letter Dated 2/18/2025
HO-2	Request for Appeal Hearing Dated 2/20/2025
HO-3	Notice of Hearing Dated 3/03/2025
DDS-1	DDS Eligibility Application Dated 1/03/2025
DDS-2	Denial Letter 2/18/2025
DDS-3	Second Review by Dr. Margaret Rudin, Ph.D. 2/03/2025
DDS-4	Triennial Re- Evaluation 1997
DDS-5	Multidisciplinary Composite Re-Evaluation Grade 5
DDS-6	Speech & Language 1197
DDS-7	IEP 3/20/2002
DDS-8	IEP 12-4-2002
DDS-9	Multidisciplinary Report 2003
DDS-10	Neuropsychological Evaluation 2013
DDS-10	Neuropsychological Evaluation 2022

**Finding of Facts:**

The exhibits entered into evidence, along with sworn testimony at the hearing result in the following findings:

1. [REDACTED] is a resident of the State of Connecticut as he resides in the Town/ City of [REDACTED] Connecticut
2. At the time of the hearing, [REDACTED] born [REDACTED] was [REDACTED] years [REDACTED] months old.
3. “..[REDACTED] did receive special education services through the [REDACTED] Public Schools in the fifth grade in the educational category of the exceptionality. That is, the reason she received special education services...was a learning disability, it wasn't intellectual disability”. (Testimony K. Murphy Exhibit 4)

4. That the Applicant's triennially Re-Evaluation from 1997 shows that the Application was given the WISC 3. That the full scale IQ score was left out however other scores show that her verbal score was 75 which was in the borderline range, that the verbal comprehension was 70 which is in the highest most borderline range. Perceptual organizations was 64 which is in the low range and freedom from distractibility, meaning ability to attend, was a 67 which was also low. (Testimony K. Murphy Exhibit 4)
5. That the Applicant met criteria for special ed services as a slow learner LD, learning disabled students. The school did not consider the Applicant as having intellectual disability, they considered that Applicant as having a learning disability (Testimony K Murphy Exhibit 4).
6. That an IEP from 3/20/2002 indicated that the Applicant's abilities to complete activities of daily living where age appropriate at that time. " So it's possible that adaptively she was just too high functioning for the school to consider her as having an intellectual disability" (Testimony K Murphy Exhibit 7)
7. That at age [REDACTED] which is beyond the developmental period, the Applicant was given the Weschler Adult Intelligence Scale Fourth Edition was given, and "she came out with a full scale IQ score in the borderline range at 70" (Testimony K Murphy Exhibits 10-11).
8. The evaluations, test results and documents examined by Dr. Kathleen Murphy did not find the Applicant to be intellectually disabled within the Applicant's developmental period, as defined by Connecticut General Statutes Section 1-1g. The evaluations and testing performed on the Applicant did not demonstrate significant limitations in intellectual functioning or that significant deficits in adaptive behaviors exist during the developmental period meeting the statutory criteria of Connecticut General Statutes Section 1-1g. (Testimony K Murphy, DDS Exhibits 1-11)

**Definition of Intellectual Disability:**

According to Connecticut General Statutes Section 1-1g, in order to be eligible for supports or services from the Department of Developmental Services for an intellectual disability, an individual must demonstrate significant limitations in intellectual functioning and deficits in adaptive behavior that originated **during** the developmental period before eighteen years of age (emphasis added).

**Discussion:**


While the applicant may require assistance, guidance and support these results do not give a basis in the records to establish that she is intellectually disabled pursuant to Connecticut State Statutes. Unfortunately, the record does not demonstrate that her deficits in intellectual functioning or adaptive behaviors were significant enough to fall within the intellectually disabled range during her developmental period. As such the statutory requirements of the Connecticut General Statute Section 1-1g have not been satisfied in the present case.

**Conclusion:**

The Applicant is not eligible for services from the Department of Developmental Services based on intellectual disabilities, as she does not meet the criteria for services as defined in Connecticut General Statute Section 1-1g. The Applicant, however, may be eligible for services/benefits through other Federal and State agencies and programs.

This decision shall be submitted to all parties and the Commissioner. The parties may submit written comments in support or opposition to this proposed decision within ten days of receipt hereof.

Respectfully Submitted

A handwritten signature in blue ink, appearing to read "Wendy Mongillo", with a stylized flourish at the end.

Hearing Officer

Wendy Mongillo