

Department of Health and Human Services - Budget No. 325
Senate Bill No. 2012
Other Sections

	<u>Senate Version</u>	<u>House Version</u>
Transfers	Sections 3 and 4 authorize DHHS to transfer appropriation authority between line items in Senate Bill No. 2012 and House Bill No. 1004 and to combine all appropriation authority for DHHS in one budget.	Sections 5 and 6 authorize DHHS to transfer appropriation authority between line items in Senate Bill No. 2012 and House Bill No. 1004 and to combine all appropriation authority for DHHS in one budget.
FTE position block grant program	Not included.	Section 7 authorizes DHHS to adjusted full-time equivalent employees subject to the availability of funds.
Strategic investment and improvements fund transfer	Section 5 transfers \$21.6 million from SIFF to the human service finance fund.	Section 8 transfers \$23.2 million from SIFF to the human service finance fund.
Human service finance fund	Section 6 identifies \$221.6 million of funding in the budget is from the human service finance fund for the county social and human service finance project.	Section 9 identifies \$223.2 million of funding in the budget is from the human service finance fund for the county social and human service finance project.
Community health trust fund	Section 7 identifies \$20.4 million of funding in the budget is from the community health trust fund for the child support case management system replacement project.	Section 10 identifies \$22,967,500 of funding in the budget is from the community health trust fund for the child support case management system replacement project, 988 hotline, and cross-disability advisory council.
Legacy earnings fund	Section 8 identifies \$7 million of funding in the budget is from the legacy earnings fund for defraying the expenses of various child care programs.	This section was removed by the House.
Health care trust fund	Not included.	Section 11 identifies \$500,000 in funding from the Health Care Trust Fund for basic care facility bad debt expense
Federal state fiscal recovery fund	Not included.	Section 12 identifies \$3,235,000 in funding from the federal state fiscal recovery fund for rural law enforcement behavioral health programs, homeless crisis organizations, and ecumenical ministry organizations.
Strategic investment and improvements fund projects	Section 9 identifies \$22,735,154 from SIFF for a new procurement and grants system (\$11 million), the design of a new State Hospital (\$10 million), pregnant and parenting women residential facility (\$1 million), and capital projects at the Southeast Human Service Center (\$735,154).	Section 13 identifies \$25,235,154 from SIFF for a new procurement and grants system (\$11 million), the design of a new State Hospital (\$12.5 million), pregnant and parenting women residential facility (\$1 million), and capital projects at the Southeast Human Service Center (\$735,154).
Behavioral health facility grants	Not included.	Section 14 identifies \$1,950,000 to provide a one-time behavioral health facility grant to establish a behavioral health facility in the northwest human service center region.
Special assessments	Section 10 authorizes DHHS to pay special assessments at the State Hospital and Life Skills and Transition Center.	Section 15 authorizes DHHS to pay special assessments at the State Hospital and Life Skills, Southeast Human Service Center, and Transition Center.
Capital projects	Section 11 authorizes DHHS to proceed with capital projects at the State Hospital.	Section 16 authorizes DHHS to proceed with capital projects at the State Hospital.
Child care financial assistance	Section 12 identifies \$1 million in the budget is for financial assistance and direct payments for child care services.	Section 17 identifies \$1 million in the budget is for financial assistance and direct payments for child care services.
Permanent supportive housing grants	Section 13 identifies \$4,672,536 in the budget is from the general fund for permanent supportive housing grants.	Section 18 identifies \$4,672,536 in the budget is from the general fund for permanent supportive housing grants.
State Hospital project	Section 14 identifies \$5 million for the design of a new State Hospital and the development of a statewide acute psychiatric needs plan.	Section 19 identifies \$12.5 million for the design of a new State Hospital and the development of a statewide acute psychiatric needs plan.

Medicaid Expansion	Section 15 provides DHHS may not spend more for the Medicaid Expansion program than the amount appropriated in the bill with certain exceptions. Not included.	Section 20 provides DHHS may not spend more for the Medicaid Expansion program than the amount appropriated in the bill with certain exceptions. Section 21 directs DHHS to develop and maintain a state internet website to provide information and links for expectant families and new parents. Section 22 removes the moratorium on new substance use disorder voucher program providers. Section 23 requires at least one member of the Legislative Assembly be appointed to a human service zone board. Section 24 establishes the North Dakota legislative health care task force to study North Dakota health care and requires the task force to submit a yearly report to Legislative Management. Sections 25 through 28 remove the July 1, 2025 expiration date for the early childhood grant for best in class four-year old experiences program. Section 29 creates a rebuttable presumption that a claim against an estate is allowable and was paid on behalf of the recipient of medical assistance. Section 30 increases the eligible age for the Medicaid autism waiver from 16 to 18 years of age. Section 31 identifies managed care organization reimbursement rate information received or held by the department as an open record. Section 32 requires the department to determine basic care rate limits every four years, requires the direct care limit be the median plus 18%, increases rates and limits by 2 percent for inflation for 2023 and 2024, and increases the uncompensated care expense from 180 to 365 days.
Public and parenting resource website	Not included.	
Substance use disorder voucher program moratorium	Section 16 removes the moratorium on new substance use disorder voucher program providers. Not included.	
Human service zone board membership	Not included.	
North Dakota legislative health care task force	Not included.	
Early childhood grant for best in class four-year old experiences	Not included.	
Recovery from estate of medical assistance recipient	Not included.	
Medicaid autism waiver age	Section 17 increases the eligible age for the Medicaid autism waiver from 16 to 18 years of age. Not included.	
Open records	Not included.	
Basic care rates	Not included.	
Children's health insurance program	Section 18 provides the statutory changes needed to increase the eligibility level of the children's health insurance program from 175 to 210 percent of the federal poverty level. Section 19 repeals the statutory provisions related to the autism spectrum disorder voucher program. Section 20 authorizes DHHS to enter agreements for the lease of facilities for human service centers. Section 21 authorizes DHHS to lease land at the State Hospital to the Adjutant General to construct a training and storage facility. Section 22 requires providers to submit process and outcome measures as requested by DHHS. Section 23 requires DHHS to develop a process to allow three human service centers to become certified behavioral health clinics and authorizes 50 FTE positions to provide direct services if revenue received can support the positions. Section 24 authorizes DHHS to continue unexpended appropriations for various purposes into the 2023-25 biennium.	
Autism spectrum disorder voucher program		
Building leases		
State Hospital land lease		
Provider outcomes		
Certified community behavioral health clinic		
Carryover exemptions		

Early childhood information systems	Section 25 exempts DHHS from state procurement practices for selecting a vendor to develop early childhood information systems.	Section 40 exempts DHHS from state procurement practices for selecting a vendor to develop early childhood information systems.
Purchase of consumables	Section 26 exempts DHHS from state procurement practices for the purchase of consumables at residential facilities during low population times.	Section 41 exempts DHHS from state procurement practices for the purchase of consumables at residential facilities during low population times.
Utilization rate adjustments	Section 27 provides intent that DHHS seek a deficiency appropriation from the 69 th Legislative Assembly if utilization rates exceed estimates used in the budget.	Section 42 provides intent that DHHS seek a deficiency appropriation from the 69 th Legislative Assembly if utilization rates exceed estimates used in the budget.
Provider inflation increases	Section 28 provides for providers to receive an inflationary increase of 4 percent the 1 st year and 4 percent the 2 nd year of the 2023-25 biennium except for developmental disability service payments, long-term care facilities, and basic care facilities.	Section 43 provides for providers to receive an inflationary increase of 2 percent the 1 st year and 2 percent the 2 nd year of the 2023-25 biennium except for developmental disability service payments, long-term care facilities, and prospective payment system hospitals.
Federal funding appeal limitation	Section 29 provides an individual may not appeal a denial of service by DHHS due to the unavailability of federal coronavirus relief funding.	Section 44 provides an individual may not appeal a denial of service by DHHS due to the unavailability of federal coronavirus relief funding.
Early childhood programs study	Section 30 provides for a Legislative Management study of early childhood programs.	Section 45 provides for a Legislative Management study of early childhood programs.
Social work licensure study	Not included.	Section 46 provides for a Legislative Management study of the social work licensure compact.
Medicaid provider reimbursement study	Not included.	Section 47 provides for a Legislative Management study of Medicaid provider reimbursement arrangements.
Early childhood program reports	Section 31 requires DHHS to provide reports to the Legislative Management regarding early childhood programs.	Section 48 requires DHHS to provide reports to the Legislative Management regarding early childhood programs.

SENATE BILL NO. 2012
LISTING OF PROPOSED CHANGES TO BILL

Department of Health and Human Services

Proposed funding changes:

Description	FTE	General Fund	Special Funds	Total
1 Adjust provider inflation rates				
2 Provide \$1 increase for DD direct care staff	7,767,457		8,653,818	16,421,275
3 Adjust funding for Medicaid Expansion				
4 Adjust funding for rebasing basic care rates to match most recent fiscal note		650,592	272,848	923,440
5 Add \$5 per day for basic care facility rates		4,067,056	1,474,184	5,541,240
6 Add funding for basic care payment study		600,000		600,000
7 Restore funding for corporate guardianship enhancements (Approved)		808,748		808,748
8 Restore funding for personal needs allowance		1,288,319		1,288,319
9 Add federal funds authority for cross-disability advisory council			700,000	700,000
10 Add funding for human service zone employee salary adjustments				
Total proposed funding changes		<u>\$15,182,172</u>	<u>\$11,100,850</u>	<u>\$26,283,022</u>

Other proposed changes:

- 1 Provide for a Legislative Management study of intermediate care facility rates.
- 2 Provide for Supreme Court to study options to rename drug courts to wellness courts. **(Approved)**
- 3 Amend Section 12.1-04-07 relating to receipt of material to examine the fitness of an individual. **(Approved)**
- 4 Provide for a Legislative Management study of the Department of Health and Human Services. (Funding amount to be determined)