


# Kentucky's Olmstead Compliance Plan




On June 22, 1999, the United States Supreme Court (Court) held in *Olmstead v. L.C.* (*Olmstead*) that unjustified segregation of persons with disabilities constitutes discrimination in violation of Title II of the Americans with Disabilities Act.

The Court held that public entities must provide community-based services to persons with disabilities when


1. Such services are appropriate;
2. The affected persons do not oppose community-based treatment; and
3. Community-based services can be reasonably accommodated, taking into account the resources available to the public entity and the needs of others who are receiving disability services from the entity.




Olmstead is administered in Kentucky by the Cabinet for Health and Family Services (CHFS) and enforced at the Federal level by the United States Department of Justice.




Kentucky's [Olmstead Compliance Plan](#) establishes a framework for the state to ensure that its statutes, regulations, and program initiatives align with the principles established in *Olmstead*.




Kentucky's first Olmstead Compliance Plan (Plan) was established in 2002. The Plan was updated in 2015 and again in 2019. The CHFS is now planning and coordinating efforts that will result in the next iteration of the Plan.



The University of Kentucky Human Development Institute is leading efforts in partnership with people with disabilities, family members, relevant state agencies, and community partners to ensure both providers and consumers have input on the updated Plan.



The Plan will reflect the needs of both those providing and receiving community services.



The Plan will continue to advance Kentucky's commitment to choice and access to community-based services, long-term care options, housing, and competitive integrated employment.