

**FISCAL NOTE**  
**Requested by Legislative Council**  
**03/25/2015**

Amendment to: SB 2050

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

|                       | 2013-2015 Biennium |             | 2015-2017 Biennium |             | 2017-2019 Biennium |             |
|-----------------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
|                       | General Fund       | Other Funds | General Fund       | Other Funds | General Fund       | Other Funds |
| <b>Revenues</b>       |                    |             |                    | \$(6,600)   |                    | \$(7,200)   |
| <b>Expenditures</b>   |                    |             | \$40,200           | \$(6,600)   | \$40,800           | \$(7,200)   |
| <b>Appropriations</b> |                    |             | \$40,200           | \$(6,600)   | \$40,800           | \$(7,200)   |

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

|                         | 2013-2015 Biennium | 2015-2017 Biennium | 2017-2019 Biennium |
|-------------------------|--------------------|--------------------|--------------------|
| <b>Counties</b>         |                    | \$600              | \$0                |
| <b>Cities</b>           |                    |                    |                    |
| <b>School Districts</b> |                    |                    |                    |
| <b>Townships</b>        |                    |                    |                    |

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

SB2050 would preclude the department from requiring specific individuals to apply for Medicaid before receiving services from SPED, and as amended, would also not allow a claim to be filed against an estate to recover payments made on behalf of Medicaid expansion enrollees.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Section 1 precludes the Department from requiring an individual to apply for Medicaid before being eligible for services under the SPED program if they meet the exemption of this section. The Department estimates there are potentially 10 individuals that would meet the requirements and utilize the exemptions. If these individuals were allowed to receive personal care services through the SPED program, it is estimated that General fund expenditures would increase by \$40,200 and Other funds would decrease by \$(6,600), of which \$(7,200) is a decrease in Federal funds and \$600 is an increase in County funds for the 15-17 biennium.

The above fiscal impact was calculated assuming the State will take responsibility for the County's share of SPED effective January 1, 2016. If the Counties continue to be responsible for 5% of the SPED program the County share would increase to \$2,400 for the 15-17 biennium.

Section 2: The department may not file 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 [Medicaid Expansion] and who received coverage through a private carrier. The department is unable to determine the fiscal impact of this section.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

The loss of revenue is the result of precluding the department from requiring individuals to apply for Medicaid before receiving services through the SPED Program. It is estimated that the department will receive (\$7,200) less Federal funds and \$600 more County funds for a net decrease of (\$6,600) in the 15-17 biennium and (\$7,200) less Federal funds in the 17-19 biennium.

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

Section 1 would allow individuals to receive services from SPED without first having to apply for Medicaid, which provides for a federal match, thus increasing medical assistance grant General Fund expenditures by \$40,200 and decreasing other funds by (\$6,600) of which (\$7,200) would be a Federal fund decrease combined with a \$600 County fund increase for the 15-17 biennium. A \$40,800 General Fund increase and a (\$7,200) decrease in Federal Funds for the 17-19 biennium are expected.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation or a part of the appropriation is included in the executive budget or relates to a continuing appropriation.*

Section 1 would allow individuals to receive services from SPED without first having to apply for Medicaid, which provides for a federal match, thus increasing medical assistance grant General Fund appropriation by \$40,200 and decreasing other funds appropriation by (\$6,600) of which (\$7,200) would be a Federal fund decrease combined with a \$600 County fund increase for the 15-17 biennium. A \$40,800 General Fund appropriation increase and a (\$7,200) decrease in Federal Funds appropriation for the 17-19 biennium are expected.

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**Date Prepared:** 03/27/2015