

Department of Planning and Budget 2021 Fiscal Impact Statement

1. Bill Number: HB1831ER

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

2. Patron: Head

3. Committee: Passed both Houses.

4. Title: Home care organizations; personal care services; supervision; regulations.

5. Summary: Directs the Board of Health to include in regulations governing home care organizations a provision for supervision of home care attendants providing personal care services by a licensed nurse through use of audio-only telephone communication.

6. Budget Amendment Necessary: No.

7. No Fiscal Impact.

8. Fiscal Implications: The Virginia Department of Health has stated that any increase in cost to amend regulations can be absorbed within existing resources. Additionally, it is assumed that the provisions of this legislation would not apply to Medicaid services and as such there is no expected fiscal impact on the Department of Medical Assistance Services (DMAS). DMAS indicates that the VDH licensing standards do not apply to Medicaid reimbursement rules. DMAS must be required to make such changes in the Commonwealth's Medicaid state plan, which must also be approved by the federal Centers for Medicare and Medicaid Services (CMS). Further, if DMAS attempted to allow telephonic supervision (outside of the COVID emergency) without CMS approval, then DMAS would not be able to draw down federal match for any personal care services associated with a telephonic supervisory visit.

9. Specific Agency or Political Subdivisions Affected: None.

10. Technical Amendment Necessary: No.

11. Other Comments: None.