

1 **PILOT PROGRAM FOR THE PROVISION OF**
2 **SERVICES FOR PEOPLE WITH**
3 **DISABILITIES**

4 2006 GENERAL SESSION

5 STATE OF UTAH

6 **Chief Sponsor: Ronda Rudd Menlove**

7 Senate Sponsor: Peter C. Knudson

8 Cosponsors:
9 Lorie D. Fowlke

 David Litvack
 Rebecca D. Lockhart

 Paul Ray

11 **LONG TITLE**

12 **General Description:**

13 This bill establishes a pilot program within the Services for People with Disabilities
14 chapter of the Utah Human Services Code, for the expedited provision of supported
15 employment services to people with disabilities.

16 **Highlighted Provisions:**

17 This bill:

- 18 ▶ establishes a pilot program, beginning on July 1, 2006, and ending on July 1, 2008,
19 for the provision of supported employment services to eligible people with
20 disabilities, outside of the prioritization criteria established by the division for the
21 provision of other services;
- 22 ▶ grants rulemaking authority to the division;
- 23 ▶ describes a person who is eligible to receive expedited services under this bill;
- 24 ▶ provides that the division shall establish criteria to determine the order of priority
25 for receiving services under this bill;
- 26 ▶ provides that the services provided under the pilot program described in this bill do
27 not constitute an entitlement and shall be provided and funded separately from the
28 Medicaid program;
- 29 ▶ requires the director of the Division of Services for People with Disabilities to

30 report, for consideration and decision, to the Health and Human Services Interim Committee
31 during the 2007 interim regarding whether the pilot program created by this bill should be
32 modified or converted into an ongoing program;

33 ▶ provides, under the Legislative Oversight and Sunset Act, that the pilot program
34 created by this bill will be repealed on July 1, 2008; and

35 ▶ makes technical changes.

36 **Monies Appropriated in this Bill:**

37 None

38 **Other Special Clauses:**

39 None

40 **Utah Code Sections Affected:**

41 AMENDS:

42 **63-55-262**, as last amended by Chapter 134, Laws of Utah 2001

43 ENACTS:

44 **62A-5-103.1**, Utah Code Annotated 1953



46 *Be it enacted by the Legislature of the state of Utah:*

47 Section 1. Section **62A-5-103.1** is enacted to read:

48 **62A-5-103.1. Pilot program for provision of supported employment services.**

49 (1) There is established a pilot program for the provision of supported employment
50 services to be administered by the division, beginning on July 1, 2006, and ending on July 1,
51 2008.

52 (2) The division shall make rules, in accordance with Title 63, Chapter 46a, Utah
53 Administrative Rulemaking Act, as necessary for the implementation and administration of this
54 section.

55 (3) In accordance with Subsection (4), within funds appropriated by the Legislature for
56 the pilot program described in this section, the division shall provide supported employment
57 services to a person with a disability who:

- 58 (a) is eligible to receive services from the division;
- 59 (b) has applied for, and is waiting to, receive services from the division;
- 60 (c) is not receiving other ongoing services from the division;
- 61 (d) is not able to receive sufficient supported employment services from other sources;
- 62 (e) the division determines would substantially benefit from the provision of supported
- 63 employment services; and

64 (f) does not require the provision of other ongoing services from the division in order
65 to substantially benefit from the provision of supported employment services.

66 (4) (a) The division shall provide supported employment services under this section
67 outside of the prioritization criteria established by the division for the receipt of other services
68 from the division.

69 (b) The division shall establish criteria to determine the priority, between persons
70 eligible for services under this section, for receiving services under this section.

71 (5) It is the intent of the Legislature that the services provided under the pilot program
72 described in this section:

73 (a) shall be provided separately from the Medicaid program described in Title XIX of
74 the Social Security Act;

75 (b) may not be supported with Medicaid funds;

76 (c) may not be provided as part of a Medicaid waiver;

77 (d) do not constitute an entitlement of any kind; and

78 (e) may be withdrawn from a person at any time.

79 (6) The director of the division shall report to the Health and Human Services Interim
80 Committee during the 2007 interim regarding:

81 (a) the operation and accomplishments of the pilot program described in this section;

82 (b) whether the Legislature should convert the pilot program to an ongoing program
83 within the division; and

84 (c) recommendations for changes, if any, relating to the pilot program.

85 (7) During the 2007 interim, the Health and Human Services Interim Committee shall:

86 (a) hear or review the report described in Subsection (6); and
87 (b) determine whether the pilot program described in this section should be converted
88 to an ongoing program within the division.

89 Section 2. Section **63-55-262** is amended to read:

90 **63-55-262. Repeal dates, Title 62A.**

91 ~~[(1) Section 62A-4a-202.7, Pilot Program for Differentiated Responses to Child Abuse~~
92 ~~and Neglect Reports, is repealed July 1, 2005.]~~

93 ~~[(2)]~~ (1) Title 62A, Chapter 4a, Part 8, Safe Relinquishment of a Newborn Child, is
94 repealed July 1, 2006.

95 (2) Section 62A-5-103.1, Pilot program for provision of supported employment
96 services, is repealed July 1, 2008.