

**SB 1548 B BUDGET REPORT and MEASURE SUMMARY**

**Carrier:** Sen. Gelser Blouin

**Joint Committee On Ways and Means**

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**Action Date:** 02/24/22

**Action:** Do pass with amendments to the A-Eng bill. (Printed B-Eng.)

**Senate Vote**

**Yeas:** 11 - Anderson, Frederick, Girod, Golden, Gorsek, Hansell, Knopp, Lieber, Steiner Hayward, Taylor, Thomsen

**House Vote**

**Yeas:** 11 - Breese-Iverson, Bynum, Evans, Gomberg, McLain, Nosse, Reschke, Sanchez, Smith G, Stark, Valderrama

**Prepared By:** Mike Streepey, Department of Administrative Services

**Reviewed By:** Gregory Jolivette, Legislative Fiscal Office

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**Department of Human Services  
2021-23**

## **Budget Summary**

	2021-23	2022	Committee Change from	
	Legislatively Approved Budget	Committee Recommendation	2021-23 Leg. Approved	
			\$ Change	% Change
General Fund	\$ -	\$ 766,789	\$ 766,789	100.0%
Federal Funds Limited		\$ 2,487,751	\$ 2,487,751	100.0%
Total	\$ -	\$ 3,254,540	\$ 3,254,540	100.0%

## **Position Summary**

Authorized Positions	0	8	8
Full-time Equivalent (FTE) positions	0.00	3.84	3.84

## **Summary of Revenue Changes**

Senate Bill 1548 appropriates \$766,789 General Fund to the Oregon Department of Human Services (ODHS) and increases Federal Funds expenditure limitation by \$2,487,751 to create a new in-home service option for children or adults with an intellectual or developmental disability who receive in-home services and supports through ODHS and enacts reporting requirements for service providers.

## **Summary of Human Services Subcommittee Action**

SB 1548 has several provisions that impact the ODHS Intellectual and Developmental Disabilities (I/DD) service delivery system. It creates a new in-home service option, agency with choice (AWC), allowing I/DD consumers to choose their direct service staff but not have to be the employer of record, which can be administratively burdensome for consumers. The bill also gives small-home providers, in single-family detached homes, a temporary exemption from the new building code requirement to have an automatic fire suppression sprinkler system, while still ensuring consumer safety through compliance with Department fire safety standards in administrative rule. The bill requires providers to annually report staffing and fiscal data to the Office of Developmental Disabilities, including information on executive compensation and benefits, direct support professional compensation and benefits, and overhead expenditures.

The primary budgetary impacts are related to collecting and analyzing information related to the new provider reporting requirements, building audit modules on providers within the ODHS Centralized Abuse Management (CAM) system, rulemaking and rate setting for AWC, and handling increased applications for provider enrollments in the new service option. Changes to CAM are estimated to cost \$2 million total funds, which is primarily funded through a 90% federal funding match rate allowable through the Centers for Medicare and Medicaid Services.

The bill appropriates \$381,048 General Fund and increases Federal Funds expenditure limitation by \$2,102,010 to cover the Services and Supplies costs, which includes the audit module build in the CAM system and position related Services and Supplies costs.

Developing AWC will require staff to create policy related to the new provider type and subsequent rule making, resulting in an on-going need for policy development and analysis. This will require one new Operations & Policy Analyst 3 position to develop and maintain policy, handle increased provider enrollments, and respond to the increase in agency applications. Under the provisions of the bill, I/DD will be required to gather, manage, and analyze fiscal and staffing data reports, submitted annually by each provider agency. Staff will be needed in I/DD to develop or establish standards for reporting tools, conduct rule writing for provider reporting, develop standards for the conditions under which a provider's application would be approved or denied, and review and analyze applications and reporting findings on an ongoing basis. I/DD will be required to conduct enhanced licensing compliance and quality assurance activities on service providers, primarily related to the new agency finance and expense reporting requirements.

The bill appropriates \$385,741 General Fund and increases Federal Funds expenditure limitation by \$385,741 for Personal Services to support the following permanent full-time positions:

Fiscal Analyst 2	1 position (0.46 FTE)
Fiscal Analyst 2	1 position (0.46 FTE)
Fiscal Analyst 3	1 position (0.46 FTE)
Compliance Specialist 3	1 position (0.46 FTE)
Compliance Specialist 2	1 position (0.46 FTE)
Compliance Specialist 2	1 position (0.46 FTE)
Operations & Policy Analyst 3	1 position (0.54 FTE)
Principal Executive/Manager D	1 position (0.54 FTE)

**DETAIL OF JOINT COMMITTEE ON WAYS AND MEANS ACTION**

Oregon Department of Human Services  
 Mike Streepey -- 971-283-1198

DESCRIPTION	GENERAL FUND	LOTTERY FUNDS	OTHER FUNDS		FEDERAL FUNDS		TOTAL ALL FUNDS	POS	FTE	
			LIMITED	NONLIMITED	LIMITED	NONLIMITED				
<u>SUBCOMMITTEE ADJUSTMENTS</u>										
<b>SCR 060-09 - Intellectual and Developmental Disabilities Program</b>										
Personal Services	\$ 385,741	\$ -	\$ -	\$ -	\$ -	\$ 385,741	\$ -	771,482	8	3.84
Services and Supplies	\$ 381,048	\$ -	\$ -	\$ -	\$ -	\$ 2,102,010	\$ -	2,483,058		
<b>SUBCOMMITTEE RECOMMENDATION*</b>	<b>\$ 766,789</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 2,487,751</b>	<b>\$ -</b>	<b>3,254,540</b>	<b>8</b>	<b>3.84</b>
% Change from 2021-23 Leg Approved Budget	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	100.0%	100.0%	100.0%

\*Excludes Capital Construction Expenditures