

**SUPPORTED EMPLOYMENT SERVICES TO A
PERSON WITH A DISABILITY**

2008 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ronda Rudd Menlove

Senate Sponsor: Allen M. Christensen

LONG TITLE

Committee Note:

The Health and Human Services Interim Committee recommended this bill.

General Description:

This bill makes the pilot program for provision of supported employment services, contained in the Services to People With Disabilities Chapter of the Utah Human Services Code, into an ongoing program, subject to sunset review.

Highlighted Provisions:

This bill:

- ▶ establishes as an ongoing program the pilot program for provision of supported employment services, subject to a sunset provision; and
- ▶ makes technical changes.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

62A-5-103.1, as enacted by Laws of Utah 2006, Chapter 133

63-55-262, as last amended by Laws of Utah 2007, Chapter 135



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

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

62A-5-103.1. Program for provision of supported employment services.

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

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

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

- (a) is eligible to receive services from the division;
- (b) has applied for, and is waiting to, receive services from the division;
- (c) is not receiving other ongoing services from the division;
- (d) is not able to receive sufficient supported employment services from other sources;
- (e) the division determines would substantially benefit from the provision of supported employment services; and
- (f) does not require the provision of other ongoing services from the division in order to substantially benefit from the provision of supported employment services.

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

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

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

- (a) shall be provided separately from the Medicaid program described in Title XIX of the Social Security Act;
- (b) may not be supported with Medicaid funds;

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

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

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

62 ~~[(6) The director of the division shall report to the Health and Human Services Interim~~
63 ~~Committee during the 2007 interim regarding:]~~

64 ~~[(a) the operation and accomplishments of the pilot program described in this section;]~~

65 ~~[(b) whether the Legislature should convert the pilot program to an ongoing program~~
66 ~~within the division; and]~~

67 ~~[(c) recommendations for changes, if any, relating to the pilot program:]~~

68 ~~[(7) During the 2007 interim, the Health and Human Services Interim Committee~~
69 ~~shall:]~~

70 ~~[(a) hear or review the report described in Subsection (6); and]~~

71 ~~[(b) determine whether the pilot program described in this section should be converted~~
72 ~~to an ongoing program within the division:]~~

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

74 **63-55-262. Repeal dates, Title 62A.**

75 (1) Section 62A-5-103.1, [~~Pilot program~~] Program for provision of supported
76 employment services, is repealed July 1, [~~2008~~] 2013.

77 (2) Section 62A-5-103.2, Pilot program for family preservation services, is repealed
78 July 1, 2009.

Legislative Review Note

as of 11-14-07 1:59 PM

Office of Legislative Research and General Counsel

H.B. 45 - Supported Employment Services to a Person with a Disability

Fiscal Note

2008 General Session
State of Utah

State Impact

Enactment of this bill will result in a fiscal impact of \$200,000 from General Funds to provide supported employment for 100 individuals with disabilities.

	<u>FY 2008</u> <u>Approp.</u>	<u>FY 2009</u> <u>Approp.</u>	<u>FY 2010</u> <u>Approp.</u>	<u>FY 2008</u> <u>Revenue</u>	<u>FY 2009</u> <u>Revenue</u>	<u>FY 2010</u> <u>Revenue</u>
General Fund	\$0	\$200,000	\$200,000	\$0	\$0	\$0
Total	\$0	\$200,000	\$200,000	\$0	\$0	\$0

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for businesses, or local governments. However, each year, about 100 individuals with disabilities will be able to be employed which will help them gain their independence.
