

**Department of Human Services**

**Budget No. 325**

**Senate Bill Nos. 2012, 2048, 2177, and 2289; House Bill Nos. 1046 and 1410**

|  | <b>FTE Positions</b> | <b>General Fund</b>    | <b>Other Funds</b>     | <b>Total</b>           |
|--|----------------------|------------------------|------------------------|------------------------|
| <b>2015-17 legislative appropriations</b>      | <b>2,211.08</b>      | <b>\$1,332,202,833</b> | <b>\$2,245,768,917</b> | <b>\$3,577,971,750</b> |
| 2015-17 base budget                            | 2,201.08             | 1,166,482,508          | 1,767,650,372          | 2,934,132,880          |
| Legislative increase (decrease) to base budget | 10.00                | \$165,720,325          | \$478,118,545          | \$643,838,870          |

**ONGOING AND ONE-TIME GENERAL FUND APPROPRIATIONS**

|   | <b>Ongoing<br/>General Fund<br/>Appropriation</b> | <b>One-Time<br/>General Fund<br/>Appropriation</b> | <b>Total<br/>General Fund<br/>Appropriation</b> |
|---|---|--|---|
| <b>2015-17 legislative appropriations</b>                         | <b>\$1,314,030,666</b>                            | <b>\$18,172,167</b>                                | <b>\$1,332,202,833</b>                          |
| 2013-15 legislative appropriations                                | 1,166,482,508                                     | 4,633,621  | 1,171,116,129                                   |
| 2015-17 legislative increase (decrease) to 2013-15 appropriations | \$147,548,158                                     | \$13,538,546                                       | \$161,086,704                                   |
| Percentage increase (decrease) to 2013-15 appropriations          | 12.6%   | 292.2%   | 13.8%   |

**SUMMARY OF LEGISLATIVE CHANGES TO THE BASE BUDGET AND MAJOR FUNDING ITEMS**

**Salaries and Wages**

The legislative action affecting the recommended appropriation for the Department of Human Services is in accordance with legislative salary and fringe benefits guidelines as contained in Senate Bill No. 2015. Senate Bill No. 2015 also authorizes the department to receive a transfer from the targeted market equity funding pool to provide salary adjustments to employees in positions identified as having recruitment and retention challenges.

|   | <b>Changes to Base Budget</b> |                     |                    | <b>Total</b> |
|---|-------------------------------|---------------------|--------------------|--------------|
|   | <b>FTE Positions</b>          | <b>General Fund</b> | <b>Other Funds</b> |              |
| The legislative action:   |                               |                     |                    |              |
| <b>Department-Wide</b>  |                               |                     |                    |              |
| Added funding for base payroll changes for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes. |                               | \$10,201,220        | \$6,773,390        | \$16,974,610 |
| Added funding for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year, including funding source adjustments.             |                               | 10,574,061          | 1,804,639          | 12,378,700   |
| Added funding for employee health insurance premiums to reflect a premium estimate of \$1,130.22 per month.                                     |                               | 6,778,834           | 1,138,051          | 7,916,885    |

|   |         |         |         |
|---|---------|---------|---------|
| Adjusted overall operating expense reductions from \$1.25 million to \$576,748. | 300,000 | 373,252 | 673,252 |
|---|---------|---------|---------|

**Management**

|  |                               |             |            |
|--|-------------------------------|-------------|------------|
|  | <b>Administration</b>         |             |            |
| Adjusted funding for operating expenses.   | (148,144)                     | 27,702      | (120,442)  |
|  | <b>Information Technology</b> |             |            |
| Adjusted funding for operating expenses.   | 9,676,686                     | 17,031,240  | 26,707,926 |
| Changed funding source for the state to provide property tax relief for counties. (Senate Bill No. 2206)             | 1,317,405                     | (1,317,405) | 0          |
| Added one-time funding relating to the modernization of the department's eligibility systems. (Senate Bill No. 2177) | 14,012,167                    | 46,860,102  | 60,872,269 |

**Program and Policy Division**

|  |  |              |              |
|--|--|--------------|--------------|
|  | <b>Economic Assistance Policy - Grants</b> |              |              |
| Adjusted funding for operating expenses.   | 349,445                                    | (4,948,543)  | (4,599,098)  |
| Adjusted funding for grant cost and caseload changes.  | 9,787,284                                  | (25,554,104) | (15,766,820) |
| Changed funding source for the state to provide property tax relief for counties. (Senate Bill No. 2206) | 209,304                                    | (209,304)    | 0            |

|  |                                  |         |         |
|--|----------------------------------|---------|---------|
|  | <b>Child Support Enforcement</b> |         |         |
| Adjusted funding for operating expenses. | 99,353                           | 134,997 | 234,350 |

|  |                         |             |             |
|--|-------------------------|-------------|-------------|
|  | <b>Medical Services</b> |             |             |
| Adjusted funding for operating expenses.   | 802,881                 | 2,791,108   | 3,593,989   |
| Adjusted funding for grant cost and caseload changes.  | 5,256,705               | 390,662,352 | 395,919,057 |
| Added funding for provider inflationary increases at 3 percent each year of the biennium.  | 9,433,914               | 9,882,683   | 19,316,597  |
| Reflected the additional state matching funds required due to changes in the state's federal medical assistance percentage (FMAP). | 9,319,904               | (9,319,904) | 0           |
| Changed funding source for the state to provide property tax relief for counties. (Senate Bill No. 2206)                           | 1,374,020               | (1,374,020) | 0           |

|   |             |             |             |
|---|-------------|-------------|-------------|
| Added funding to rebase the ambulance rate increase to a percentage of the Workforce Safety and Insurance fee schedule and to provide the same percentage to each category of the schedule.   | 625,000     | 625,000     | 1,250,000   |
| Adjusted funding for physical, occupational, and speech therapy service provider rate increase to a 50 percent fee schedule. (Senate Bill No. 2272)   | 937,259     | 2,024,480   | 2,961,739   |
| Adjusted funding relating to limit the expansion of the program of all-inclusive care for the elderly (PACE).   | (500,415)   | (546,181)   | (1,046,596) |
| Reduced funding relating to Senate Bill No. 2043 to allow the department to negotiate additional rebates from drug manufacturers under the medical assistance program and allows the department to join a multistate supplemental drug rebate pool. | (950,574)   | (950,574)   | (1,901,148) |
| Added funding for Medicare drug clawback payments to reflect a premium rate increase.   | 2,183,214   |             | 2,183,214   |
| Adjusted funding for the children's health insurance program (CHIP) to reflect a federal matching percentage change from 65 to 88 percent.  | (6,129,014) | 6,129,014   | 0           |
| <b>Long-Term Care</b>   |             |             |             |
| Adjusted funding for grant cost and caseload changes.   | 3,744,115   | 6,854,613   | 10,598,728  |
| Added funding for provider inflationary increases at 3 percent each year of the biennium.   | 8,258,171   | 7,261,687   | 15,519,858  |
| Reflected the additional state matching funds required due to changes in the state's FMAP.  | 1,118,948   | (1,118,948) | 0           |
| Continued funding for the 24-month bed layaway program of \$546,786 from the health care trust fund.  | 0           | 0           | 0           |
| Changed funding source for the state to provide property tax relief for counties. (Senate Bill No. 2206)  | 577,952     | (577,952)   | 0           |
| Adjusted the monthly maintenance needs allowance for a community spouse of a medical assistance recipient to \$2,550 effective January 1, 2016.   | 269,919     | 269,919     | 539,838     |
| Added funding for basic care provider payment changes relating to House Bill No. 1359.  | 814,890     | 61,589      | 876,479     |
| Added funding for nursing home property limits due to changes resulting from House Bill No. 1234, of which \$139,406 is from the health care trust fund, and \$139,407 is   |             | 278,813     | 278,813     |

from federal funds.

|   | <b>DD Council</b>                   |              |            |
|---|-------------------------------------|--------------|------------|
| Reduced funding for operating expenses.   |                                     | (123,090)    | (123,090)  |
| Adjusted the funding source for salary increase allocation.   | (11,224)                            | 11,224       | 0          |
|   | <b>Aging Services</b>               |              |            |
| Adjusted funding for operating expenses.  | 12,668                              | 15,103       | 27,771     |
| Added funding for provider inflationary increases at 3 percent each year of the biennium.   | 248,237                             |              | 248,237    |
| Added funding for vulnerable adult protective services relating to mandatory reporting requirements to provide total funding of \$1.1 million.  | 464,894                             |              | 464,894    |
| Added funding for guardianship establishments to support additional requests to provide total funding of \$908,000.   | 97,500                              |              | 97,500     |
| Added funding for the senior meals program.   | 502,300                             |              | 502,300    |
|   | <b>Children and Family Services</b> |              |            |
| Adjusted funding for operating expenses.  | (266,278)                           | 3,720,702    | 3,454,424  |
| Adjusted funding for grant cost and caseload changes.   | 7,111,035                           | 7,590,592    | 14,701,627 |
| Added funding for provider inflationary increases at 3 percent each year of the biennium.   | 3,764,822                           | 2,236,823    | 6,001,645  |
| Reflected the additional state matching funds required due to changes in the state's FMAP.  | 119,140                             | (119,140)    | 0          |
| Added funding for the state to provide property tax relief for counties for the cost of the child welfare programs, the service payments to the elderly and disabled (SPED) program, and technology costs beginning January 1, 2016. (Senate Bill No. 2206) | 15,564,517                          | (15,089,530) | 474,987    |
| Added funding from the general fund to establish a grant program for counties which use the emergency human services levy to cover the costs of county social services programs. (Senate Bill No. 2206)   | 3,900,000                           |              | 3,900,000  |
| Added federal funding relating to post adoption services.   |                                     | 130,168      | 130,168    |
| Added funding for early childhood service grants.   | 400,000                             |              | 400,000    |
| Added funding relating to grants for head start program. (House Bill No. 1410)  | 4,900                               |              | 4,900      |

**Mental Health - Substance Abuse**

|  |             |             |             |
|--|-------------|-------------|-------------|
| Adjusted funding for operating expenses.   | 631,041     | (4,733,934) | (4,102,893) |
| Added funding for provider inflationary increases at 3 percent each year of the biennium.  | 155,619     | 6,363       | 161,982     |
| Changed funding source for the state to provide property tax relief for counties. (Senate Bill No. 2206)   | 128,145     | (128,145)   | 0           |
| Adjusted funding for extended services for individuals with serious mental illness to increase the number of new slots from 25 to 35.  | 388,492     |             | 388,492     |
| Increased funding for traumatic brain injury prevocational skills training to increase from 2 to 6 hours the amount of time allocated each month for each of the 50 slots.                                   | 302,109     |             | 302,109     |
| Added funding for the ND Cares Task Force which provides support for service members, veterans, families, and survivors.   | 130,000     |             | 130,000     |
| Transferred to the Department of Corrections and Rehabilitation (\$1,865,810) for the high-risk sex offender treatment program and reduces advocacy funding (\$424,487) provided for the victims.            | (2,290,297) |             | (2,290,297) |
| Provided funding for a grant to a statewide family-controlled parent-to-parent support organization (\$75,000) and to a statewide family-to-family health information and education organization (\$75,000). | 150,000     |             | 150,000     |
| Added funding to increase the contract with the Robinson Recovery Center to provide a total of \$2,303,920.  | 237,500     |             | 237,500     |
| Reduced operating fees relating to mental health hotline services.   | (155,000)   |             | (155,000)   |
| Adjusted funding for substance use disorder innovation and substance use disorder needs assessment.  | (353,570)   |             | (353,570)   |
| Added funding to provide life skills services, including evidence-based return-to-work model, provided for individuals with a traumatic brain injury. (House Bill No.1046)                                   | 375,000     |             | 375,000     |
| Added funding to allow the department to coordinate services for individuals with traumatic brain injury in each human service region. (House Bill No. 1046)   | 50,000      |             | 50,000      |

|  |         |  |         |
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| Added funding to facilitate the behavioral health services, including developing formal discharge planning protocols for discharge or release of individuals with behavioral health issues and designing a resource support network to provide family support, assessment, and stabilization services that are assessable by families and custodial agencies. (Senate Bill No. 2048) | 150,000 |  | 150,000 |
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| Added funding to establish and administer a voucher system to address underserved areas and gaps in the state's substance abuse treatment system and to assist in the payment of addiction treatment services provided by private licensed substance abuse treatment programs. (Senate Bill No. 2048) | 750,000 |  | 750,000 |
|---|---------|--|---------|

**Vocational Rehabilitation**

|  |         |           |           |
|--|---------|-----------|-----------|
| Adjusted funding for operating expenses. | 182,703 | (296,902) | (114,199) |
|--|---------|-----------|-----------|

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|---|--------|--|--------|
| Added funding for provider inflationary increases at 3 percent each year of the biennium. | 18,752 |  | 18,752 |
|---|--------|--|--------|

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| Added funding for 35 additional traumatic brain injury slots for extended services. | 180,783 |  | 180,783 |
|---|---------|--|---------|

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| Removed funding for professional development for stipends for vocational counselors to obtain master degree. | (35,571) | (131,429) | (167,000) |
|--|----------|-----------|-----------|

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|---|---------|--|---------|
| Added one-time funding to provide assistive technology services. (Senate Bill No. 2289) | 160,000 |  | 160,000 |
|---|---------|--|---------|

**Developmental Disabilities**

|  |       |             |             |
|--|-------|-------------|-------------|
| Adjusted funding for operating expenses. | 3,796 | (1,102,556) | (1,098,760) |
|--|-------|-------------|-------------|

|   |            |            |            |
|---|------------|------------|------------|
| Adjusted funding for grant cost and caseload changes. | 14,691,101 | 16,982,757 | 31,673,858 |
|---|------------|------------|------------|

|   |            |            |            |
|---|------------|------------|------------|
| Added funding for provider inflationary increases at 3 percent each year of the biennium. | 12,031,138 | 11,965,765 | 23,996,903 |
|---|------------|------------|------------|

|  |         |           |   |
|--|---------|-----------|---|
| Reflected the additional state matching funds required due to changes in the state's FMAP. | 989,247 | (989,247) | 0 |
|--|---------|-----------|---|

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|---|---------|--|---------|
| Added funding to provide leisure, recreational, and educational programs for individuals with intellectual or developmental disabilities. | 150,000 |  | 150,000 |
|---|---------|--|---------|

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| Added one-time funding for equipment over \$5,000. |  | 10,000 | 10,000 |
|--|--|--------|--------|

### Autism Services

|  |      |         |          |           |
|--|------|---------|----------|-----------|
| Adjusted funding for operating expenses.   |      | 19,000  | (23,586) | (4,586)   |
| Adjusted funding for grant cost and caseload changes.  |      | 827,175 | 303,633  | 1,130,808 |
| Added funding for provider inflationary increases at 3 percent each year of the biennium.  |      | 78,678  | 78,678   | 157,356   |
| Reflected the additional state matching funds required due to changes in the state's FMAP.   |      | 9,858   | (9,858)  | 0         |
| Added funding for an autism administrative staff officer FTE position.   | 1.00 | 114,829 | 59,249   | 174,078   |
| Adjusted funding for 25 new autism waiver slots.   |      | 734,006 | 734,005  | 1,468,011 |
| Added funding to increase the age limit for autism waivers from 7 to 9 years old and adds 12 additional autism waiver slots. Total autism waiver slots are 84. |      | 352,320 | 352,320  | 704,640   |
| Provided 10 new autism voucher slots, total autism voucher slots are 53.   |      | 250,001 |          | 250,001   |

### Field Services

|   |  |             |  |             |
|---|--|-------------|--|-------------|
| Adjusted funding for vacant position and employee turnover savings - Institutions.          |  | (2,435,679) |  | (2,435,679) |
| Adjusted funding for vacant position and employee turnover savings - Human service centers. |  | (2,146,091) |  | (2,146,091) |

### Institutions

|   |        |             |           |             |
|---|--------|-------------|-----------|-------------|
| Adjusted operating expenses for State Hospital, and Life Skills and Transition Center.  |        | (2,625,498) | 991,197   | (1,634,301) |
| Reflected the additional state matching funds required due to changes in the state's FMAP.                                      |        | 113,728     | (113,728) | 0           |
| Changed the funding source for the 15-bed Tompkins program to collection from the Department of Corrections and Rehabilitation. | 11.00  |             | 1,520,369 | 1,520,369   |
| Transferred central receiving position to Department of Corrections and Rehabilitation.   | (1.00) |             |           | 0           |
| Adjusted funding for extraordinary repairs to provide a total of \$1.25 million - Life Skills and Transition Center.            |        | 648,505     |           | 648,505     |

|   |        |           |  |           |
|---|--------|-----------|--|-----------|
| Adjusted funding for equipment over \$5,000 to provide a total of \$200,000 - Life Skills and Transition Center.                |        | 23,000    |  | 23,000    |
| Reduced 1 FTE position at State Hospital.   | (1.00) | (130,000) |  | (130,000) |
| Adjusted equipment over \$5,000 to provide a total of \$275,000 - State Hospital.   |        | 23,487    |  | 23,487    |
| Adjusted extraordinary repairs to provide a total of \$1 million - State Hospital.  |        | 89,546    |  | 89,546    |
| Added one-time funding for heating plant repairs and upgrades - State Hospital.   |        | 1,156,000 |  | 1,156,000 |
| Added one-time funding for heating plant repairs and upgrades - Life Skills and Transition Center.                              |        | 75,000    |  | 75,000    |
| Added one-time funding for window replacement of the domestic violence shelter on the Life Skills and Transition Center campus. |        | 44,000    |  | 44,000    |

**Human Service Centers**

|   |  |           |           |           |
|---|--|-----------|-----------|-----------|
| Adjusted funding for operating expenses.  |  | 2,769,720 | (752,380) | 2,017,340 |
| Provided grant cost and caseload changes.   |  | 1,394,302 |           | 1,394,302 |
| Added funding for provider inflationary increases at 3 percent each year of the biennium.               |  | 1,694,967 |           | 1,694,967 |
| Changed funding sources for the state to provide property tax relief for counties. (SB 2206)            |  | 140,822   | (140,822) | 0         |
| Adjusted funding for the state matching share to reflect changes in the state's FMAP.                   |  | 100,791   | (100,791) | 0         |
| Added funding for a 10-bed crisis residential and transitional living unit in the north central region. |  | 685,895   | 218,088   | 903,983   |
| Added funding for a 4-bed unit alternative care services for west central region.                       |  | 283,500   |           | 283,500   |
| Added funding to provide Mobile-on-Call crisis services in the west central region.                     |  | 250,000   |           | 250,000   |
| Adjusted funding for extraordinary repairs.   |  | 12,956    |           | 12,956    |
| Adjusted funding for equipment over \$5,000.  |  | (345)     |           | (345)     |
| Removed funding for operating expenses for Good Health television services.                             |  | (73,375)  | (9,825)   | (83,200)  |

|              |              |                      |                      |                      |
|--------------|--------------|----------------------|----------------------|----------------------|
| <b>Total</b> | <u>10.00</u> | <u>\$165,720,325</u> | <u>\$478,118,545</u> | <u>\$643,838,870</u> |
|--------------|--------------|----------------------|----------------------|----------------------|

### FTE Changes

The 2015-17 biennium appropriation includes funding for 2,211.08 FTE positions, an increase of 10 FTE positions from the 2015-17 biennium authorized base level of 2,201.08. The Legislative Assembly added 1 autism administrative staff officer FTE position, 11 FTE positions for a 15-bed Tompkins program at the State Hospital, and reduced 1 FTE position for the State Hospital, and transferred 1 central receiving FTE position to the Department of Corrections and Rehabilitation. The 11 FTE positions for a 15-bed Tompkins program at the State Hospital includes 2 addiction counselor FTE positions, 2 direct care supervisor FTE positions, and 7 direct care staff FTE positions.

### One-Time Funding

In Section 2 of Senate Bill Nos. 2012, 2177, and 2289, the Legislative Assembly identified \$65,042,269 of one-time funding, of which \$18,172,167 is from the general fund and \$46,870,102 is from special funds. These items, summarized as follows, are not to be considered part of the agency's base budget for preparing the 2017-19 executive budget, and the Department of Human Services is to report to the Appropriations Committees during the 2017 legislative session on the use of this funding.

|  | General Fund        | Special Funds       | Total               |
|--|---------------------|---------------------|---------------------|
| Developmental disabilities equipment                                   |                     | \$10,000            | \$10,000            |
| Heating plant repairs and upgrades - State Hospital                    | \$1,156,000         |                     | 1,156,000           |
| Heating plant repairs and upgrades - Life Skills and Transition Center | 75,000              |                     | 75,000              |
| Window replacement - Life Skills and Transition Center                 | 44,000              |                     | 44,000              |
| Equipment over \$5,000 - State Hospital                                | 275,000             |                     | 275,000             |
| Equipment over \$5,000 - Life Skills and Transition Center             | 200,000             |                     | 200,000             |
| Extraordinary repairs - State Hospital                                 | 1,000,000           |                     | 1,000,000           |
| Extraordinary repairs - Life Skills and Transition Center              | 1,250,000           |                     | 1,250,000           |
| Eligibility modernization project (Senate Bill No. 2177)               | 14,012,167          | 46,860,102          | 60,872,269          |
| Assistive technology services (Senate Bill No. 2289)                   | 160,000             |                     | 160,000             |
| <b>Total</b>   | <b>\$18,172,167</b> | <b>\$46,870,102</b> | <b>\$65,042,269</b> |

### Deficiency Appropriations

Section 21 of Senate Bill 2012 provides a deficiency appropriation of \$87 million from federal funds for defraying medical assistance grant costs relating to Medicaid Expansion.

### Other Sections in Senate Bill No. 2012

**Transfers** - Section 3 provides the Department of Human Services may transfer appropriation authority between line items within each subdivision and between subdivisions for the 2015-17 biennium, and to notify the Office of Management and Budget and the Legislative Council of any transfer made. The department is to report to the Budget Section after June 30, 2016, on any transfers made in excess of \$50,000 and to the Appropriations Committees of the 64<sup>th</sup> Legislative Assembly on any transfers made.

**Medicaid management information system replacement project - Exemption** - Section 4 provides for the continuation of previous legislative appropriations for the Medicaid management information system replacement project into the 2015-17 biennium.

**Eligibility systems project modification - Exemption** - Section 5 provides for the continuation of previous legislative appropriations for the modification of the eligibility systems project into the 2015-17 biennium.

**Conveyance of land authorized** - Section 6 allows the Department of Human Services to convey real property associated with the Life Skills and Transition Center, which includes conveyance of the Prairie View building.

**Leisure, recreational, and educational programs - Exemption** - Section 7 provides an exemption to the procurement requirements of North Dakota Century Code Chapter 54-44.4 for providing grants of \$150,000 for services to provide leisure, recreational, and educational programs for individuals with intellectual or developmental disabilities in the northeast and southeast human service regions, and to limit the department's oversight only to receiving information relating to annual attendance numbers and expenditure of the appropriated funds for these services.

**PACE - Limitation** - Section 8 limits the expansion of the PACE program into a community that is not operating a program site on August 1, 2015.

**Advance payment adjustments - 2013-15 biennium** - Section 9 allows the Department of Human Services to provide advance payments during the remainder of the 2013-15 biennium to select enrolled providers related to the implementation of the new Medicaid management information system, and the department may advance funds appropriated for the 2015-17 biennium if funding is not available from funds appropriated for the 2013-15 biennium.

**Medical facility infrastructure loan fund** - Section 10 amends Section 6-09-47, relating to the medical facility infrastructure loan program to change the medical facility infrastructure loan fund to a revolving fund.

**Behavioral health services quarterly report** - Section 11 requires the Department of Human Services to publish a quarterly report of all behavioral health services provided by or supported by the department. The report is to include each type of behavioral health service, the number of clients for each type of service, and the amount of state and federal funds budgeted and spent for each service.

**Rules for one-time funding items** - Section 12 amends Section 50-06-16 relating to rulemaking authority, to exempt a department from adopting rules for the administration of one-time funding items.

**Autism spectrum disorder program pilot project** - Section 13 amends Section 50-06-32.1 to continue the autism spectrum disorder voucher program pilot project.

**Developmental disabilities system reimbursement project** - Section 14 amends Section 50-06-37 relating to the developmental disabilities system reimbursement project, to identify age groups, which includes providing a resource allocation model of tying funding to support intensity scale assessed needs of clients age 16 and older, and to add a state-approved assessment that assesses the needs of clients younger than age 16.

**Developmental disabilities case management - Legislative intent** - Section 15 provides legislative intent that the Department of Human Services provide case management services for individuals with a developmental disability within the ratio provided pursuant to North Dakota Administrative Code, and to allow the department to hire temporary staff or propose a change to North Dakota Administrative Code to meet the ratio requirement if case management services for individuals with a developmental disability exceed the ratio requirement.

**Robinson recovery center funding** - Section 16 allows the Department of Human Services to reprocure the contract for methamphetamine treatment services if the current contractor is unable to provide the full capacity of services anticipated under the current contract.

**Payments to the county for local expenses of administration of the Medicaid program** - Section 17 allows the Department of Human Services to reimburse counties for part of the local expenses of administration for determining eligibility for services under Chapter 50-24.1.

**County reimbursements - 2015-17 biennium appropriation** - Section 18 appropriates federal funds to the Department of Human Services for reimbursing counties for part of the local expenses of administration of the Medicaid program under Chapters 50-01.2 and 50-24.1.

**Statewide family-controlled parent-to-parent support organization - Grants - Exemption** - Section 19 designates \$75,000 of the Department of Human Services appropriation for a grant to a statewide family-controlled parent-to-parent support organization with at least 50 percent of its board of directors consisting of members whose primary daily responsibilities include caring for a child with a mental health disorder.

**Statewide parent-to-parent support - Grants - Exemption** - Section 20 designates \$75,000 of the Department of Human Services appropriation for a grant to a statewide family-to-family health information and education organization which provides parent-to-parent support for families and is located in a county with a population of less than 6,000 based on the 2010 decennial census.

**Appropriation - 2013-15 biennium** - Section 21 provides a deficiency appropriation of \$87 million of federal funds for defraying medical assistance grant costs.

**Mental health hotline services - Legislative Management study** - Section 22 provides for a Legislative Management study of the various telephone contact numbers supported by state appropriations to access information regarding services and programs available and determine if multiple numbers are necessary to respond appropriately to the residents of the state.

**Adult protective services program** - Section 23 requires the Department of Human Services to provide a report to the Legislative Management regarding the adult protective services program, including the effectiveness of the program, information on services and outcomes, and funding by human service region and in total.

**Autism services - Legislative Management study** - Section 24 provides for a Legislative Management study of services for children with autism, which must include a review of services currently provided by the Department of Human Services, the Superintendent of Public Instruction, and other state and local agencies, and an evaluation of the effectiveness of the continuum of care, transition between programs, and outcomes.

**Life Skills and Transition Center - Legislative Management study** - Section 25 provides a Legislative Management study of the use of the structures and property of the Life Skills and Transition Center to determine the best and most efficient use of the properties. If conducted, the study must review the potential to transfer clients from the Life Skills and Transition Center to under-utilized facilities on the State Hospital campus or to a community-based setting. The study must also review potential alternative uses of structures on the Life Skills and Transition Center campus.

**Behavioral Health Services - Legislative Management report** - Section 26 requires the Department of Human Services to present its quarterly behavioral health services reports to the Legislative Management during the 2015-16 interim.

**Medical facility infrastructure loan fund - Repeal** - Section 27 repeals Section 3 of Chapter 84 of the 2013 Session Laws relating to balance transfers remaining in the medical facility infrastructure fund on July 31, 2017.

#### **Related Legislation**

**Senate Bill No. 2003 - Legislative Management study - Medicaid fraud unit** - Section 14 requires the Legislative Management to study the feasibility and desirability of establishing a Medicaid fraud unit in the state.

**Senate Bill No. 2013 - Medicaid matching funds** - Section 5 provides \$323,611 from the general fund, included in integrated formula payments to school districts or special education units increased medical assistance rates provided in Senate Bill No. 2272.

**Senate Bill No. 2015 - Targeted market equity salary adjustments and assistive technology services** - Section 4 provides an appropriation of \$3.75 million from the general fund and \$740,000 of federal funds to the Office of Management and Budget for a state agency targeted market equity salary funding pool to provide compensation adjustments for state employees. Agencies eligible to receive a targeted market equity salary adjustment includes Adjutant General, Veterans' home, State Department of Health, Department of Human Services, and Protection and Advocacy Project. In addition, Section 22 designates funding of \$160,000 provided in Senate Bill No. 2289 relating to assistive technology services as one-time funding.

**Senate Bill No. 2043 - Licensed community paramedics and emergency medical technicians** - Requires the Department of Human Services to adopt rules governing payments to licensed community paramedics and emergency medical technicians for health-related services provided to recipients of medical assistance. In addition, the bill allows the department to negotiate additional rebates from drug manufacturers and allows the department to join a multistate supplemental drug rebate pool.

**Senate Bill No. 2046 - Behavioral health services** - Adds a new section to Chapter 50-24.1 to require the Department of Human Services to allow marriage and family therapists to enroll and be eligible for payment for behavioral health services provided to recipients of medical assistance.

**Senate Bill No. 2047 - Psychiatric residential treatment facilities** - Amends sections in Chapter 25-03.2 related to psychiatric residential treatment facilities for children and rulemaking authority of the Department of Human Services.

**Senate Bill No. 2048 - Behavioral health services - Legislative Management study** - Adds a new section to Chapter 15.1-13 relating to teacher licensure requirements and a new section to Chapter 15.1-07 relating to mental health training provided by school districts. Provides an appropriation of \$150,000 to the Department of Human Services to facilitate behavioral health services authorized by the Legislative Assembly, and provides an appropriation of \$750,000 to the Department of Human Services to establish and administer a voucher system to address underserved areas and gaps in the state's substance abuse treatment system and to assist in the payment of addiction treatment services provided by private licensed substance abuse treatment programs. Provides for Legislative Management to study mental health resources for youth and adults, and to study behavioral health needs for youth and adults during the 2015-16 interim.

**Senate Bill No. 2049 - Mental health** - Provides for a study of statutory references to mental health professionals to determine whether changes in the law may help to more fully utilize these professionals within their scope of practice, as it relates to the responsibilities of the Department of Human Services to provide services or license facilities.

**Senate Bill No. 2050 - Service payments for elderly and disabled** - Prohibits the Department of Human Services from requiring certain individuals to apply for services under Chapter 50-24.1 for Medicaid as a condition of being eligible to apply for services under the service payments for elderly and disabled program, and prohibits the department from filing a claim against an estate to recover payments made on behalf of a recipient who was eligible for Medicaid under Section 50-24.1-37 and who received coverage through a private carrier.

**Senate Bill No. 2062 - TANF** - Amends sections relating to the administration of TANF.

**Senate Bill No. 2063 - Termination of parental rights** - Amends Section 27-20-45 relating to the Department of Human Services receiving a copy of the termination of parental rights petition and summons.

**Senate Bill No. 2064 - Permanency** - Amends Sections 27-20-02, 27-20-30.1, and 27-20-38 relating to the definition of permanency hearing, a foster care agreement with an agency or tribal council of a recognized Indian reservation in North Dakota, and the rights and duties of legal custodian.

**Senate Bill No. 2065 - Long-term care facilities - Ombudsman program** - Amends sections of Chapter 50-10.1 relating to appointment of state and local ombudsmen, ombudsmen access to facilities and records, posting information about the ombudsman program, and confidentiality of ombudsman records and files.

**Senate Bill No. 2073 - Training - Department of Human Services** - Amends Section 50-06-30 relating to an interagency agreement for training, consultation, and assistance provided by the Department of Corrections and Rehabilitation to the Department of Human Services.

**Senate Bill No. 2079 - Basic care and nursing facilities** - Allows for a transfer of nursing facility beds to basic care beds and extends the moratoria on basic care and nursing facility bed capacity.

**Senate Bill No. 2080 - Early childhood services** - Relates to the definition of self-declaration, early childhood services licensing requirements, prerequisites for issuance of a license or self-declaration, background investigations, penalty for provision of services, and early childhood services support services and grant program.

**Senate Bill No. 2081 - Foster care** - Creates a new section to Chapter 50-11 relating to immunity for a person providing foster care for approving reasonable and prudent activities, and amends Section 50-11-00.1 relating to definitions used in foster care homes for children and adults.

**Senate Bill No. 2082 - Basic care assistance** - Amends eligibility for basic care assistance. Establishes asset requirements for the basic care assistance program, for individuals eligible under Medicaid Expansion, consistent with those used for the Medicaid aged, blind, and disabled populations.

**Senate Bill No. 2144 - County human services program levy insufficiency** - Section 65 amends Section 50-03-06 to allow the Department of Human Services to provide a grant to a county which has experienced extraordinary human services program impact from meeting human services needs resulting from proximity to an Indian reservation or proximity to the State Hospital.

**Senate Bill No. 2177 - Eligibility computer systems** - Provides an appropriation of \$60.87 million, of which \$14 million is from the general fund, to the Department of Human Services for modification of the department's eligibility computer systems.

**Senate Bill No. 2206 - Social service programs - Legislative Management study** - Requires the Department of Human Services to assume responsibility for the costs of certain social service programs, to establish a grant program, to establish a social service financing commission, and to provide a Legislative Management study relating to social services finance program transition.

**Senate Bill No. 2234 - Department of Human Services study - Developmental disability waivers** - Requires the Department of Human Services to study eligibility for developmental disability waivers and report to the Legislative Management by January 1, 2016.

**Senate Bill No. 2237 - Substance abuse treatment programs** - Amends Section 50-31-06 relating to information received by the Department of Human Services for substance abuse treatment programs.

**Senate Bill No. 2289 - Assistive technology services** - Provides an appropriation of \$160,000 from the general fund to the Department of Human Services for assistive technology services. This funding was designated as one-time funding in Section 22 of Senate Bill No. 2015.

**Senate Bill No. 2320 - Medication therapy management program** - Adds a new section to Chapter 50-06 to create a medication therapy management program for Medicaid-eligible individuals and requires the Department of Human Services to report to the 65<sup>th</sup> Legislative Assembly on the costs and benefits of the medication therapy management program.

**Senate Bill No. 2364 - Health information technology loan fund** - Amends sections of Chapter 54-59 relating to the health information technology loan fund and confidential health information and repeals Section 6-09-42 relating to the health information technology loan fund.

**Senate Bill No. 2367 - Substance exposed newborns** - Provides for the creation of a task force on substance exposed newborns.

**House Bill No. 1035 - Health care delivery system** - Provides for a Legislative Management study of the health care delivery system and a study of the feasibility of a behavioral health and addiction training initiative.

**House Bill No. 1037 - Department of Human Services 2015-16 interim study** - Provides for the Department of Human Services during the 2015-16 interim to study options for implementing income-based cost-sharing provisions for Medicaid and Medicaid Expansion programs.

**House Bill No. 1041 - Medicaid Expansion** - Amends the Medicaid Expansion law to provide for the implementation of pharmacy benefit management services.

**House Bill No. 1046 - Traumatic brain injury** - Provides an appropriation to the Department of Human Services of \$375,000 for providing life skills services, including an evidence-based return-to-work model, provided for individuals with a traumatic brain injury, and an appropriation of \$50,000 for coordinating services for individuals with traumatic brain injury in each human service region.

**House Bill No. 1047 - Prevocational services** - Exempts providers of prevocational services licensed or certified by the Department of Human Services from registering with the Labor Commissioner.

**House Bill No. 1048 - Behavioral health licensure boards** - Requires behavioral health licensure boards to each develop a plan, in collaboration with the other boards, for the administration and implementation of licensing and reciprocity standards for licensees.

**House Bill No. 1049 - Addiction counselors** - Adds a new section to Chapter 43-45 relating to loans for certain behavioral health professions, amends Section 43-45-04 relating to duties of the Board of Addiction Counseling Examiners, provides legislative intent relating to statewide assessment of viable internship sites for addiction counselors program, and transfers \$200,000 from the student loan trust fund to the Bank of North Dakota for the addiction counselor internship loan program revolving fund.

**House Bill No. 1108 - Developmentally disabled persons** - Changes statutory references from "developmentally disabled persons" to "individual with a developmental disability" or "individuals with developmental disabilities."

**House Bill No. 1109 - Health care facility residents' rights** - Amends Section 50-10.2-02 relating to health care facility residents' rights.

**House Bill No. 1111 - Child support** - Requires the Department of Human Services to provide a report to the Legislative Management regarding the number of revoked obligor driver's licenses, the duration and effectiveness of revocations, including comparison of the state's driver's license revocation with other rural states, and a specific proposal that may limit the use of revocation of driver's licenses as a tool of enforcement.

**House Bill No. 1176 - Oil and gas impact grant funds** - Section 5 includes an appropriation from oil and gas impact grant funds which includes:

- \$10 million for grants to critical access hospitals in oil-producing counties and in counties contiguous to an oil-producing county to address the effects of oil and gas-related economic development activities.
- \$6 million for grants to emergency medical services providers for expenditures that would mitigate negative effects of oil and gas-related development affecting emergency medical services providers providing services in oil-producing counties, including the need for increased emergency medical services providers' services, staff equipment, coverage, and personnel training.
- \$4 million for grants to nursing homes, basic care facilities, and providers of home health services and hospice programs in oil-producing counties to address the effects of oil and gas-related development activities.
- \$2 million for grants to providers that serve individuals with developmental disabilities located in oil-producing counties to address the effects of oil and gas-related development activities.
- \$2 million for grants to domestic violence sexual assault organizations as defined in Section 14-07.1-01 that are located in oil-producing counties to address the effects of oil and gas-related development activities.

**House Bill No. 1234 - Nursing home rate determination** - Amends Section 50-24.4-15 relating to nursing home rate determination, and increasing the per bed property cost limitation of a double occupancy room to \$156,783 and the single occupancy room to \$235,176.

**House Bill No. 1247 - Early childhood service providers** - Requires the Department of Human Services to adopt rules requiring early childhood service providers and their staff who are responsible for children under age 1 to complete a sudden infant death syndrome prevention training course, which would be approved by the Department of Human Services.

**House Bill No. 1255 - Ambulance services** - Classifies ambulance services for health insurance, workers' compensation benefits, and medical assistance into an emergency response or advanced life support assessment.

**House Bill No. 1256 - Brain injury** - Amends sections in Chapters 50-06.4, 50-24.1, 54-38, and 65-01 relating to the definition of brain injuries, and provides for a Legislative Management study of brain injury care.

**House Bill No. 1277 - Nursing home rates** - Amends Section 50-24.4-07, which requires the Department of Human Services to exclude sales tax revenue received from political subdivision or local taxing authority as an offset to cost for facility care in setting nursing home rates.

**House Bill No. 1282 - Department of Commerce grant - Health care workforce needs in rural areas of state** - Provides an appropriation of \$200,000 from the general fund to the Department of Commerce to provide matching funds to an organization assisting in the recruitment, distribution, supply, quality, and efficiency of personnel providing health services in rural areas of the state.

**House Bill No. 1285 - Department of Commerce grant - Domestic violence shelter** - Provides an appropriation of \$650,000 from the strategic investment and improvement fund to the Department of Commerce to provide grants to domestic violence sexual assault organizations as defined in Section 14-07.1-01 for constructing, renovating, or purchasing facilities to provide shelter to victims of domestic violence.

**House Bill No. 1353 - Nursing home rates** - Amends Section 50-24.4-07 related to nonallowable costs in determining nursing home rates.

**House Bill No. 1359 - Basic care payment rates and assisted living facilities** - Adds a new section to Chapter 50-24.5 relating to establishing procedures for determining basic care payment rates and establishing methods for annual limits, and amends Sections 50-32-02 and 50-32-04 relating to assisted living facilities.

**House Bill No. 1378 - Legislative Management study - Affordable Care Act** - Directs the Legislative Management to assign a committee to study the proposed and final federal rules issued by the federal Health and Human Services Department relating to the essential health benefits under the federal Affordable Care Act.

**House Bill No. 1410 - Head Start program** - Provides an appropriation of \$4,900 from the general fund to the Department of Human Services for grants to Head Start programs.

**House Bill No. 1455 - Legislative Management study - Contract nursing agencies** - Provides for a Legislative Management study of contract nursing agencies in the state.

**Concurrent Resolution 4021 - Mental disease - Medicaid reimbursement exclusion** - Provides for a Legislative Management study of how the institution for mental disease Medicaid reimbursement exclusion impacts this state, including the impact Medicaid enrollees and on private and public sector providers.