

Department of Planning and Budget 2023 Fiscal Impact Statement

1. **Bill Number:** SB 831

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. **Patron:** Favola

3. **Committee:** Rules

4. **Title:** Individuals with developmental disabilities; DMAS to amend certain waivers providing services, etc

5. **Summary:** The proposed legislation directs the Department of Medical Assistance Services to take steps to amend the Family and Individual Supports, Community Living, and Building Independence waivers to implement a medically needy spend down provision that allows otherwise eligible individuals to spend income in excess of the income limit for waiver services on medical expenses in order to meet the waiver income limit. The bill requires the department to report on its activities and progress to the Governor and the General Assembly by December 1, 2023.

6. **Budget Amendment Necessary:** Yes, Item 307.

7. **Fiscal Impact Estimates:** Preliminary

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Fund</i>
2024	\$128,000 \$384,000	General Nongeneral
2025	-	-
2026	-	-
2027	-	-
2028	-	-
2029	-	-
2030	-	-

8. **Fiscal Implications:** The Department of Medical Assistance Services (DMAS) indicates that the proposed legislation is not expected to have any medical costs since waiver services are limited by the number of authorized slots. However, the proposal is likely to increase the size of the waiver waitlists. In addition, DMAS reports a fiscal impact associated with making system modifications that are necessary to implement the change in eligibility criteria for impacted waivers. DMAS will also need to seek federal approval from the Centers for Medicare and Medicaid Services prior to the implementation of the bill's provisions.

9. Specific Agency or Political Subdivisions Affected:

Department of Medical Assistance Services

10. Technical Amendment Necessary: No

11. Other Comments: This bill is a companion to HB 1599.