MEMORANDUM

To: Senator Lyle Hillyard, Senate Chair
   Representative Dean Sanpei, House Chair
   Senator Jerry Stephenson, Senate Vice Chair
   Representative Brad Dee, House Vice Chair
   Executive Appropriations Committee

From: Senator Allen M. Christensen, Senate Chair
   Representative Paul Ray, House Chair
   Representative Edward H. Redd, House Vice Chair
   Social Services Appropriations Subcommittee

Date: December 13, 2016

Subject: Social Services Appropriations Interim Meeting Report

The Social Services Appropriations Subcommittee met three times over the interim to discuss many budget-related issues. These issues, along with five main topics, were determined in May after consultation with the Senate President, House Speaker, and Chairs of Executive Appropriations. The following subsections summarize the items discussed and the actions taken by the subcommittee.

Five Major Topics
The following five major topics were heard during interim meetings:

1. Mental health/substance abuse and the criminal justice system: Issues that interact and connect across programs overseen in both the Social Services and Executive Offices and Criminal Justice Appropriations Subcommittees. Salt Lake County Behavioral Health; Sheriff Jim Winder, Salt Lake County; and Sheriff Chad Jensen, Cache County, presented an overview of substance abuse and mental health system components and how these components coordinate with the public safety and criminal justice systems. The subcommittee also heard about "best practices" for treatment services for mentally ill
individuals and individuals with a substance use disorder and how Salt Lake County has implemented these practices.

**Issue Outcome:** Co-chair Ray suggested a joint meeting with other Legislative committees that are responsible for the Justice Reinvestment Initiative (JRI). Discussions are currently taking place between the chairs of the Social Services and the Executive Offices and Criminal Justice subcommittees.

2. **Options for using the federal Temporary Assistance for Needy Families (TANF) block grant:** A presentation was provided and a discussion followed regarding options for using the federal TANF block grant including TANF options found in other states not currently being utilized in Utah. The presentation included an introduction by NCSL staff about how other states are using TANF, along with a summary of items already covered in Utah by TANF. Discussion centered around what items could potentially qualify for future TANF funding.

**Issue Outcome:** This item was informational only and the subcommittee took no action.

3. **Strategies to assist families identified as part of intergenerational poverty.** The Department of Workforce Services (DWS) coordinated a presentation on strategies being used throughout the state to combat Intergenerational Poverty. Presenters highlighted what part of the state had the most need, who DWS was collaborating with, and other programs such as neighborhood revitalization. Forecasts for percentage of children with access to high quality preschool were also presented (estimated 42 percent by 2019).

**Issue Outcome:** This item was informational only and the subcommittee took no action.

4. **Medicaid expansion follow-up: what do changing assumptions mean for coverage/cost of both H.B. 437 (Health Care Revisions) and full expansion?** The subcommittee heard a presentation from the Department of Health indicating that the changed assumptions mean that 9,000 to 11,000 less individuals will be served. The State is still waiting for federal approval. If the state receives approval, the earliest start date would be April 1, 2017.

**Issue Outcome:** This item was informational only and the subcommittee took no action.

5. **Coordination of mental health services with emergency room services: where do indigent individuals with mental health issues go after receiving emergency medical services?**

**Issue Outcome:** The Department of Health provided the Office of Legislative Fiscal Analyst with information directly answering the question above. LFA staff sent a memo to the Social Services Appropriations Subcommittee chairs including the response. This memo is shown at the end of this document.
June Meeting
The subcommittee held an all-day meeting at the Salt Lake County jail in the morning and at the Cornerstone Counseling Center in the afternoon. The major items are listed below:

1. **Funding and Responsibility for Local Medicaid Mental Health Services Match** – this topic was reviewed in response to Legislative intent language passed during the 2016 General Session. It was directed then to study, during 2016 interim, the best solution to fund Medicaid mental health services effectively and decide who and how that can be financially sustained.

   **Issue Outcome:** Subcommittee members engaged county officials with many questions, but no action was taken.

2. **Foster Care Rate Increase** – Foster Families of Utah explained their proposed rate reimbursements and indicated 2,500 to 2,700 children and youth are served through foster care each year.

   **Issue Outcome:** This item was informational only and the subcommittee took no action.

3. **Mental Health/Substance Abuse Services** – Salt Lake County Behavioral Health; Sheriff Jim Winder, Salt Lake County; and Sheriff Chad Jensen, Cache County, presented an overview of substance abuse and mental health system components and how these components coordinate with the public safety and criminal justice systems.

   **Issue Outcome:** Co-chair Ray suggested a joint meeting with other Legislative committees that are responsible for the Justice Reinvestment Initiative (JRI). Discussions are currently taking place with the chairs of the Executive Offices and Criminal Justice subcommittee regarding JRI.

4. **Tour of Salt Lake County Metro Jail** – Police officers led tours of the facility.

   **Issue Outcome:** On one tour, a discussion took place regarding a proposal for a forensic mental health pod in the jail. This discussion was in context of the Utah State Hospital’s ongoing forensic mental health in-reach efforts.

5. **Strategies to Address High Cost Clients** – the subcommittee heard a presentation by the Intermountain Medical Group, presented on the “sickest of the sick” and what Intermountain Health Care is doing to address these patients. The subcommittee requested this report in the context of information previously presented to the subcommittee that 2,419 individuals served by the four Social Services agencies each received combined services over $100,000 annually. The total cost of serving these 2,419 individuals was $396.2 million, or an average cost of $163,800 per individual.

   **Issue Outcome:** This item was informational only and the subcommittee took no action.

6. **Update on Implementation of Health Coverage Improvement Program**

   **Issue Outcome:** This item was informational only and the subcommittee took no action.
7. **Study of Options to Keep People Out of Nursing Homes** - Legislative action recommended by the Departments of Health and Human Services: (1) redirect state-only funding programs in the Division of Services for People with Disabilities’ to home and community based waivers; (2) evaluate waiver coverage of housing-related activities, and services for seniors and individuals with disabilities; (3) review the rates for in-home services and determine if there is sufficient access; and (4) establish a mechanism to evaluate the feasibility of limited HCBS as State Plan Services under 1915(i) authority for a targeted population.

*Issue Outcome:* This item was informational only and the subcommittee took no action.

8. **Study of New Home and Community-based Settings Rule** - representatives from the Disability Law Center (DLC) presented concerns the DLC has regarding the state's compliance with the new federal Home and Community-based settings rule. States are required to follow the rule by 2019 or face federal funding penalties.

*Issue Outcome:* This item was informational only and the subcommittee took no action.

9. **Comparison of Social Services Recommendations to Final Action Taken by the Legislature** - how the recommendations of the Social Services Appropriations Subcommittee compared to the final action taken by the Legislature.

*Issue Outcome:* This item was informational only and the subcommittee took no action.

10. **Subcommittee Questions from the 2016 General Session (Department of Health)**

*Issue Outcome:* This item was informational only and the subcommittee took no action.

11. **Proposed Performance Measures for Recent Building Blocks** - Co-chair Christensen requested the following from the agencies: (1) formally request the missing information for seven building blocks from the Department of Workforce Services by July 31, 2016 and (2) formally request targets for the proposed measures for the Access to Recovery TANF Grant from the Department of Human Services by July 31, 2016.

*Issue Outcome:* The agencies involved were asked to provide the information by July 31, 2016.

12. **Maintenance of Effort Requirements for Federal Grants** - the Subcommittee took the following action: (1) the Social Services Appropriations Subcommittee consider sponsoring a joint resolution requesting Utah's congressional delegation to submit federal legislation amending federal block grant maintenance-of-effort (MOE) requirements by adding the following language to each MOE statutory requirement: "In nowise shall the state amount obligated as a maintenance-of-effort calculation exceed the amount of federal funding provided through the
grant." and (2) direct those agencies that are currently paying more than the minimum MOE to explore strategies to reduce their MOE to the minimum amount required and report back to the Social Services Appropriations Subcommittee by October 1, 2016.

**Issue Outcome:** See the description directly above for actions taken by the subcommittee.

13. **Third Party Match for Federal Grants** - there were 42 grants over $500,000 in these four agencies totaling $2.7 billion in funding with 24 sources providing $250.6 million in third party match to help draw down these federal funds. Of the match, $25.1 million is General Fund provided to other state agencies and divisions. Another $103 million comes from hospitals for matching in Medicaid for paying higher reimbursement rates. Another $10 million comes from various school districts, cities, and non-profit organizations to match Child Care and Development grants. Staff from the Office of the Legislative Fiscal Analyst have reviewed these submissions and subsequently determined there are no active federal proposals to reduce the use of outside third party match. Although there are no other pending reductions in the use of outside third party match, several programs indicated that if these arrangements were disallowed or if the third-party matching funding were to go away, both services and/or rates could be reduced to respond to such actions.

**Issue Outcome:** This item was informational only and the subcommittee took no action.

14. **Public Input on Topics on Today's Agenda** - no one signed up.

15. **Mental Health/Substance Abuse Services** - Salt Lake County Behavioral Health, along with one of its contract providers and a graduate from one of its programs, continued presenting on what it considers "best practices" for treatment services for mentally ill individuals and individuals with a substance use disorder and how Salt Lake County has implemented these practices. The Utah Hospital Association also presented on the process of hospitals caring for an escalating individual with mental illness in a hospital setting. There was also discussion about the need to get a patient stabilized before they are released from a hospital.

**Issue Outcome:** This item was informational only and the subcommittee took no action.

16. **Tour of Host Facility** - the subcommittee took a tour of the host facility, Cornerstone Counseling Center. The center is also a contract provider for Salt Lake County Behavioral Health.

**Issue Outcome:** This item was informational only and the subcommittee took no action.

17. **A Performance Audit of USOR's Case Management Controls** - the Office of the Legislative Auditor General (OLAG) presented the second of two audits it has performed on the Utah State Office of Rehabilitation (USOR) in the past 18 months. OLAG commented that USOR is very receptive to the audit suggestions and USOR plans to implement all OLAG's recommendations.
**Issue Outcome**: This item was informational only and the subcommittee took no action.

18. **Subcommittee Questions from the 2016 General Session (Department of Workforce Services)** - included the following question: For future Temporary Assistance for Needy Families (TANF) reports, please provide more outcome data for the money spent.

**Issue Outcome**: This item was informational only and the subcommittee took no action.

19. **Report on Coordination of Restricted Funds** - the Department of Workforce Services manages 13 restricted accounts that do not require legislative authority for annual expenditures with total balances of $10.6 million as of May 2016. The department provided no recommendations to increase the coordination of resources for these 13 accounts.

**Issue Outcome**: This item was informational only and the subcommittee took no action.

20. **Report on Opioid Pain Medications Dispensed** - the Department of Health's report on opioid prescribing practices in Utah indicates (1) an increasing number of prescriptions per patient, total prescriptions, and high-dose prescriptions; (2) females receive more prescriptions than males but males receive more high-dose prescriptions; and (3) individuals 65 and older receive the most prescriptions per capita by age group but individuals between 25 and 64 years receive more high-dose prescriptions. The Department of Health plans to provide another detailed report by October 31, 2016.

**Issue Outcome**: This item was informational only and the subcommittee took no action.

21. **New Federal Funding and Laws Regarding Opioid Epidemic**

**Issue Outcome**: This item was informational only and the subcommittee took no action.

22. **Report on Allowing a Three-Month Supply of Some Medicaid Medications** - Beginning July 1, 2016 the Department of Health will provide the option to fill 191 low cost medications for up to a three-month supply per dispensing rather than the current one month requirement. This change may or may not result in savings to the State. Savings may be achieved by reducing the number of dispensing fees paid. Costs may be incurred if members discontinue a prescription or lose Medicaid eligibility before using the full three-month supply. The Department of Health will report on the financial impact of this change on September 30, 2017.

**Issue Outcome**: This item was informational only and the subcommittee took no action.
23. **Increasing Family Practice Residencies and the Future of Family Practice** - "Utah is ranked 49th out of 50 for primary care physician (PCPs) saturation in the nation at just 38 [PCPs] per 100,000 people."

**Issue Outcome:** This item was informational only and the subcommittee took no action.

**September Meeting**

The subcommittee met at the Cottages of Hope in Ogden, Utah and discussed the following budget issues:

1. **Update on Implementation of Health Coverage Improvement Program** - "During the 2016 General Session of the Utah State Legislature, House Bill 437 passed and was signed into law by Governor Gary Herbert on March 25, 2016. This bill directs the Department of Health (DOH) to expand coverage for parents and to develop criteria for three new eligibility groups of adults without dependent children. DOH must submit a plan to the Centers for Medicare and Medicaid Services (CMS) to modify the current Utah Medicaid program accordingly. It is estimated that 9,000-11,000 adults will be covered through these changes."

   **Issue Outcome:** This item was informational only and the subcommittee took no action.

2. **Subcommittee Questions from the 2016 General Session (Department of Health)** - "We are looking at data for individuals whose costs are high but less than $100,000 to determine if there are meaningful interventions that can be used to mitigate costs in certain circumstances."

   **Issue Outcome:** This item was informational only and the subcommittee took no action.

3. **Study of Continuous 12-month Enrollment for Children on CHIP and Medicaid** - "If Utah switched all eligible children on Medicaid to 12-month continuous eligibility, it would cost the State between $300,000 and $2.2 million General Fund. The Department of Health would likely pay for an additional 1,000 to 50,000 member months of medical services. The Department of Health indicates that currently 23 other states have a 12-month continuous eligibility for children on Medicaid."

   **Issue Outcome:** This item was informational only and the subcommittee took no action.

4. **Quarterly Status Reports on Replacement of Medicaid Management Information System** - "The Department is estimating that the net ongoing impact to the State for the PRISM will be a cost increase. The ongoing increase is estimated to be $290,000 in General Fund ($1,161,000 in total funds)."

   **Issue Outcome:** This item was informational only and the subcommittee took no action.
5. Public Input on Topics on Today's Agenda - one individual provided public input regarding agenda item #4 (Study of Continuous 12-month Enrollment for Children on CHIP and Medicaid).

   Issue Outcome: This item was informational only and the subcommittee took no action.

6. Highlight Some Performance Measure Trends: (a) Department of Health - "Rates of Gonorrhea have increased from 22.2 per 100,000 in FY 2013 to 62.3 per 100,000 in FY 2016, a 181 percent increase. UDOH is monitoring this increase and distributing surveillance updates to the LHDs. Additionally, UDOH monitors all GC cases for appropriate treatment and is conducting a case-control study to better identify risk factors for GC among Utah residents. UDOH aims to halt this increase in the gonorrhea rate in FY 2017."; (b) Department of Human Services - the subcommittee reviewed trends regarding four major Human Services' outcome measures included in the H.B. 7, Social Services Base Budget (2016 General Session); and (c) Department of Workforce Services - "Cases Determined for Eligibility within 30 days have increased by 10 percent over the last four years. Dislocated workers that have re-entered employment has gone up by nine percent over the last four years. Job seekers served has gone down by 36 percent over the last four years (because the economy has been strengthening). Cost per placement has gone up by 27 percent over the last four years.

   Issue Outcome: This item was informational only and the subcommittee took no action.

7. Fiscal Note and Budget Item Follow-up Report (Social Services) (http://le.utah.gov/interim/2016/pdf/00003385.pdf). Staff provided an overview of the 2016 Interim Fiscal Note and Budget Item Follow Up Report (http://le.utah.gov/interim/2016/pdf/00003034.pdf) originally presented to the Executive Appropriations Committee (EAC) in July of 2016. EAC voted unanimously to have the report heard in each appropriations subcommittee. The Fiscal Analyst's Office reports annually on the implementation of fiscal notes and budget actions from past legislative sessions. The report is intended to create a feedback loop regarding funded items. This year's report followed up on 161 selected fiscal notes and budget actions from the past - primarily items passed during the 2015 General Session. Thirty-five of the 161 items are associated with the Social Services Appropriations Subcommittee. In summarizing the 35 Social Services items, $13.8 million of unused funds were identified for instances where actual expenditures were less than what the Legislature had originally appropriated. There was also $3.0 million of additional costs identified where the original appropriation did not fully cover the actual or estimated expenditures. Some highlighted items associated with Social Services are shown in Follow up on Building Blocks Within Social Services.

   Issue Outcome: This item was informational only and the subcommittee took no action.

8. Tour of Cottages of Hope - Cottages of Hope, located in Ogden, Utah opened its doors in January of 2008. It's 2016 operational budget is $660,000. During 2015 Cottages of Hope
received $330,000 from the State of Utah. Cottages of Hope served 3,200 customers from September 2015 to August 2016.

**Issue Outcome:** This item was informational only and the subcommittee took no action.

9. **SNAP Performance Audit Issue Brief** - Staff provided an Issue Brief summarizing a report created by Department of Workforce Services (DWS) as a response to an audit on SNAP (food stamp) abuse performed by the Utah State Auditor. There were five finding recommendations and DWS responded by either making changes to their data capture and analysis efforts or continuing efforts that have been implemented. Three audit recommendations led to administrative changes and for the remaining two recommendations, the agency continued efforts they had in place. For any debts that are collected from SNAP Abuse, 35 percent of the collected amount is deposited into the State General Fund by way of incentive for agencies to collect the debts. It is estimated that of the 794 Intentional Program Violations (IPV) SNAP overpayments referred for adjudication in SFY16, 120 remain in adjudication. The impact on the state budget is still unclear.

**Issue Outcome:** This item was informational only and the subcommittee took no action.

10. **Strategies to Assist Families Identified as Part of Intergenerational Poverty** - Department of Workforce Services (DWS) coordinated a presentation on strategies being used throughout the state to combat Inter-Generational Poverty. Presenters highlighted what part of the state had the most need, who the agency was collaborating with, and other programs such as neighborhood revitalization. Forecasts for percentage of children with access to high quality preschool were also presented (estimated 42 percent by 2019).

**Issue Outcome:** This item was informational only and the subcommittee took no action.

11. **Direct Care Salary Increase Report** - the Division of Services for People with Disabilities (DSPD) received appropriations for direct support worker wage increases for community providers in both the 2015 and 2016 General sessions. DSPD reported that the 2015 General Session increase raised direct support worker wages 10.5 percent and the 2016 General Session increase raised wages an additional eight percent. This had the effect of increasing starting wages, on average, from $8.16 per hour up to $9.67 per hour. It also had the effect of increasing the average wage from $10.35 up to $11.82 per hour. Legislative intent language also requires community providers to report on the distribution to ensure that 100 percent of the increase goes to direct support staff. DSPD also performed audits on a sample of community provider reports which showed that the reports provided were supported by payroll information maintained by the community providers. The Community providers also provided a direct care staff turnover calculation update indicating that turnover rates had fallen from 86 percent to 57 percent, a 29 percentage-point decrease.
12. Recovery Services Medical Collections Report (Summary) Issue Brief - "The Utah Department of Health (DOH) has contracted with the Office of Recovery Services (ORS) since the early 1980s to perform insurance verification, medical collections, and cost avoidance of medical claims for its Medicaid program. In 2013, Utah implemented an Accountable Care Organization (ACO) model. By contract, ACOs are now responsible for health claim collections. However, ACOs are not responsible for insurance verification, investigation, and collection on personal injury cases involving Medicaid members or estate recovery. These functions are still required under Medicaid federal regulations. Starting in July 2015 the percentage of Medicaid clients served by ACOs went from 70 percent to 85 percent. Because of 2016 General Session legislative intent language, ORS submitted a report providing a five-year history of medical collections, changes in workload, and other supplementary information including an estimate of how the ORS budget might be reduced to match actual collections to date and future projections. The report shows that the most recent ORS collection totals went down nine percent, from $18.5 to $16.9 million. Total Medicaid collections, as shown on the Legislature's Fiscal Health Dashboard (http://le.utah.gov/lfa/fiscalhealth/revenuesTab) show a 36 percent decrease from $28 million in FY 2014 to $17.9 million in FY 2016. DOH has expressed concern about making any reductions in ORS staff that are responsible for mandatory Medicaid functions. ORS states that "only 7.25 FTE are devoted to Health Claim recovery." The issue brief offers five options the legislature may want to consider.

Issue Outcome: This item was informational only and the subcommittee took no action.

13. Use TANF for Homeless Reform Initiative and Report - The Director of Housing and Community Development, Jonathan Hardy, gave a presentation on the state of the TANF award which was given to aid Homelessness efforts. Salt Lake County received $1,200,000 to operate the Midvale Family Shelter year-round. Prior to this, the Midvale Shelter was only open during the winter.

Issue Outcome: This item was informational only and the subcommittee took no action.

14. Use TANF for Domestic Violence Shelters and Report - Of the $787,000 authorized in the 2016 General Session for Domestic Violence Shelters, ten contracts have been signed by organizations working with DWS, eight are in the signature process, and two more are in budget negotiations.

Issue Outcome: This item was informational only and the subcommittee took no action.

15. Other Business - staff provided copies of the following two briefs: (1) Issue Brief - 2016 Interim - Medicaid Spending Statewide - "This issue brief summarizes FY 2015 statewide spending on Medicaid of $553,909,000 General Fund and $7,212,000 Education Fund ($2,438,200,800 total funds). Totals represent 25 percent of all General Fund spending statewide. Other entities
provided $190,213,500 or 25 percent of the matching funds used to draw down $1,686,866,300 in federal funds in FY 2015. The data source for information in this brief comes primarily from the Department of Health's annual report entitled 'Utah Annual Report of Medicaid & CHIP.' "(2) Issue Brief - 2016 Interim - Medicaid Collections, What is the Bang for our Buck? - "Total return on investment for Medicaid collection agencies when comparing direct collections vs. collection costs has ranged from $3.83 to $8.99 for the General Fund from FY 2014 through FY 2017 estimated."

**Issue Outcome:** This item was informational only and the subcommittee took no action.

**October Meeting**

The subcommittee met in the morning at the Salt Lake Refugee Education and Training Center and discussed the following budget issues.

1. **Highlight Some Performance Measure Trends (Health - Gonorrhea)** - "Rates of reported Gonorrhea (GC) continued to increase in 2015, although at a reduced rate of change. Providers reported 1,562 cases of GC in 2015 (for a rate of 52.1 cases per 100,000 people) compared with 1,439 cases in 2014 (for a rate of 48.9 cases per 100,000); this represents a 6.7% increase from 2014. The 2014 rate of 48.9 cases per 100,000 represented a 48.9% increase from 2013 (32.8 cases per 100,000). Thus, it appears that the rates of GC may be leveling rather than continuing to increase steeply."

**Issue Outcome:** This item was informational only and the subcommittee took no action.

2. **Limitation on Expenditures from the Office of Rehabilitation Transition Restricted Account** - House Bill 325 (2016 General Session) moved the Utah State Office of Rehabilitation from the State Board of Education to the Department of Workforce Services. To ensure the successful transition of these services from USOE to DWS, including federal grant authority, the Legislature created the Office of Rehabilitation Transition Restricted account and made a one-time appropriation of $26.7 million in state funding into the account. The authority in this bill ends on January 1, 2018 and DWS is working on extending the authority to use this fund until June of 2018 to keep covering overhead costs allocated to USOR.

**Issue Outcome:** This item was informational only and the subcommittee took no action.

3. **Needs Assessment from H.B. 328, Housing and Homeless Amendments** - The Housing and Community Development Director, Jonathan Hardy, presented on how data gathering efforts have been shaping services offered by Housing and Community Development. Performance measures have been analyzed and factors have been identified in efforts to reduce emergency shelter demand.

**Issue Outcome:** This item was informational only and the subcommittee took no action.
4. **Use of Temporary Assistance for Needy Families (TANF) for Access to High Quality School Readiness Programs** - "Contract with Utah State Board of Education to contract with Local Education Agencies." Tracy Gruber of DWS and Jennifer Throndsen of USBE presented on the classification of schools as "High Quality" and the families/children served as well as the future of the program.

   **Issue Outcome:** This item was informational only and the subcommittee took no action.

5. **Use of TANF for Crisis/Respite Nurseries and Report** - "Funded organizations are as follows: Box Elder Family Support Center, Family Support Center of Carbon County, Child and Family Support Center of Cache County, Family Connection Center of Davis County, Family Support Center of Ogden, Family Support Center of Southwestern Utah, Family Support Center of the Uintah Basin, Grand County Family Support Center, Family Support Center Salt Lake County, Utah Valley Family Support Center, and the Family Support Center of Washington County. All organizations are funded at $408,000 each for a total of $4,488,000."

   **Issue Outcome:** This item was informational only and the subcommittee took no action.

6. **Use of TANF for Homeless Children Supplemental Education, Succeed at the Club, UPSTART, and Sexual Violence/Assault and Report** - "$1,980,000 for: 1) Homeless Children Supplemental Education Funding ($450,000), 2) Succeed at the Club ($430,000), 3) UPSTART ($500,000), 4) Sexual Violence/Assault Funding ($600,000) Contract with Utah Department of Health."

   **Issue Outcome:** This item was informational only and the subcommittee took no action.

7. **Public Input on Topics on Today's Agenda – None**

8. **Should the Budget of Workforce Services Stay in the Social Services Appropriations Subcommittee** - The Social Services Appropriations Subcommittee heard input regarding whether the Department of Workforce Services budget should remain in the Social Services Appropriations Subcommittee or be moved to a different appropriations subcommittee.

   **Issue Outcome:** Sen. Christensen moved that the Social Services Appropriation Subcommittee recommend that DWS remain in the Social Services Appropriations Subcommittee. The motion passed with Sen. Fillmore, Sen. Hemmert, and Sen. Weiler voting in opposition.

9. **Tour of Refugee Education and Training Center** - The Center's purpose is "fostering opportunities to help refugees access higher education and training programs needed for better paying jobs that will support their families."

   **Issue Outcome:** This item was informational only and the subcommittee took no action.
10. **Report on TANF Reserve and Projected Uses** - "The ongoing TANF block grant received each year is $75.6 million. Since the 2014 General Session, DWS has indicated it had $158.2 million in excess TANF spending authority. This is referred to as TANF reserve. The Legislature directed uses of TANF reserve during the 2014, 2015, and 2016 General Sessions and authorized a total of $76.1 million for programs that qualified for TANF uses and reported as well. The TANF reserves estimate remaining at the end of federal fiscal year 2019 is $30.3 million."

*Issue Outcome*: This item was informational only and the subcommittee took no action.

11. **Options for Using the Federal TANF Block Grant** - "Presentation and discussion regarding options for using the federal TANF block grant included TANF options found in other states not currently being utilized in Utah. The presentation included an introduction by NCSL staff about how other states are using TANF, along with a summary of items already covered in Utah by TANF. Discussion centered around what items could potentially qualify for future TANF funding."

*Issue Outcome*: This item was informational only and the subcommittee took no action.

12. **Report of Options for Agencies Paying More than Minimum Maintenance of Effort for Federal Grants** - "Action approved by the Social Services Appropriations Subcommittee meeting on June 16, 2016: Direct those agencies that are currently paying more than the minimum MOE to explore strategies to reduce their MOE to the minimum amount required and report back to the Social Services Appropriations Subcommittee by October 1, 2016."

*Issue Outcome*: All agencies involved reported they were currently paying the minimum amount required.

13. **Managing the $173 Million Division of Child and Family Services Budget** - "In accomplishing its statutory mission, the Division of Child and Family Services (DCFS) spends $173 million annually: $92 million (53%) for staff and staff-related costs, including administration; $76 million (44%) for contracts to community providers; and the remaining $5 million (3%) for a computer system and other related technology needs. Staff presented an issue brief on the Division of Child and Family Services funding and expenditures in the context of potential appropriation choices."

*Issue Outcome*: This item was informational only and the subcommittee took no action.

14. **Regulations and Requirements Regarding Foster Parenting** - "The Department of Human Services described and explained the rules surrounding families becoming licensed foster parents, including what the rules are, who establishes the rules, how they are determined and whether there is any federal involvement in this regulation process."

*Issue Outcome*: This item was informational only and the subcommittee took no action.
15. Other Business: Top 5 Percent Costs - Care Management Strategies - Healthy U - "University of Utah Health Plans (UUHP) identifies high-risk, high-cost members through multiple means including a risk stratification model. UUHP has a trigger alert system that can capture claims activity, referrals from providers accessing EPIC’s electronic medical record, and Utah Health Information Network Clinical Health Information Exchange (UHIN cHIE) to help identify members that can benefit from care management. UUHP analytics program provides concurrent and prospective risk scores, including allowed costs, to help us identify potential high cost, high risk members. UUHP care managers' partner with providers, clinic care managers, hospital personnel, vendors, waiver care managers and community partners to best meet the overall needs of our members."

Other Business: Top 5 Percent Costs - Care Management Strategies - Molina - "Molina Healthcare of Utah has adopted several programs designed to increase the quality of care and lower cost for our membership under the ACO model. These efforts have focused on two main approaches; direct care management programs and provider engagement through alternative payment models. While we are too early to have adequate data to demonstrate efficacy of these programs, our efforts are based on the latest evidence available. For example, our Transition of Care program is a modification of the Coleman model. Our work with provider groups is designed to progress through the necessary stages to ultimately contract through alternative payment models as envisioned in MACRA."

Top 5 Percent Costs - Care Management Strategies - Health Choice - "Health Choice of Utah (HCU) has written a program description, as well as written policies to support the procedures and processes (P&Ps) used to identify the needs of all members enrolled in the health plan, including those with complex conditions. The purpose of our written P&Ps is to describe our integrated case management approach which assists our enrollees to access needed resources via the support of HCU’s Care Coordination and Case Management Staff."

**Issue Outcome:** This item was informational only and the subcommittee took no action.

16. Mentally Ill and Emergency Room Services - Regarding study priorities for the 2016 interim, the Senate President and the Speaker of the House requested the Social Services Appropriations Subcommittee study the topic: "Coordination of mental health services with emergency room services: where do indigent individuals with mental health issues go after receiving emergency medical services." This memorandum, submitted by the Health Department Director, provides an explanation answering the requested question.

**Issue Outcome:** This item was informational only and the subcommittee took no action.
MEMORANDUM

For: Senator Allen M. Christiansen
Representative Paul Ray
Representative Edward H. Redd

From: Stephen Jardine, Office of the Legislative Fiscal Analyst

Date: September 30, 2016

Subject: Coordination of mental health services with emergency room services

With regard to study priorities for the 2016 interim, the Senate President and the Speaker of the House requested the Social Services Appropriations Subcommittee also study the topic: “Coordination of mental health services with emergency room services: where do indigent individuals with mental health issues go after receiving emergency medical services?”

Although the topic was on the agenda for the June 16, 2016 subcommittee meeting, the question was not directly answered and no formal response was provided. Staff subsequently requested a formal answer from state agencies and received the following response from Dr. Joseph Miner, Utah Department of Health:

“Most emergency departments will have a crisis worker present or on call available 24/7 to do an assessment of patients who appear to have significant mental illness. If they are believed to present an imminent danger to themselves or others, arrangements are made to have them admitted to a secure inpatient mental health treatment service. These inpatient services are available at larger hospitals across the State. This is done regardless of their economic status or ability to pay.

If it is believed they are not an imminent danger but do need further assessment and treatment for mental illness, arrangements are made for them to have a follow up appointment at an outpatient clinic. Indigents covered by Medicaid will be scheduled for this treatment with the Medicaid-covered community mental health center (CMHC) covering the jurisdiction in which the individual resides.

If the indigent is not covered by Medicaid they will be scheduled for a follow up appointment with a primary care clinic which commonly is a federally-qualified community health center (CHC) in their area where they can be seen for a sliding-scale fee according to their ability to pay. These CHCs usually employ clinical psychologists or psychiatric nurse
practitioners who will see them for the mental health assessment and treatment. The primary care physicians at the CHC will prescribe psychiatric medications for patients seen by mental health therapists who cannot prescribe medications.

Sometimes these patients will have another primary care physician they have seen before who will see them and prescribe medications as needed. Patients with significant mental illness will usually require a family member or friend to make sure they keep follow up appointments. Or in the case of a Medicaid-covered patient at a CMHC they will usually also have a case worker assigned to them to help them keep follow up appointments.

Obviously all of these scenarios are under ideal circumstances. Individuals with mental illness can frequently have difficulty following up with care and unless they are court-committed there is little that can be done to require them to follow through. If they are court-committed a pick-up order can be given to have law enforcement pick them up and take them to a hospital emergency department for further assessment and possible in-patient treatment.”

Staff suggests Dr. Miner’s response be included in “other business” for your scheduled October 20, 2016 appropriations subcommittee meeting.