

SERVICES FOR PEOPLE WITH DISABILITIES

AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Raymond P. Ward

Senate Sponsor: _____

LONG TITLE

General Description:

This bill creates a consensus process related to the funding of services for persons with disabilities.

Highlighted Provisions:

This bill:

▶ defines terms;

▶ at certain times, requires the Governor's Office of Planning and Budget, the Office of the Legislative Fiscal Analyst, and the Division of Services for People with Disabilities (division) to estimate, for the next fiscal year:

• the number of high-priority individuals who will be on the division's waiting list for services; and

• the amount that would be required to provide services to the lesser of all high-priority individuals on the waiting list or 200 high-priority individuals; and

▶ at certain times, requires the base budget to include an appropriation to the Department of Health and Human Services equal to the amount estimated to provide services to certain high-priority individuals.

Money Appropriated in this Bill:

None

Other Special Clauses:



28 None

29 **Utah Code Sections Affected:**

30 ENACTS:

31 **62A-5-112**, Utah Code Annotated 1953



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

34 Section 1. Section **62A-5-112** is enacted to read:

35 **62A-5-112. Consensus estimate -- Base budget appropriation.**

36 (1) As used in this section:

37 (a) "Base budget" means the same as that term is defined in legislative rule.

38 (b) "Committee" means the Executive Appropriations Committee.

39 (c) "General Fund growth factor" means the same as that term is defined in Section

40 [26-18-405.5](#).

41 (d) "High-priority individual" means an eligible individual waiting for services from
42 the division:

43 (i) who does not have a family caregiver to help take care of them;

44 (ii) who has been the victim of a documented incident of abuse, neglect, or
45 exploitation; or

46 (iii) whose family is at immediate risk because any of the following documented
47 behavioral issues occur weekly or more frequently:

48 (A) severe physical assaults;

49 (B) sexually inappropriate behavior; or

50 (C) sexually aggressive behavior.

51 (2) In a year in which the General Fund growth factor is greater than 100%:

52 (a) the Governor's Office of Planning and Budget, in cooperation with the Office of the
53 Legislative Fiscal Analyst and the division, shall:

54 (i) estimate, for the next fiscal year, the number of high-priority individuals to whom
55 the division will be unable to provide services using attrition funding described in Subsection

56 [62A-5-102\(7\)\(b\)](#); and

57 (ii) estimate the amount that would be required to provide division services to the
58 lesser of:

- 59 (A) the total number of high-priority individuals estimated under Subsection (2)(a); or
60 (B) 200 high-priority individuals; and
61 (b) the next fiscal year base budget shall include an appropriation to the Department of
62 Health and Human Services in an amount equal to the estimate made under Subsection
63 (2)(a)(ii).
64 (3) The Office of the Legislative Fiscal Analyst shall provide estimates required under
65 Subsection (2)(a) to the committee before the committee's December meeting.