

Department of Planning and Budget 2024 Session Fiscal Impact Statement

1. Bill Number: HB 908

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Shin

3. Committee: Passed Both Houses

4. Title: Individuals with developmental disabilities; financial eligibility

5. Summary: The enrolled bill directs the Department of Medical Assistance Services (DMAS) to amend the financial eligibility standards for the Family and Individual Support, Community Living, and Building Independence waivers. When determining financial eligibility for these waivers, DMAS must disregard any Social Security Disability Insurance (SSDI) income above the maximum monthly Supplemental Security Income as determined by the Social Security Administration. Such SSDI income shall not be disregarded for purposes of determining an individual's patient pay obligation. In addition, DMAS must analyze and report on the implications of amending the financial eligibility standards for individuals receiving services under the Family and Individual Support Waiver, Community Living Waiver, and Building Independence Waiver

That the provisions of this act shall expire on July 1, 2026.

6. Budget Amendment Necessary: No

7. Minimal Fiscal Impact

8. Fiscal Implications: The bill directs DMAS to amend rules in a manner that would disregard SSDI in calculating eligibility for specified Home and Community Based Services (HCBS) waivers. Currently DMAS administers four 1915(c) HCBS waivers. The three impacted developmental disability waivers are capped with a number of approved “slots.” As such, the bill would not have a fiscal impact on those waivers due to the cap, but the pool of eligible individuals would increase. Therefore, it is assumed that this bill would increase the number of individuals on the waitlist for developmental disability waiver slots.

It is assumed that DMAS would be able to perform the analysis required in the bill without additional costs. Further, the bill’s enactment clause that expires its provisions on July 1, 2026, may increase the administrative burden on DMAS. However, it is assumed this workload can be aborbed within existing resources.

9. Specific Agency or Political Subdivisions Affected:

Department of Medical Assistance Services

10. Technical Amendment Necessary: No

11. Other Comments: None