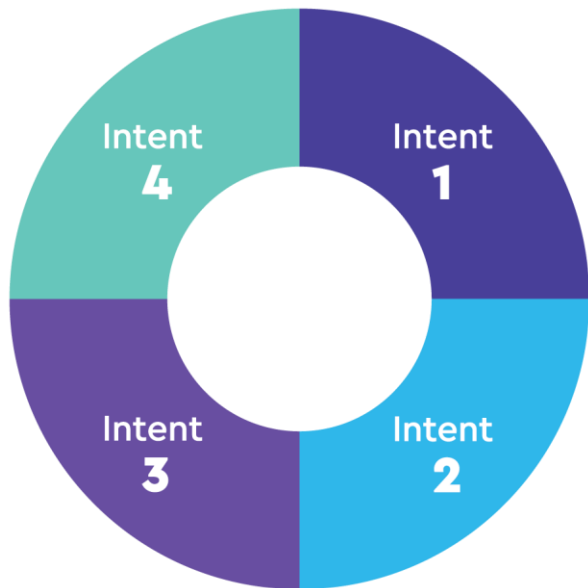


# COMPLIANCE DETERMINATION

## Disability – Recommendation 1

**Recommendation Summary:** Enact new legislation to govern services for children with disabilities.

**Primary Public Body:** Government of Manitoba



### Intent 1.

Develop and enact a legislative mandate for Children's disABILITY Services Program.

### Intent 2.

Legislation empowers and resources Children's disABILITY Services to provide a broad continuum of supports.

### Intent 3.

Consult stakeholders in developing legislation, including meaningful consultation of First Nations, Metis, and Inuit governments and communities.

### Intent 4.

Repeal s.14(1)(i) and s.14(1)(ii) of *The Child and Family Services Act*.

## COMPLIANCE DETERMINATION

25%

Limitedly Compliant

# Recommendation Compliance Summary



This form details the assessment of compliance with recommendations made under Section 27 and Section 31 of *The Advocate for Children and Youth Act*. MACY assesses recommendations for compliance once a year but receives updates from the public bodies every six months.

1. Recommendation Information	
<b>Report Name:</b>	<b>Bridging the Gaps: Achieving Substantive Equality for Children with Disabilities in Manitoba</b>
<b>Date Released:</b>	3/25/2021
<b>Full Recommendation:</b> (including details)	<b>Recommendation One:</b> The Manitoba Advocate for Children and Youth recommends the Government of Manitoba develop and enact a legislative mandate for the Children's disABILITY Services Program, similar to Alberta's <i>Family Support for Children with Disabilities Act</i> , that empowers and resources Children's disABILITY Services to provide a broad continuum of supports for children living with disabilities and their families.
<b>Intent(s) of Recommendation:</b>	<ol style="list-style-type: none"> <li>1. <b>Develop and enact a legislative mandate for Children's disABILITY Services Program.</b></li> <li>2. <b>Legislation empowers and resources Children's disABILITY Services to provide a broad continuum of supports.</b></li> <li>3. <b>Consult stakeholders in developing legislation, including meaningful consultation of First Nations, Metis, and Inuit governments and communities.</b></li> <li>4. <b>Repeal s.14(1)(i) and s.14(1)(ii) of <i>The Child and Family Services Act</i>.</b></li> </ol>
<b>Issue:</b>	Disabilities
<b>Public Body</b>	Government of Manitoba
<b>Dates of Previous Official Updates from Public Body:</b>	May 31, 2023
	June 30, 2022
2. Compliance Determination	
<b>Limitedly Compliant 0.25</b>	Actions taken only implement a small part of the recommendation, requirements are only fulfilled to a limited degree by actions taken, resulting in significant deficiency in implementation.
<b>Self-Assessment</b>	Limitedly Compliant
<b>Previous Compliance Determination</b>	Limitedly Compliant
3. Rationale for Determination	
<i>(How did you reach this compliance determination)</i>	

**Intent 1: Develop and enact a legislative mandate for Children's disABILITY Services Program.**

**2023**

- Manitoba Families, through Children's disABILITY Services (CdS), has reported that the department has focused on significant changes to service delivery for children with disabilities, including the transfer of case management services for children with autism to St. Amant, and two CdS respite projects.
- The department continues to explore legislative options.

**2022**

- Manitoba Families reported that the department is exploring legislative options.
- The department reported that a jurisdictional scan of other provinces has been completed and that the department intends to consult provinces that have introduced legislation to learn about the impacts of these legislations. MACY has requested a copy of the jurisdictional scan.
- The department also reported that it has reviewed legislation within Manitoba which directly or indirectly addresses or impacts the rights of children with disabilities.

**Intent 2: Legislation empowers and resources Children's disABILITY Services to provide a broad continuum of supports.**

**2023**

- Manitoba families, through CdS, reported that CdS is committed to providing a range of supports for children with disabilities and their families. Through initiatives mentioned in intent 1, CdS is expanding the continuum of supports.

**2022**

- Manitoba Families reported that the department is exploring legislative options.

**Intent 3: Consult stakeholders in developing legislation, including meaningful consultation of First Nations, Metis, and Inuit governments and communities.**

**2023**

- The department continues to explore legislative options.

**2022**

- Manitoba Families reported that this is "to be initiated."

**Intent 4: Repeal s.14(1)(i) and s.14(1)(ii) of *The Child and Family Services Act*.**

**2023**

- The department continues to explore legislative options.

**2022**

- Manitoba Families reported that this is "to be initiated."

**Analysis Summary:** MACY recognizes that legislative enactments take time. While changes to the services available in Children's disABILITY Services have been reported, no action has been taken towards the intent of this recommendation. As such, this recommendation remains Limitedly Compliant.