**DD Waiver Eligibility**
*(per the 2012 approved CMS application and the NMAC)*

**Individuals with an intellectual disability (ID):** an individual is considered to have ID if s/he has significantly sub-average general intellectual functioning existing concurrently with deficits in adaptive behavior and manifested during the developmental period; OR

**Individuals with a specific related condition:** an individual is considered to have a specific related condition if she/he has a severe chronic disability, other than mental illness, that meets all of the following conditions:

a. is attributable to:
   i. Cerebral Palsy or Seizure Disorder; or
   ii. Autistic Disorder (as described in the fourth edition of the Diagnostic and Statistical Manual of Mental Disorders); or
   iii. chromosomal disorders (e.g. Down), syndrome disorders, inborn errors of metabolism, or developmental disorder of the brain formation limited to the list in 8.290.400 NMAC

b. results in impairment of general intellectual functioning or adaptive behavior similar to that of persons with intellectual disability and requires treatment or services similar to individuals with ID;

c. is manifested before the person reaches age 22 years;

d. is likely to continue indefinitely; and

e. results in substantial functional limitations in three or more of the following areas of major life activity:
   i. self-care
   ii. receptive and expressive language
   iii. learning
   iv. mobility
   v. self-direction
   vi. capacity for independent living
   vii. economic self-sufficiency

See the NMAC 8.290.400 for the full list of chromosomal disorders, syndrome disorders, inborn errors of metabolism, and developmental disorders of the brain malformation.