

**MINUTES OF THE  
SOCIAL SERVICES APPROPRIATIONS SUBCOMMITTEE**

Room 30 West House Building, State Capitol Complex

February 1, 2016

**Members Present:** Sen. Allen M. Christensen, Co-Chair  
Rep. Paul Ray, Co-Chair  
Rep. Edward H. Redd, House Vice Chair  
Sen. Luz Escamilla  
Sen. Lincoln Fillmore  
Sen. Deidre M. Henderson  
Sen. Alvin B. Jackson  
Sen. Mark B. Madsen  
Sen. Brian E. Shiozawa  
Sen. Todd Weiler  
Rep. Melvin R. Brown  
Rep. Bradley M. Daw  
Rep. Rebecca Chavez-Houck  
Rep. Robert Spendlove  
Rep. Earl D. Tanner  
Rep. Raymond Ward

**Members Excused:** Rep. Sandra Hollins

**Staff Present:** Mr. Russell T. Frandsen, Fiscal Analyst  
Mr. Stephen C. Jardine, Fiscal Analyst  
Ms. Tonya Hadley, Secretary

**Note:** A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

**1. Call to Order/Approval of Minutes**

Co-Chair Christensen called the meeting to order at 8:29 a.m.

**2. Unfinished Items from Previous Agenda**

**Department of Human Services' Office of Recovery Services Base Budget**

Mr. Stephen Jardine, Fiscal Analyst, discussed performance trend measures and showed the federal funds issue brief for the Office of Recovery Services. Rep. Redd asked about FTE equivalents. Mr. Jardine and Ms. Liesa Stockdale, Director, Office of Recovery Services, answered.

**MOTION:** Rep. Ray moved to approve the following motions for the Department of Human Services' Office of Recovery Services line item #1C from the sheet entitled "[Social Services Subcommittee- Motions for Subcommittee Consideration](#)" dated 1/22/2016 2:28 pm. The motion

passed unanimously.

Rep. Redd questioned the collection fees. Ms. Stockdale and Mr. Jardine detailed the amount of the fee. Rep. Ward asked where the mistakes are being made. Ms. Stockdale gave examples. Rep. Ward questioned fraud. Ms. Stockdale responded.

Rep. Tanner asked if avoidance planning for ORS is a problem. Ms. Stockdale agreed. Rep. Tanner probed for suggestions for recovering money. Ms. Stockdale proposed a lien idea. Co-chair Christensen disclosed how families sometimes spend the assets that should go to the state. Rep. Tanner queried about trusts. Ms. Stockdale was hesitant to speak to the issue and asked Rep. Tanner to speak with her and the attorneys later today. Rep. Daw asked about divorce and child support issues. Ms. Stockdale replied.

Mr. Jardine reviewed the Office of Recovery Services Off budget funds, Statutory Fees, and ORS budget reduction options. Co-Chair Christensen asked about the health claims cost reduction. Ms. Stockdale explained the agency's point of view.

### **3. Budget Effectiveness review**

Mr. Jardine distributed updated budget effectiveness option sheets and briefly explained the differences.

### **4. Public Input**

The following spoke in support of Division of Services for People with Disabilities (DSPD) direct care staff salary increases:

Mr. Mark Lance, Advocate, Quality Support Solutions

Ms. Debra Bowman, parent

Mr. Dan Fazzini, Vice President, Ability and Choice Services, Inc

Mr. Dustin Ereckson, Executive Director, CTA

Ms. Kate McConaughy, Executive Director, Work Activity Center

Ms. Antionette Antone, Advocate, Quality Support Solutions, spoke to on-going support for Mental Health and Support Services. She, too, thanked the committee for the past funding.

Rep. Chavez-Houck asked Ms. Bowman if she is seeing a difference in retention, because of the funding given last session. Ms. Bowman replied.

Spoke to DSPD transportation funding:

Mr. Dustin Ereckson, Executive Director, CTA

Ms. Kate McConaughy, Executive Director, Work Activity Center

Rep. Redd asked if they contract out the transportation needs. Ms. McConaughy specified.

Rep. Redd asked who else provides transportation other than UTA. She did not know and said it

was a better question for Mr. Paul Smith, Director, DSPD. This was left unanswered.

## **5. Follow-up Audit of DSPD**

Ms. DeAnna Herring, Office of the Legislative Auditor General, explained the results of the [follow-up audit](#). Sen. Escamilla asked for an example. Ms. Herring responded. Rep. Tanner asked if the supervision will cause people to be more careful with the funds allocated. Ms. Herring and Mr. Smith answered. Rep. Tanner asked if budgets lapse, if the money is not spent. Mr. Smith replied.

## **6. Division of Services for People with Disabilities base budget**

Mr. Jardine explained to the committee the DSPD base budget and their budget reduction items. ([Issue brief](#); [FY15 money spent](#); [Community Supports Waiver summary](#); [ABI waiver summary](#); [Physical disabilities waiver summary](#); [Non-waiver summary](#); [COBI summary](#); [expenditures by vendor](#); [Actual 5 year revenue](#); [actual 5 year expenses](#); [revenue projected](#); [expenditures projected](#))

Mr. Smith responded to the proposed reductions. In response to Mr. Jardine, Mr. Smith stressed that this building is absolutely necessary. It would be most cost effective to complete the fourth pod now while they are pouring concrete.

**MOTION:** Rep. Ray moved to approve the following motions for the Department of Human Services for People with Disabilities line items #1C, #1K and #3U, from the sheet entitled "[Social Services Subcommittee- Motions for Subcommittee Consideration](#)" dates 1/22/2016 2:28 PM. The motion passed unanimously.

## **7. Issues with access to community services and provider rates**

Mr. Smith presented year one of the three year plan. Co- Chair Christensen queried about people having to jump from one waiting list to another. Mr. Smith responded.

Mr. Bruce Larsen, auditor, explained the audits of five DSPD providers. Co-Chair Christensen asked about the providers selected. Mr. Smith explained. He asked if there is a way that providers can hide these funds. Mr. Smith said he can't see how this can happen. Co-chair Christensen clarified that this applies to SAS group as well. Mr. Smith confirmed. Rep. Redd probed if this reflected 8,000 full-time equivalent. Mr. Smith affirmed.

Rep. Redd questioned what percentage of staff are considered entry level positions. Mr. Smith replied and passed out a graph, from Chrysalis, showing which salary ranges received a wage increase. Co-chair Christensen felt it is more than fair to include other workers in the pay increase. Mr. Smith said they gave raises to anyone who spent more than 60 percent of their time in direct care services.

Rep. Redd commented about turnover and staff trust. He reminded the committee turnover causes expenses like the need for more psychiatric medication and therapy sessions for DSPD participants.

### **8.Division of Services for People with Disabilities - Actual and Anticipated Nonlapsing balances and Proposed Uses**

Mr. Jardine and Mr. Smith briefly discussed the DSPD actual and anticipated nonlapsing balances and proposed uses.

### **9.Agency Requests for Nonlapsing Authority**

Mr. Jardine and Mr. Smith briefly discussed DSPD requests for nonlapsing authority.

### **10. Video - A day in the life in a community setting**

Mr. Marc Christensen, President, Chrysalis, showed an edited video of a day in the life of participants with disabilities. Rep. Tanner asked if any people with DSPD have criminal convictions. Mr. Christensen responded. Rep. Redd contributed that behavior problems might land them in jail.

### **12. Taking Care of Our Seniors – An Assessment of Utah's Aging Services**

Mr. Shawn Teigen, Research Director, Utah Foundation, showed the following [presentation](#). Rep. Daw requested the statistics for Utah retiree-to-worker compared to national statistics. Mr. Teigen will email them to Mr. Jardine to disperse to the committee. This was done.

**MOTION:** Co-Chair Ray moved to adjourn. The motion passed unanimously with Sen. Escamilla, Sen. Fillmore, Sen. Henderson, Sen. Jackson, Sen. Weiler and Rep. Chavez-Houck, Rep. Brown and Rep. Tanner absent for the vote.

Co-Chair Christensen adjourned the meeting at 11 a.m.

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Sen. Allen M. Christensen, Co-Chair

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Rep. Paul Ray, Co-Chair