



LEGISLATURE

# MINUTES

## SOCIAL SERVICES APPROPRIATIONS SUBCOMMITTEE

Tuesday, June 18, 2019 | 1:15 p.m. | Utah State Developmental Center, Heather Building,  
863 E. 1000 N., American Fork, Utah

### Members Present:

Sen. Allen M. Christensen, Senate Chair  
Rep. Paul Ray, House Chair  
Rep. Raymond P. Ward, House Vice Chair  
Sen. Luz Escamilla  
Sen. Todd Weiler  
Rep. Kim F. Coleman  
Rep. Marsha Judkins  
Rep. Travis M. Seegmiller  
Rep. Norman K. Thurston

### Members Absent:

President J. Stuart Adams

Sen. Kirk A. Cullimore  
Sen. Keith Grover  
Sen. Daniel Hemmert  
Rep. Jennifer Dailey-Provost  
Rep. Brad M. Daw  
Rep. Sandra Hollins  
Rep. Adam Robertson

### Staff Present:

Mr. Russell T. Frandsen, Fiscal Analyst  
Ms. Clare Tobin Lence, Fiscal Analyst  
Ms. Maddy Oritt, 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).

Chair Christensen called the meeting to order at 1:28 pm.

### 1 . Require a 90 Day Supply of Generic Drugs in Medicaid

Mr. Nate Checketts, Deputy Director, Department of Health (DOH), discussed how compliance with the new 90 day supply for generic drugs is going and how the actual compliance and savings compare to the original estimate.

Rep. Ward thanked the department for implementing the program.

Rep. Judkins asked for information about the 90-day schedule and Mr. Checketts provided the information.

### MOTION:

Rep. Thurston moved that for phase II of the Accountable Process Budgets deep dive, we include three items as our top priorities: 1. A baseline measure for social services and Medicaid expansion to determine how effective these are or will be at getting people out of poverty; 2. Unemployment Compensation Fund; 3. Usefulness and effectiveness of internal auditors at all three agencies and whether we have too many or too few auditors.

Rep. Coleman requested that an amendment be added to Rep. Thurston's motion stating that the homeless audit issues be included as a priority.

Sen. Weiler wanted it noted that he supported Rep. Thurston's motion even though Rep. Thurston has opposed all of Sen. Weiler's motions.

The motion, as amended by Rep. Coleman. passed with a vote of 8 - 0 - 9.

Yeas-8

Sen. A. Christensen  
Rep. K. Coleman  
Sen. L. Escamilla  
Rep. M. Judkins  
Rep. P. Ray  
Rep. N. Thurston  
Rep. R. Ward  
Sen. T. Weiler

Nays-0Absent-9

Sen. J. Adams  
Sen. K. Cullimore  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Sen. K. Grover  
Sen. D. Hemmert  
Rep. S. Hollins  
Rep. A. Robertson  
Rep. T. Seegmiller

**2 . Process of Medicaid Eligibility**

Mr. Dale Ownby, Director, Division of Eligibility Services, Department of Workforce Services (DWS), explained the process to the committee along with Mr. Jeff Nelson, Director, Bureau of Eligibility Policy, DOH.

Rep. Ward asked for more information regarding Medicaid eligibility and Mr. Ownby and Mr. Nelson responded.

**3 . Fiscal Note and Budget Item Follow-Up Report 2018 - Remaining Reports**[6-Social Services - Fiscal Note and Budget Item Follow-Up Report 2018](#)

Ms. Clare Tobin Lence, Fiscal Analyst, Office of the Legislative Fiscal Analyst (LFA), presented the follow-up report to the committee.

Rep. Ray assumed the chair.

Mr. Brent Kelsey and Mr. Jeremy Christensen, Assistant Directors, Division of Substance Abuse and Mental Health, Department of Human Services (DHS), provided data regarding treatment programs and their effect on incarceration rates.

Chair Ray made a comment regarding bookings in the Salt Lake County Jail and Mr. Kelsey responded.

Sen. Escamilla asked for information regarding Operation Rio Grande and juvenile and adult services and Mr. Kelsey responded.

Sen. Christensen resumed the chair.

Mr. Eric Tadehara, Assistant Director, Division of Substance Abuse and Mental Health, DHS, provided additional information in response to Sen. Escamilla's questions.

[6b-Follow-Up on JRI Behavioral Health Funding - DSAMH](#)

Ms. Diane Moore, Director, Division of Child and Family Services, DHS, discussed the costs of expungement requests.

Rep. Ward asked why there were low numbers of people requesting expungement of their records and Ms. Moore responded.

Sen. Escamilla asked if people are being notified that they have the option to have their record expunged and Ms. Moore responded.

**4 . Update on Home and Community-Based Services Settings Rule**[7a-HCBS Settings Rule Summary - 2018](#)

[7b-Stakeholder HCBS Settings - May 2019 Update](#)

[7c-Settings Rule Compliance - DSPD Presentation - June 2019](#)

Ms. Tonya Hales, Assistant Director, Division of Medicaid and Health Financing, DOH, and Ms. Angella Pinna, Director, Division of Services for People with Disabilities, DHS, introduced themselves and gave information regarding the Settings Rule and center-based employment.

Rep. Ward asked for more information and Ms. Pinna and Ms. Hales responded.

Rep. Thurston asked about programs for youth and Ms. Pinna and Ms. Hales provided information.

Rep. Ward asked for more information about employment opportunities and Ms. Pinna responded.

Sen. Weiler asked what the plan is to adjust rates and Ms. Pinna responded.

**5 . Service Options for High-Risk Individuals Who Cannot be Restored to Competency**

[8-Service Options for High-Risk Individuals - DSPD Presentation - June 2019](#)

Mr. Guy Thompson, Superintendent, Utah State Developmental Center, DHS, introduced himself.

Ms. Jamie Wuthrich, Assistant Director, Division of Services for People with Disabilities, DHS, gave information about restoring competency to people who have been charged with serious crimes.

Rep. Thurston asked for information regarding serious offenders and the waiting list for treatment and Ms. Wuthrich responded.

Rep. Ray provided more information about what is done with people charged with very serious crimes who cannot be restored to competency.

Sen. Escamilla asked about funding for services and Rep. Ray responded.

Mr. Thompson gave information about the Developmental Center and the services it provides to its residents.

Chair Christensen asked how many residents are at the Developmental Center and about land owned by the center and Mr. Thompson responded.

**6 . Tour - Utah State Developmental Center (State-Operated Intermediate Care Facility)**

**MOTION:** Rep. Ray moved to adjourn. The motion passed with a vote of 9 - 0 - 8.

Yeas-9

Sen. A. Christensen  
Rep. K. Coleman  
Sen. L. Escamilla  
Rep. M. Judkins  
Rep. P. Ray  
Rep. T. Seegmiller  
Rep. N. Thurston  
Rep. R. Ward  
Sen. T. Weiler

Nays-0

Absent-8

Sen. J. Adams  
Sen. K. Cullimore  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Sen. K. Grover  
Sen. D. Hemmert  
Rep. S. Hollins  
Rep. A. Robertson

Chair Christensen adjourned the meeting at 3:30 p.m.

