

**MINUTES OF THE  
SOCIAL SERVICES APPROPRIATIONS SUBCOMMITTEE**

Wednesday , January 24, 2018 • 8:00 a.m. • 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  
Sen. Kevin T. Van Tassell  
Sen. Todd Weiler  
Sen. Brian Zehnder  
Rep. Rebecca Chavez-Houck  
Rep. Rebecca P. Edwards  
Rep. Timothy D. Hawkes

Rep. Sandra Hollins  
Rep. Michael S. Kennedy  
Rep. Edward H. Redd  
Rep. Norman K. Thurston

**Members Absent:**

President Wayne L. Niederhauser

**Staff Present:**

Ms. Alysha S. Gardner, Staff Economist  
Mr. Russell T. Frandsen, Fiscal Analyst  
Ms. Clare Tobin Lence, Fiscal Analyst  
Ms. An Bradshaw, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

**1 . Call to Order**

Chair Christensen called the meeting to order at 8:25 a.m.

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

There were no unfinished items to discuss.

Chair Christensen recognized Sen. Van Tassell.

Sen. Van Tassell introduced special visitors from his district.

**3 . Intent Language and Nonlapsing Balances Follow-up - Health Issue Brief**

[4-Issue Brief - 2018 General Session - Intent Language and Nonlapsing Balances Follow-up \(Health\)](#)

Mr. Russell Frandsen, Fiscal Analyst, Office of the Legislative Fiscal Analyst, explained the Issue Brief, including budget performance and budget reduction suggestions.

Mr. Frandsen talked about budget reduction options and the Newborn Screening Fee Revenue for Indirect Costs.

Dr. Joe Miner, Executive Director, Department of Health, discussed the the department's concerns with the proposed reductions. He explained the harm to the public caused by the reductions.

Rep. Chavez- Houck asked for an estimate of how much was spent for credit checks for individuals affected by the Medicaid data breach. Dr. Miner answered this question.

Rep. Ray asked how victims of the Medicaid data breach could be helped. Dr. Miner responded.

Dr. Miner explained the budget for the Newborn Screening Fee Revenue for Indirect Costs.

[5b-Other State Funds - Health 1-24-18](#)

Mr. Frandsen explained the document and the funds involved.

Rep. Thurston requested clarification on the funding information presented. Mr. Frandsen responded.

#### [5c-Department of Health FY18 Facilities](#)

Mr. Frandsen explained the FY18 Facilities Budget, available balances, and how funds were garnered and distributed.

#### [5e-Expenditures by Vendor - Department of Health FY 2017 - 2-24-18](#)

Mr. Frandsen discussed health expenditures by vendor.

Rep. Redd asked for clarification from Dr. Miner about National Medical Services expenses. Heather Borski, Director, Division of Disease Control and Prevention, responded.

#### **4 . A Performance Audit of the Division of Family Health and Preparedness**

Mr. Kade Minchey, Audit Manager, and Ms. Anndrea Parrish, Audit Supervisor, Office of the Legislative Auditor General, presented "Performance Audit of the Division of Family Health and Preparedness."

Chair Christensen asked about the possibility of Human Services and the Health Department each claiming the other department is responsible for problems and Ms. Parrish responded.

Rep. Ray asked a clarifying question on the number of days to appeal and Ms. Parrish provided the answer.

Ms. Parrish continued with her presentation and made recommendations for improving organization effectiveness.

Rep. Thurston asked if air ambulance companies could be required to disclose information on claims data. Ms. Parrish responded.

Sen. Escamilla asked about the difficulties of grant monitoring in agencies and possible solutions. Mr. Menchey and Ms. Parrish responded.

Dr. Miner was invited by Chair Christensen to come up and discuss the audits. Dr. Miner was assisted by Mr. Paul Patrick, Director, Division of Family Health and Preparedness.

Sen. Van Tassell asked how many inspections are required by the Health Department. Dr. Miner and Mr. Patrick responded.

Rep. Kennedy asked about vulnerable populations, the number of monitors, and the possible use of virtual monitors to increase the amount of monitoring. Dr. Miner responded.

Rep. Ward asked when a monitor goes into an assisted living center and what things do they check. Dr. Miner asked Mr. Joel Hoffman, Bureau Director, Health Facility Licensing, to respond.

Rep. Redd made a comment about changes in behavior when people know they are being remotely monitored.

Chair Christensen commented on the need for proactive interventions from the department in response to the audit. Dr. Miner and Mr. Hoffman agreed.

Rep. Ray asked about the feasibility of having inspection fees being paid into a restricted account rather than going into the General Fund and then having the department have to request the funds back so they can make their inspections.

Chair Christensen expressed gratitude for the work the Health Department does with the budget they are given and also expressed thanks to the auditors.

Mr. Frandsen explained possible motions that could be made to address audit recommendations.

**MOTION:** Rep. Ray moved to approve the following motions from the sheet entitled "Social Services Subcommittee - Motions for Subcommittee Consideration" dated 1/22/2018 10:45 AM: 31J, 1K, 1L, 1M for the Department of Health. The motion passed with a vote of 15 - 0 - 1 .

Yeas-15

Rep. R. Chavez-Houck  
Sen. A. Christensen  
Rep. R. Edwards  
Sen. L. Escamilla  
Rep. T. Hawkes  
Sen. D. Hemmert  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. P. Ray  
Rep. E. Redd  
Rep. N. Thurston  
Sen. K. Van Tassell  
Rep. R. Ward  
Sen. T. Weiler

Nays-0

Absent-1

Sen. W. Niederhauser

Sen. B. Zehnder

## **5 . Department of Health's Family Health and Preparedness Base Budget**

Mr. Frandsen explained possible reductions to make in the budget of the Department of Health's Family Health and Preparedness Base Budget, starting with #14 - Combine Three Background Check Systems.

Chair Christensen commented on the required cross training to implement the combined Three Background Check Systems.

Chair Christensen asked Dr. Miner to comment on background checks.

Rep. Redd asked for clarification on the range of background checks.

Dr. Miner responded. There was continuing discussion between Chair Christensen, Rep. Redd, Dr. Miner, and Mr. Hoffman.

Russell resumed his presentation and talked about expenditures related to gathering facility-specific data regarding infections.

Dr. Miner responded.

Mr. Frandsen continued with items #16 - Redirect Sanctions on State-only Healthcare Facilities to General Fund, and #17 - Redirect Sanctions on Child Care Providers to General Fund.

Dr. Miner responded.

Rep. Kennedy asked a question about accelerating sanctions for repeat violations. Dr. Miner responded.

Mr. Frandsen explained item #18 - Six Months of No Services for Clinics for Children With Special Health Care Needs. Dr. Miner explained that these were federal funds but also described what the state is doing to improve services.

Dr. Miner and Mr. Hoffman responded.

Mr. Frandsen explained #19 - Bill Private Insurance for Baby Watch Program.

Chair Christensen asked for clarification on how private insurance is utilized by the Baby Watch Program. Dr. Miner discussed the answer.

Sen. Escamilla expressed concern about the administrative cost of changes in the program.

Mr. Frandsen explained items #20 - New Fee Revenue for Stroke Center Designation, and #21 - Sublease Unused Office Space. Mr. Hoffman responded.

Rep. Kennedy asked about other options for office space and Dr. Miner responded.

Mr. Frandsen explained item #22 - Eliminate Operating Deficit in State-run Medical and Dental Clinics.

Dr. Miner responded.

Rep. Thurston asked how these clinics overlap with community health centers. Dr. Miner responded.

Rep. Ward asked if some clinics could be closed if there was an overlap of services. Dr. Miner responded. There was ongoing discussion between Rep. Ward and Dr. Miner.

[7g-Issue Brief - 2018 General Session - Federal Funds and Intergovernmental Transfers - Department of Health](#)

Mr. Frandsen explained potential motions for the subcommittee to consider.

**MOTION:** Rep. Ray moved to approve the following motions from the sheet entitled "Social Services Subcommittee - Motions for Subcommittee Consideration" dated 1/22/2018 10:45 AM for the Department of Health's Family Health and Preparedness line item: #1B, 4A, 4B, 4C, 4D, 4E, 5A, 5B. The motion passed with a vote of 11 - 0 - 5 .

Yeas-11

Rep. R. Chavez-Houck  
Sen. A. Christensen  
Sen. L. Escamilla  
Rep. T. Hawkes  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. P. Ray  
Rep. N. Thurston  
Rep. R. Ward  
Sen. T. Weiler  
Sen. B. Zehnder

Nays-0

Absent-5

Rep. R. Edwards  
Sen. D. Hemmert  
Sen. W. Niederhauser  
Rep. E. Redd  
Sen. K. Van Tassell

**6 . Annual Audit of the Department of Health by the State Auditor - Non-Medicaid**

Mr. John Dougall, State Auditor, reported on an audit of the Department of Health, assisted by Mr. Jon Johnson, Audit Director, and Mr. Andrew Driggs, Staff Auditor.

Dr. Miner and Ms. Heather Borski, Director, Division of Disease Control and Prevention, responded to the audit.

### **7 . Department of Health's Executive Director's Operations Base Budget**

Mr. Frandsen explained the budget reduction options #8, 9, 10, 11, and 12.

Dr. Miner was invited to respond.

Rep. Ward asked about accreditation and what would happen to the State if it ceased to be accredited. Dr. Miner answered the question.

Ms. Navina Forsythe, Director, Office of Public Health Assessment, further addressed the question.

Rep. Redd commented on the critical need of data to use money wisely.

Rep. Chavez-Houck asked Dr. Miner to explain how data is used to address health disparities. Dr. Miner responded and invited Dr. Mark Babitz to also address the issue.

Dr. Mark Babitz, Deputy Director, Department of Health, responded.

Sen. Escamilla expressed her concern for the need for data to address health disparities in certain communities. Dr. Babbitt responded.

Mr. Frandsen resumed his explanation of possible motions for the committee to consider.

**MOTION:** Rep. Ray moved to approve the following motions from the sheet entitled "Social Services Subcommittee - Motions for Subcommittee Consideration" dated 1/22/2018 10:45 AM for the Department of Health: #1E and for the Executive Director's Operations line item: #1B, 1G, 4F, 5C. The motion passed with a vote of 14 - 0 - 2 .

Yeas-14

Rep. R. Chavez-Houck  
Sen. A. Christensen  
Rep. R. Edwards  
Sen. L. Escamilla  
Rep. T. Hawkes

Nays-0

Absent-2

Sen. W. Niederhauser  
Rep. N. Thurston

Sen. D. Hemmert  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. P. Ray  
Rep. E. Redd  
Sen. K. Van Tassell  
Rep. R. Ward  
Sen. T. Weiler  
Sen. B. Zehnder

**8 . Department of Health's Primary Care Workforce Financial Assistance Base Budget**

Mr. Frandsen explained the budget items and performance measures.

[10a-Health Rural Physicians Loan Repayment Assistance Purposes For Which Money Was Used FY 2017 1-24-18](#)

Mr. Frandsen continued his presentation to the committee.

Dr. Miner responded and explained some of the budget items.

**MOTION:** Rep. Ray moved to approve the following motions from the sheet entitled "Social Services Subcommittee - Motions for Subcommittee Consideration" dated 1/22/2018 10:45 AM: #5D, 5E, 5G, 5H, 5J for the Department of Health and for the Disease Control and Prevention line item: #1B, 1F, 1H, 2L, 2M, 4G, 4H, 4I, 5F and for the Vaccines Commodities line item #1B, 5I. The motion passed with a vote of 15 - 0 - 1 .

Yeas-15

Rep. R. Chavez-Houck  
Sen. A. Christensen  
Rep. R. Edwards  
Sen. L. Escamilla  
Rep. T. Hawkes  
Sen. D. Hemmert  
Rep. S. Hollins  
Rep. M. Kennedy  
Rep. P. Ray  
Rep. E. Redd  
Rep. N. Thurston  
Sen. K. Van Tassell  
Rep. R. Ward  
Sen. T. Weiler

Nays-0

Absent-1

Sen. W. Niederhauser

Sen. B. Zehnder

**9 . Department of Health's Disease Control and Prevention Base Budget**

Mr. Frandsen explained Budget Reductions Options #23-31 for the Department of Health's Disease Control and Prevention Base Budget.

Dr. Miner and Ms. Borski responded.

Rep. Ward asked Dr. Miner if the vaccine reporting system was really as useful as stated. Dr. Miner responded.

Chair Christensen thanked Dr. Miner and the Department of Health for their hard work and thanked the audience for their participation.

**MOTION:** Rep. Hawkes moved to adjourn. The motion passed with a vote of 10 - 0 - 6 .

Yeas-10

Rep. R. Chavez-Houck  
Sen. A. Christensen  
Rep. R. Edwards  
Sen. L. Escamilla  
Rep. T. Hawkes  
Sen. D. Hemmert  
Rep. P. Ray  
Sen. K. Van Tassell  
Rep. R. Ward  
Sen. T. Weiler

Nays-0

Absent-6

Rep. S. Hollins  
Rep. M. Kennedy  
Sen. W. Niederhauser  
Rep. E. Redd  
Rep. N. Thurston  
Sen. B. Zehnder

Chair Christensen adjourned the meeting at 11:03 a.m.