

## Department of Planning and Budget 2019 Fiscal Impact Statement

**1. Bill Number: SB1135**

House of Origin	<input checked="" type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Enrolled

**2. Patron:** Favola

**3. Committee:** Rehabilitation and Social Services

**4. Title:** Community Living Waiver wait list; DBHDS to amend criteria for determining priority wait status, etc.

**5. Summary:** This bill directs the Department of Behavioral Health and Developmental Services (DBHDS) to amend the criteria for determining the priority status of individuals on the waiting list for services under the Community Living Waiver to include individuals with developmental disabilities who will exit foster care and require waiver services within one year in the Priority One status.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** None.

**8. Fiscal Implications:** This legislation is not anticipated to have a fiscal impact. The legislation requires that DBHDS ensure that all individuals with developmental disabilities who will exit foster care and require waiver services within one year be placed on the Priority One waitlist for a Community Living Waiver, but does not create any additional waiver slots, nor require additional staff resources.

Currently, the statewide waitlist for all three Developmental Disability waivers (including the Community Living waiver) classifies individuals into one of three “priority needs” levels based on the length of time before a waiver slot will be needed and certain criteria of need. The Priority One category already includes a criterion that should capture most youth exiting the foster care system: “The individual is a young adult who is no longer eligible for IDEA services and is transitioning to independent living. After individuals attain 27 years of age, this criterion shall no longer apply.”

DBHDS reports that Community Services Boards (CSBs) have, on average, fewer than six individuals exiting foster care and in need of developmental disability waiver services per year, with a range of one to 15 individuals, based on a survey of the CSBs with the largest numbers of individuals on the waitlist in each region. If these individuals are known to the CSB in advance, most can generally plan for their presentation to a Waiver Slot Assignment Committee (WSAC), although this does not guarantee assignment to a slot, as these committees are charged with assigning slots to those with the most urgent needs at the time

of slot availability. This addition to the Priority One category will not alter the way in which slots are ultimately assigned.

**9. Specific Agency or Political Subdivisions Affected:** Department of Behavioral Health and Developmental Services, Community Service Boards

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.