

1999 SENATE HUMAN SERVICES

SCR 4045

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SCR4045

Senate Human Services Committee

Conference Committee

Hearing Date FEBRUARY 24, 1999

Tape Number	Side A	Side B	Meter #
1	X		
Committee Clerk Signature <i>Barclay Holodyschuk</i>			

Minutes:

The committee was called to order. Roll call was taken and all senators were present.

The hearing on SCR4045 was opened.

SENATOR ST. AUBYN, sponsor of the bill gave us a history of resolution. Private providers have brought concerns related to funding and other issues. Corrections to the budget or adjustments to the budget was one of the issues. They would like to consolidate some duplications, like audits. We need to take some time to study how other states are handling these private provider systems and make some recommendations for the future such as funding and many other issues. I urge committee to adopt this study. SENATOR LEE asked how does reimbursement for private providers compare with state employees doing the same work. SENATOR ST. AUBYN replied that it was far lower than state employees. They asked for an 81 cents increase per hour for employees. We were able to provide 44 cents increase. Due to

financial constraints we couldn't do anything more with benefits. SENATOR THANE asked about the pilot project; where would it be established, would it be a project already in place and have an internal project for pilot project. SENATOR ST. AUBYN: It has not been identified, but probably where we have existing situations, we may incorporate this. SENATOR DEMERS asked if the monies are required to go to the raises and salaries. ST. AUBYN: The language doesn't explicitly state that and we haven't seen a problem in the last biennium. They have been shifting money to the employees where they have needed it.

SENATOR GRINDBERG, sponsor, Board member of two provider organizations - Wahpeton and Fargo. The association providers are in common agreement with how they should operate with the department. There is too much bureaucracy involved. They are audited on work 3-4 years in the past and then held accountable for those expenditures. This is not cost effectiveness does not make any sense. The state is contracting for services. Providers need to have flexibility; need to be able to work with the flow of the economy. State needs private providers; it is more cost effective than bringing it back to the state. SENATOR DEMERS stated that a court case dictated checks and balances. SENATOR LEE asked if it would be important to include in the resolution how the ARC lawsuit affected the oversight. SENATOR GRINDBERG agreed that it may indeed be helpful.

Hearing was closed on SCR4045.

In discussion SENATOR LEE suggested an additional Whereas to include these thoughts.

SENATOR DEMERS stated that it should be the 4th whereas. After deliberation between

SENATOR DEMERS and SENATOR LEE, they came up with "Whereas requirements resulting from the ARC lawsuit may still exist, which may no longer be necessary in order to provide

Page 3

Senate Human Services Committee

Bill/Resolution Number SCR4045

Hearing Date FEBRUARY 24, 1999

appropriate services. SENATOR LEE moved the amendment. SENATOR DEMERS seconded

it. Roll call vote carried 6-0-0. SENATOR DEMERS moved a DO PASS AS AMENDED.

SENATOR KILZER seconded it. Roll call vote carried 6-0-0. SENATOR LEE will carry the

bill.

Date: 2/24/99
Roll Call Vote #: 1

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SP4045

Senate HUMAN SERVICES COMMITTEE Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Amendment

Motion Made By Sen Lee Seconded By Sen DeMers

Senators	Yes	No	Senators	Yes	No
Senator Thane	✓				
Senator Kilzer	✓				
Senator Fischer	✓				
Senator Lee	✓				
Senator DeMers	✓				
Senator Mutzenberger	✓				

Total 6 (yes) 0 (no)

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 2/24/99
Roll Call Vote #: _____

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 4045

Senate HUMAN SERVICES COMMITTEE Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass as amended

Motion Made By Sen DeMers Seconded By Sen Kilzer

Senators	Yes	No	Senators	Yes	No
Senator Thane	✓				
Senator Kilzer	✓				
Senator Fischer	✓				
Senator Lee	✓				
Senator DeMers	✓				
Senator Mutzenberger	✓				

Total 6 (yes) 0 (no)

Absent 0

Floor Assignment Sen Lee

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

SCR 4045: Human Services Committee (Sen. Thane, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4045 was placed on the Sixth order on the calendar.

Page 1, after line 10, insert:

"**WHEREAS**, requirements resulting from the ARC lawsuit may still exist which may no longer be necessary to provide appropriate services; and"

Renumber accordingly

1999 HOUSE HUMAN SERVICES

SCR 4045


1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SCR4045

House Human Services Committee

Conference Committee

Hearing Date March 16, 1999

Tape Number	Side A	Side B	Meter #
1	x		25.0-31.8
1	x		58.6-end
Committee Clerk Signature 			

Minutes:

Sen. ROD ST.AUBYN, District 43, testified that the study resulted from hearings held by the Senate appropriations committee. There seemed to be continuing comments on the difficulties in salaries and duplication of audits. The subcommittee didn't feel comfortable making changes to the procedures without investigating the repercussions. So this study was initiated to perform the study. In response to questions from Rep. TODD PORTER, Sen. ST.AUBYN pointed out that the providers conduct their own audits and are required by the Department of Human Services to have an additional independent audit to determine excluded and reimbursable costs. There are questions about this duplication. Also the state audits are delayed several years and reimbursement is not available until the audit is complete.

Sen. TONY GRINDBERG, District 41, testified that as a board member of one of the providers he is in full agreement with Sen. ST.AUBYN. The bureaucracy has become overwhelming for

Page 2

House Human Services Committee

Bill/Resolution Number 4045

Hearing Date March 16, 1999

the private provider. Audits can be 4 years old and the provider has to be accountable for the provisions of the audits. In addition the state should not be involved in the pay scales and daily operations of the contracted services. He hopes this study will help answer some of these questions.

There was no OPPOSITION to SCR4045.

Hearing closed on SCR4045.

COMMITTEE DISCUSSION

Rep. WANDA ROSE moved DO PASS AND FORWARD TO THE CONSENT CALENDAR, seconded by Rep. ROXANNE JENSEN.

Motion PASSED on a roll call vote: 14 YES, 0 NO, 1 ABSENT.

CARRIER: Rep. CAROL NIEMEIER.

Date: 3/16/99
Roll Call Vote #: 4

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SCR 4045

House Human Services Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass and forward to Consent Calendar

Motion Made By Rep Rose Seconded By Rep Jensen

Representatives	Yes	No	Representatives	Yes	No
Clara Sue Price - Chairwoman	✓		Bruce A. Eckre	✓	
Robin Weisz - Vice Chairman	✓		Ralph Metcalf	✓	
William R. Devlin	✓		Carol A. Niemeier	✓	
Pat Galvin	✓		Wanda Rose	✓	
Dale L. Henegar	✓		Sally M. Sandvig	✓	
Roxanne Jensen	✓				
Amy N. Kliniske					
Chet Pollert	✓				
Todd Porter	✓				
Blair Thoreson	✓				

Total Yes 14 No 0
Absent 1

Floor Assignment Rep Niemeier

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
March 18, 1999 10:51 a.m.

Module No: HR-49-5065
Carrier: Niemeier
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SCR 4045, as engrossed: Human Services Committee (Rep. Price, Chairman)
recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (14 YEAS,
0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SCR 4045 was placed on the
Tenth order on the calendar.