

**Representative Raymond P. Ward** proposes the following substitute bill:

**SERVICES FOR PEOPLE WITH DISABILITIES**

**AMENDMENTS**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Raymond P. Ward**

Senate Sponsor: Jacob L. Anderegg

Cosponsors:	Sandra Hollins	Anthony E. Loubet
Cheryl K. Acton	Dan N. Johnson	Angela Romero
Paul Cutler	Marsha Judkins	Mark A. Wheatley
Jennifer Dailey-Provost	Rosemary T. Lesser	

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**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



25 high-priority individuals on the waiting list or 200 high-priority individuals; and  
26       ▶ at certain times, requires the base budget to include an appropriation to the  
27 Department of Health and Human Services equal to the amount estimated to  
28 provide services to certain high-priority individuals.

29 **Money Appropriated in this Bill:**

30       None

31 **Other Special Clauses:**

32       None

33 **Utah Code Sections Affected:**

34 ENACTS:

35       **62A-5-112**, Utah Code Annotated 1953



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

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

39       **62A-5-112. Consensus estimate -- Base budget appropriation.**

40       (1) As used in this section:

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

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

43       (c) "High-priority individual" means an eligible individual waiting for services from  
44 the division:

45       (i) who does not have a family caregiver to help take care of them or who is at  
46 imminent risk for losing a family caregiver;

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

49       (iii) who is at imminent risk for becoming homeless; or

50       (iv) whose family is at immediate risk because any of the following documented  
51 behavioral issues occur weekly or more frequently:

52       (A) severe physical assaults;

53       (B) sexually inappropriate behavior; or

54       (C) sexually aggressive behavior.

55       (2) In a year in which the estimated Income Tax Fund revenues for the next fiscal year

56 exceed the estimated Income Tax Fund revenues for the current fiscal year and the Income Tax  
57 Fund revenues for the past fiscal year:

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

60 (i) estimate, for the next fiscal year, the number of high-priority individuals to whom  
61 the division will be unable to provide services using attrition funding described in Subsection  
62 62A-5-102(7)(b); and

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

65 (A) the total number of high-priority individuals estimated under Subsection (2)(a); or

66 (B) 200 high-priority individuals; and

67 (b) the next fiscal year base budget shall include an appropriation to the Department of  
68 Health and Human Services in an amount equal to the estimate made under Subsection  
69 (2)(a)(ii).

70 (3) The Office of the Legislative Fiscal Analyst shall provide estimates required under  
71 Subsection (2)(a) to the committee before the committee's December meeting.

72 (4) The division shall comply with Subsections 62a-5-102(3) and (4) when bringing  
73 individuals into division services.