

FINAL DECISION

Sent via email [REDACTED] Certified Mail [REDACTED]

November 14, 2025

[REDACTED]

RE: Final Decision

Dear [REDACTED]

On **September 17th**, 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 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 and comments submitted, 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.



Elisa F. Velardo
Deputy Commissioner
Designee of Jordan 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 25, 2025

INTRODUCTION:

On July 25, 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 March 20, 2025 by [REDACTED] who is the Applicant.

Name of Attendees:

[REDACTED]	Applicant
[REDACTED]	Applicant's Mother/ Guardian
[REDACTED]	Applicant's Aunt
[REDACTED]	School Psychologist - [REDACTED] High School
[REDACTED]	Transition Coordinator - [REDACTED] High School
Margaret Rudin, PhD	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	Denial Dated 12/10/2024
HO-2	Request for Hearing Dated 3/20/2025
HO-3	Notice of Hearing Dated 3/24/2025
DDS-1	DDS Eligibility Application Dated 9/13/2024
DDS-2	Autism Spectrum Letter Dated 12/10/2024
DDS-3	DDS Denial 12/10/2025
DDS-4	Second Review by Dr. Margaret Rudin, Ph.D. dated 12/10/2025
DDS-5	Psychological Evaluation dated 9/22/2014
DDS-6	Addendum to Psychological Evaluation dated 1/16/2015
DDS-7	Psychological Evaluation dated 10/26/2020
DDS-8	Psychological Evaluation dated 10/13/2023
DDS-9	Autism Evaluation dated 06/30/2022
DDS-10	IEP dated 10/17/2023
P-1	Letter from [REDACTED] Transition Program

Finding of Facts:

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

1. The Applicant 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, the Applicant, born [REDACTED], was [REDACTED] years old.
3. The evaluations, test results and documents examined by Margaret Rudin, PhD, 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 on the Applicant were not sufficient to 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 Rudin, DDS Exhibits 4-10)

4. DDS Exhibit 5 Represents a psychological examination dated September 22, 2014. Said report indicated that the Applicants WISC-4 of the Spanish intelligence test Full Scale IQ is 75. (Testimony M. Rudin; DDS Exhibit 5)
5. DDS Exhibit 7- psychological evaluation dated October 26, 2020 that report indicated that the results from the Weschler Intelligence Scale for children, fifth edition, known as the WISC 5 full scale IQ was 73. Additionally, all index scores are above 70 and range from 70 to 80. (Testimony M. Rudin; DDS Exhibit 7)
6. DDS Exhibit 9 notes that a neurological evaluation from May 10, 2017, stated that the Applicant had features of autism in addition to attention deficit hyperactivity disorder. (Testimony M. Rudin; DDS Exhibit 9)
7. That the Applicant's Mother stated that "She underwent genetic testing and was found to have abnormal chromosomes and diagnosed with multiple conditions like ADHD, depression and I was already looking for autism related activities because there were easier to find" (Testimony, [REDACTED])
8. "In addition to [REDACTED] current cognitive evaluation which indicate multiple assessment areas within borderline range of cognitive functioning, [REDACTED] struggles with adaptive functioning with elevated area across many domains including but not limited to, hyperactivity, aggression, anxiety, depression, attention problems, withdrawal, adaptability, activities of daily living, and functional communication. These key domains couples with her current cognitive functioning have impacted [REDACTED] ability to meaningfully participated across her day to day activities without significant support". (Petitioner's Exhibit 1)

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:

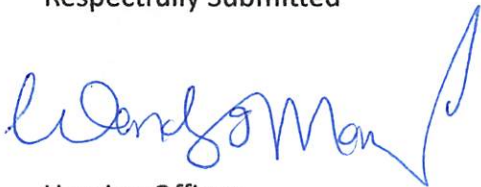
While the Applicant may require assistance, guidance and support there is not documentation in the records to establish that she is intellectually disabled pursuant to Connecticut State Statutes. There is not information provided to show that her deficits in intellectual function or adaptive behaviors 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