

**MINUTES OF THE  
SOCIAL SERVICES APPROPRIATIONS  
SUBCOMMITTEE**

Wednesday, February 1, 2017 • 7:59 am • 30 House Building

**Members Present:**

Sen. Allen M. Christensen, Senate Chair  
Rep. Paul Ray, House Chair  
Rep. Raymond P. Ward, House Vice Chair  
Sen. Luz Escamilla  
Sen. Daniel Hemmert  
President Wayne L. Niederhauser  
Sen. Kevin T. Van Tassell  
Sen. Todd Weiler  
Rep. Carl R. Albrecht  
Rep. Rebecca Chavez-Houck  
Rep. Rebecca P. Edwards  
Rep. Sandra Hollins

Rep. Michael S. Kennedy  
Rep. Edward H. Redd  
Rep. Christine F. Watkins

**Members Absent:**

Sen. Brian E. Shiozawa

**Staff Present:**

Mr. Hector R. Zumaeta Santiago, Staff Economist  
Mr. Russell T. Frandsen, Fiscal Analyst  
Ms. Clare Tobin Lence, Fiscal Analyst  
Ms. Tonya Hadley, Secretary

**Note:** A list of others present, a copy of related materials, and an audio recording of the meeting can be found at [le.utah.gov](http://le.utah.gov).

**1. Call to Order**

Chair Christensen assumed the chair and called the meeting to order at 8:24 a.m.

**2. Unfinished Items from the Previous Agenda**

**MOTION:** Rep. Ray moved to approve the following Department of Workforce Services' substitute motions:

#1AR: Transferring within the Department of Workforce Services \$300,000 one-time General Fund from FY 2017 beginning balances in the General Assistance line item to FY 2018 beginning balances in the USOR line item, Blind and Visually Impaired program, for Support Service Providers “for wages and mileage reimbursement for personnel who operate the Support Service Provider (SSP) Program.” The above request comes from the Department of Workforce Services.

#1AS: Transferring within the Department of Workforce Services \$200,000 one-time General Fund from FY 2017 beginning balances in the General Assistance line item to FY 2018 beginning balances in the USOR line item, Rehabilitation Services program, for Assistive Technology.

Workforce Services Explanation: “The reallocated funds will partially address the

needs of consumers of the Utah Statewide Independent Living Centers who utilize assistive technology (AT) to reach independence goals or remain independent” (an additional incremental budget change request for \$600,000 in ongoing funds has been proposed on the Priority List). “These funds will be used for consumers who are low income and have no other means of acquiring assistive technology.” The above request comes from the Department of Workforce Services.

Substitute #1AU: Transferring within the Department of Workforce Services \$356,200 one-time General Fund from the General Assistance line item to the Pamela Atkinson Homeless Account in Fiscal Year 2017 for case management services. The above request comes from the Department of Workforce Services.

#1BB (new): One-time increases for FY 2017 and FY 2018 of \$356,200 for the Department of Workforce Services’ Housing and Community Development line item from the Pamela Atkinson Homeless Account. The agency would like to use this funding for case management services associated with formerly chronic homeless individuals. This approval provides no new money for the account, it just allows the agency to spend more resources from the account if those funds are available.

Workforce Services Explanation: “These funds will be used to provide case management services associated with formerly chronic homeless individuals.

Case management has been funded since 2008 with one-time funds, but it is an ongoing need to ensure that at-risk individuals are provided with adequate services to prevent them from returning to the streets.

“The program has a goal of providing case management to the 80-90% of the previously chronic homeless who are now housed and to the 10-20% of those that remained unhoused. The program will also target 2% of the housed population to transition to permanent housing options (considered a positive exit from the program).”

#4AL: Under Section 63J-1-603 of the Utah Code the Legislature intends that up to \$1,500,000 of the appropriations provided for the General Assistance line item in Item 39 of Chapter 5 Laws of Utah 2016 not lapse at the close of Fiscal Year 2017. The use of any nonlapsing funds is limited to equipment, software, and one-time projects associated with client services.

The motion passed with a vote of 10-0-6.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Hemmert D, Niederhauser W, Weiler T, Albrecht

C, Chavez-Houck R, Kennedy M, Redd E

Absent or not voting were:

Escamilla L, Shiozawa B, Van Tassell K, Edwards R, Hollins S, Watkins C

### **3. Budget Reduction Options - Updated Sheets**

### **4. Public Input on Topics on Today's Agenda**

Ms. Emilee Wagner, parent, spoke to the challenge of parents when trying to identify quality providers for Division of Services for People with Disabilities (DSPD) services. Rep. Redd and Chair Christensen asked for clarification. President Wayne L. Niederhauser spoke to the issue.

Ms. Kate McConaughy, President, Utah Association of Community Services, spoke to DSPD issues. Co-chair Christensen commented as well.

Mr. Dustin Erekson, Executive Director, CTA Community Supports, Mr. Marc Christensen, Executive Director, Chrysalis, and Ms. Cheryl Smith, mother, spoke to various DSPD issues.

Mr. Spencer Merrick, medical student, University of Utah, spoke to the Workforce Financial Assistance issue.

### **5. Department of Human Services - Services for People with Disabilities (DSPD) - Base Budget**

Ms. Clare Tobin Lence, Fiscal Analyst, presented budget reduction options for DSPD. Chair Christensen asked for clarification. Ms. Lence responded to questions. Ms. Angella Pinna, Division Director, DSPD, spoke to the proposed reductions.

Ms. Lence presented the following reports:

5b-DSPD - Actual 5 Year Rev and Exp Trend FY 2012-2016

5b-DSPD - FY 2016 Expenditures by Service Category

5b-DSPD - FY 2016 Expenditures on Community Providers

5b-DSPD - Line Item Performance Measures - 2017 GS

5b-DSPD - Projected Rev and Exp Trend FY 2016-2018

5b-DSPD - Purposes For Which Money Was Used - 2017 GS

Rep. Redd asked about the aging out issue. Ms. Pinna responded to questions. Ms. Pinna spoke to the performance measure report. Rep. Ward asked about getting more current data. Ms. Pinna responded to questions.

Ms. Pinna presented the Home and Community Based Services (HCBS) transition plan with the assistance of Ms. Tonya Hales, Assistance Director, Medicaid and Health Financing, Department of Health (DOH). Rep. Redd asked why the statewide transition plan is required. Rep. Ward asked what kinds of things are in non-compliance. Ms. Hales responded to questions.

#### 5e-Home And Community Based Services Transition Plan

Ms. Pinna presented a report on direct care staff salary increases that were provided in the previous two Sessions.

#### 5f-Direct Care Staff Salary Increase - Phase I and II Report

**MOTION:** Rep. Ray moved to approve the following motions for the Department of Human Services for People with Disabilities line item from the sheet entitled "Social Services Subcommittee - Motions for Subcommittee Consideration" dated 1/20/2017 10:10 AM: #1C, #1AI, #4AB. The motion passed with a vote of 12-0-4.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Hemmert D, Niederhauser W, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Kennedy M, Redd E, Watkins C

Absent or not voting were:

Escamilla L, Shiozawa B, Van Tassell K, Hollins S

### 6. Department of Human Services - Aging and Adult Services (DAAS) - Base Budget

Ms. Lence presented the following reports:

6a-DAAS - Actual 5 Year Rev and Exp Trend FY 2012-2016

6a-DAAS - Line Item Performance Measures - 2017 GS

6a-DAAS - Projected Rev and Exp Trend FY 2016-2018

6a-DAAS - Purposes For Which Money Was Used - 2017 GS

Mr. Nels Holmgren, Division Director, DAAS, discussed the reports. Chair Christensen asked for clarification. Mr. Holmgren responded to questions.

**MOTION:** Rep. Ray moved to approve the following motions for the Department of Human Services Aging and Adult Services line item from the sheet entitled "Social Services Subcommittee Consideration" dated 1/20/2017 10:10 AM: #1C, #4AF, #4AG. The motion passed with a vote of 13-0-3.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Hemmert D, Niederhauser W, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C  
Absent or not voting were:  
Escamilla L, Shiozawa B, Van Tassell K

#### **7. Motions for Subcommittee Consideration (blue sheet) - #1A, 1B, Section 5**

**MOTION:** Rep. Ray moved to approve the following motions from the sheet entitled "Social Services Subcommittee- Motions for Subcommittee Consideration" dated 1/20/2017 10:10 AM: #1A, 1B. The motion passed with a vote of 13-0-3.  
Voting in the affirmative were:  
Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C  
Absent or not voting were:  
Niederhauser W, Shiozawa B, Van Tassell K

#### **8. FY 2017 and FY 2018 Budget Discussions and Voting**

Ms. Lence explained the proposed motion #1AJ.

**MOTION:** Rep. Ray moved to create a new fee in the Department of Human Services - Office of Licensing for the renewal of a recovery residence license. The fee amount shall be \$500. (This fee will allow the department to charge a lower fee for license renewals compared to the initial licensing fee of \$1,295.) The motion passed with a vote of 13-0-3.  
Voting in the affirmative were:  
Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C  
Absent or not voting were:  
Niederhauser W, Shiozawa B, Van Tassell K

**MOTION:** Rep. Ray moved approve the following motions from the blue sheet entitled "Social Services Subcommittee- Motions for Subcommittee Consideration" dated 1/20/2017 10:10 AM for the Office of Licensing: #1AJ.

Rep. Redd and Sen. Escamilla spoke to the motion. Ms. Lence responded to questions.

**MOTION:** Rep. Ray moved to increase the ongoing appropriation to the Department of Health from the General Fund Restricted Nursing Care Facilities Account by \$2,586,600 and \$6,084,500 from federal funds in FY 2018. This has the effect of

increasing assessments on nursing homes by 0.5% (from 5.5% to 6.0% of revenues). Of the increase \$143,000 from the General Fund Restricted Nursing Care Facilities Account and \$336,400 federal funds is authorized for the Medicaid Optional Services line item to offset the State increased cost for hospice care reimbursement as stipulated in HB 397 Medicaid Program Amendments from the 2010 General Session. The remainder is appropriated to the Medicaid Mandatory Services line item. This would have the effect of raising Medicaid reimbursement base rates statewide to nursing homes by 3.7% over fiscal year 2017 levels.

Chair Christensen, Rep. Redd, and Rep. Ward spoke to the motion. Mr. Frandsen clarified.

The motion passed with a vote of 13-0-3.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C

Absent or not voting were:

Niederhauser W, Shiozawa B, Van Tassell K

**MOTION:** Rep. Ward moved to include the following intent language: The Legislature intends the Department of Human Services provide to the Office of the Legislative Fiscal Analyst no later than August 15, 2017 the following information for the Medication Assisted Treatment Pilot Program: 1) cost per client, 2) changes in employment, housing, education, and income among clients, 3) the number of new charge bookings among clients, 4) measures of cost-effectiveness, 5) options for reducing the cost of treatment, including obtaining naltrexone from compounding pharmacies, and 6) options for continued funding beyond the current one-time funding, if the pilot shows positive outcome measures. The motion passed with a vote of 13-0-3.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C

Absent or not voting were:

Niederhauser W, Shiozawa B, Van Tassell K

Mr. Frandsen explained the pink sheet entitled "Budget Reduction Options- Chair Proposal" Dated 2/1/2017 7:32 am. Rep. Chavez-Houck and Rep. Redd spoke to the issue. Rep. Ward asked a clarifying question. Sen. Escamilla spoke to the issue.

Co-chair Christensen asked if DHS wanted an increase, in addition to rejecting the cut, for juvenile justice reform efforts. Rep. Ray, Ms. Ann Williamson, Executive Director, DHS, and

Mr. Brent Platt, Division Director, Division of Child and Family Services, spoke to the issue.

**MOTION:** Ray moved to adopt the pink sheet entitled "Budget Reduction Options- Chair Proposal" dated 2/1/2017 7:32 a.m. The motion passed with a vote of 13-0-3.  
Voting in the affirmative were:  
Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C  
Absent or not voting were:  
Niederhauser W, Shiozawa B, Van Tassell K

**MOTION:** Rep. Ray moved to remove #11 from the pink sheet entitled "Budget Reduction Options- Chair Proposal" dated 2/1/2017 7:32 a.m. The motion passed with a vote of 13-0-3.  
Voting in the affirmative were:  
Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C  
Absent or not voting were:  
Niederhauser W, Shiozawa B, Van Tassell K

## 9. Items from the Next Meeting's Agenda

### 10. Other Business

**MOTION:** Rep. Watkins moved to adjourn. The motion passed with a vote of 14-0-2.  
Voting in the affirmative were:  
Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C  
Absent or not voting were:  
Niederhauser W, Shiozawa B

Chair Christensen adjourned the meeting at 10:46 a.m.

---

Sen. Allen Christensen

---

Rep. Paul Ray