

LEGISLATIVE ACTION AFFECTING THE SERVICE PAYMENTS FOR ELDERLY AND DISABLED AND EXPANDED SERVICE PAYMENTS FOR ELDERLY AND DISABLED SLIDING FEE SCHEDULES

This memorandum summarizes actions taken by the Legislative Assembly since 2003 that affected the service payments for elderly and disabled (SPED) and expanded SPED sliding fee schedules. Attached as an [appendix](#) are the current sliding fee schedules which have been in effect since 2009.

2003 LEGISLATIVE ASSEMBLY

The Legislative Assembly, in Sections 3 and 4 of 2003 Senate Bill No. 2038, provided legislative intent for the following sliding fee schedule adjustments:

- Divided the existing single sliding fee schedule into two separate schedules with the use of each schedule dependent upon whether an individual has over \$25,000 of liquid assets;
- Reduced limit levels by \$100 for each monthly income level for recipients with liquid assets of \$25,000 or less;
- Reduced limit levels by \$250 for each monthly income level for recipients with liquid assets that exceed \$25,000 but do not exceed \$50,000; and
- Disregarded a portion of any income relating to verified prescription drug costs in determining income levels.

The following are Sections 3 and 4 of 2003 Senate Bill No. 2083:

SECTION 3. LEGISLATIVE INTENT - SERVICE PAYMENTS FOR ELDERLY AND DISABLED - SLIDING FEE SCALE - INCOME NOT EXCEEDING TWENTY-FIVE THOUSAND DOLLARS. It is the intent of the fifty-eight legislative assembly that the department of human services reduce the income limit levels used for determining copayments for recipients of services under the service payments for elderly and disabled program as of April 1, 2003, by one hundred dollars for each monthly income level for recipients with liquid assets not exceeding twenty-five thousand dollars and that the department disregard a portion of income relating to verified prescription drug costs of the recipient for the biennium beginning July 1, 2003, and ending June 30, 2005.

SECTION 4. LEGISLATIVE INTENT - SERVICE PAYMENTS FOR ELDERLY AND DISABLED - SLIDING FEE SCALE - INCOME EXCEEDING TWENTY-FIVE THOUSAND DOLLARS. It is the intent of the fifty-eighth legislative assembly that the department of human services reduce the income limit levels used for determining copayments for recipients of services under the service payments for elderly and disabled program as of April 1, 2003, by two hundred fifty dollars for each monthly income level for recipients with liquid assets exceeding twenty-five thousand dollars but which do not exceed fifty thousand dollars and that the department disregard a portion of income relating to verified prescription drug costs of the recipient for the biennium beginning July 1, 2003, and ending June 30, 2005.

2009 LEGISLATIVE ASSEMBLY

The 2009 Legislative Assembly, in House Bill No. 1012, appropriated additional funding for the SPED and expanded SPED programs to revise the SPED fee schedule based on the actual cost-of-living adjustment through January 2008 and an estimated cost-of-living adjustment for January 2009 to allow individuals with higher income levels to receive SPED services.

2017 LEGISLATIVE ASSEMBLY

The 2017 Legislative Assembly, in House Bill No. 1038, considered but **did not approve** providing an appropriation of \$1,535,000 from the general fund to provide an adjustment to the SPED sliding fee schedule equal to inflationary increases since 2009.

ATTACH:1