



Legislative
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**FINAL
FISCAL NOTE**

Drafting Number:	LLS 19-0362	Date:	August 13, 2019
Prime Sponsors:	Sen. Todd; Crowder Rep. Mullica	Bill Status:	Signed into Law
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Bill Topic: SUNSET IN-HOME SUPPORT SERVICES PROGRAM

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

Sunset bill. This bill continues the In-Home Support Services program in the Department of Health Care Policy and Financing for nine years through September 1, 2028. The bill continues the program's expenditures from FY 2020-21 through FY 2028-29.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This fiscal note reflects the enacted bill.

**Table 1
State Fiscal Impacts Under SB 19-164***

New Impacts		FY 2019-20	FY 2020-21
Revenue		-	-
Expenditures		-	-
TABOR Refund		-	-
Continuing Program Impacts		FY 2019-20	FY 2020-21
Revenue		-	-
Expenditures	General Fund	-	\$99.6 million
	Federal Funds		\$98.6 million
	Total	-	\$198.2 million
	Total FTE		1.0 FTE
TABOR Refund		-	-

* Table 1 shows the new impacts resulting from changes to the program under the bill, and the continuing impacts from extending the program beyond its current repeal date. Because the bill continues a program without making fiscally substantial changes, there are no new impacts. If the bill were not passed, continuing program impacts for this service model would end, but expenditures would transfer to provide services to Medicaid clients through another service model.

Summary of Legislation

This bill extends the repeal date for the In-Home Support Services (IHSS) program administered by the Department of Health Care Policy and Financing (HCPF) and funded through the federal Medicaid benefit to September 1, 2028. The bill also modifies the definition of "eligible persons" and removes an obsolete reporting requirement, as recommended in the sunset review.

Background

IHSS is a Medicaid service delivery model that provides a range of in-home services for persons with disabilities who are eligible for certain Medicaid waiver programs. These services include health maintenance, household assistance, and personal care services that allow clients to remain in their homes rather than in institutional nursing care and other types of facilities. As of FY 2017-18, there are 130 certified IHSS provider agencies. The Department of Public Health and Environment (CDPHE) certifies IHSS providers.

Assumptions

The fiscal note assumes that the bill's modification to the definition of "eligible person" does not have an immediate fiscal impact on the IHSS program as additional federal waivers would have to be attained.

Continuing Program Impacts

Based on the department's FY 2019-20 budget request, HCPF is expected to have continuing expenditures of \$198.2 million and 1.0 FTE, which includes \$99.6 million from the General Fund and \$98.6 million in federal funds, to provide benefits through the IHSS program beginning in FY 2020-21. Because the bill continues a program without making fiscally substantial changes, there are no new fiscal impacts. If the bill is not passed, continuing program impacts through the IHSS service model would end. However, because Medicaid is a federal entitlement for eligible clients, equivalent costs to provide those clients services through other Medicaid service models would continue.

Costs in the CDPHE to certify IHSS providers, which are paid using reappropriated Medicaid funds, will also continue whether or not the bill passes, as home care agencies are expected to maintain their certification to be reimbursed through other Medicaid service models.

Effective Date

The bill was signed into law by the Governor on May 30, 2019, and took effect August 2, 2019.

State and Local Government Contacts

Counties
Law

Health Care Policy and Financing
Public Health and Environment

Information Technology