E AND R AMENDMENTS TO LB905

Introduced by Murante, 49, Chairman Enrollment and Review

1. In the Standing Committee amendments, AM2019:
   a. Strike section 62 and insert the following new section:
   
      Sec. 62. Laws 2013, LB195, section 109, is amended to read:

      Sec. 109. AGENCY NO. 25 — DEPARTMENT OF HEALTH AND HUMAN SERVICES
      Program No. 424 - Developmental Disability Aid

<table>
<thead>
<tr>
<th></th>
<th>FY2013-14</th>
<th>FY2014-15</th>
</tr>
</thead>
<tbody>
<tr>
<td>GENERAL FUND</td>
<td>109,173,012</td>
<td>126,248,291</td>
</tr>
<tr>
<td>GENERAL FUND</td>
<td>110,673,012</td>
<td>137,040,195</td>
</tr>
<tr>
<td>CASH FUND</td>
<td>6,312,000</td>
<td>6,312,000</td>
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<tr>
<td>PROGRAM TOTAL</td>
<td>115,485,012</td>
<td>132,560,291</td>
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<tr>
<td>PROGRAM TOTAL</td>
<td>116,985,012</td>
<td>143,352,195</td>
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</tbody>
</table>

(1) There is included in the appropriation to this program for FY2013-14 $109,173,012 General Funds and $6,312,000 Cash Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2014-15 $126,248,291 General Funds and $6,312,000 Cash Funds for state aid, which shall only be used for such purpose.

(2) There is included in the amount shown as Cash Fund aid in this program for FY2013-14 $5,000,000 Cash Funds and for...
FY2014-15 $5,000,000 Cash Funds from the Nebraska Health Care Cash Fund to be used for services for persons with developmental disabilities {1} (a) who were on the waiting list for such services prior to July 1, 2001, and began receiving such services on and after such date and {2} (b) who are on the waiting list for such services on and after July 1, 2013, beginning with those who have been on the waiting list for the greatest length of time past their date of need.

(3) There is included in the amount shown as General Fund aid in this program for FY2013-14 $2,826,383 General Funds for a two and twenty-five hundredths percent increase in rates paid to providers of developmental disability services, which shall only be used for such purpose.

(4) There is included in the amount shown as General Fund aid in this program for FY2014-15 $2,595,048 General Funds for a two percent increase in rates paid to providers of developmental disability services, which shall only be used for such purpose.

(5)(a) There is included in the amount shown for this program for FY2013-14 $1,500,000 General Funds and for FY2014-15 $1,500,000 General Funds for a State Ward Permanency Pilot Project which is hereby created. The pilot project shall provide developmental disabilities services to state wards in order to provide optimal habilitative supports and promote permanency.

(b) The pilot project shall serve (i) state wards who are eligible for services through the Division of Developmental Disabilities of the Department of Health and Human Services and who do not qualify for priority status and (ii) state wards who are
in need of habilitative supports to achieve permanency. Services shall include any service provided pursuant to the Developmental Disabilities Services Act available to persons under twenty-one years of age.

(c) A state ward shall be eligible to participate in the pilot project if he or she qualifies for developmental disabilities services and has been assessed to need individually planned and coordinated habilitative supports, such as those addressing skills necessary for self-care, communication, mobility, and capacity for independent living. State wards currently receiving an enhanced level of care through letters of agreement between the Division of Children and Family Services of the Department of Health and Human Services and the providers of such enhanced level of care and state wards with above-average habilitative needs as indicated on assessments shall be given priority to participate in the pilot project.

(d) The Division of Developmental Disabilities of the Department of Health and Human Services, the Division of Children and Family Services of the department or any lead agency, the State Department of Education, and developmental disabilities service providers shall collaborate to implement the pilot project to promote stability and permanency for state wards, to provide assessments, and to provide training to caseworkers and service providers.

(e) The pilot project shall collect data on the following:

(i) The impact of services provided pursuant to the pilot
project on state wards’ developmental progress;

(ii) The number of state wards participating in the pilot project who achieve permanency in the child welfare system, including adoption, permanent guardianship, reunification, or another form of permanency;

(iii) The level of stability in placements for state wards participating in the pilot project;

(iv) The total number of state wards participating in the pilot project and their current status in the child welfare system; and

(v) The impact on the overall support to families before and after permanency is achieved through adoption, permanent guardianship, reunification, or another form of permanency for twelve months following court involvement.

(f) Data collected from the project shall be reported to the Foster Care Review Office which shall analyze the data and electronically provide a report to the Health and Human Services Committee of the Legislature and the Appropriations Committee of the Legislature every six months during the term of the pilot project.

(g) The pilot project shall terminate June 30, 2016.

(6) There is included in the amount shown as General Fund aid in this program for FY2013-14 $1,946,650 General Funds and for FY2014-15 $3,893,300 $8,638,300 General Funds to be used for services for persons with developmental disabilities who were on the waiting list and past their date of need for services as of January 18, 2013, beginning with those who have been on the waiting
list for the greatest length of time past their date of need.

(7) It is the intent of the Legislature that the Department of Health and Human Services shall provide a quarterly report to the Legislature regarding the usage of General Funds and Federal Funds for the waiting list. The initial quarterly report shall be submitted within two weeks after the quarter ending September 30, 2013. Subsequent reports shall be submitted for the ensuing quarters, within two weeks after the end of each quarter, for FY2013-14 and FY2014-15. The reports shall include, but not be limited to, the number of persons offered services, the type of service offered and the cost of such services, the number of persons accepting services, the services accepted, the cost of each type of service accepted in each fiscal year, and ongoing annual expenditures for such services.

(8) The reports required by this section shall be submitted electronically.

b. On page 5, line 11, strike "Facility";

c. On page 7, line 25, after "title" insert "and";

d. On page 9, line 9, after the first "the" insert "Nebraska"; and in line 11 after "the" insert "federal";

e. On page 19, line 9, after "aid" insert an underscored comma;

f. On page 21, line 19, after "project" insert an underscored comma; and in line 22 after "Legislature" insert "electronically";

g. On page 29, line 22, after "Nebraska" insert an underscored comma;
h. On page 53, line 25, after "Committee" insert "of the Legislature";

i. On page 60, strike line 27;

j. On page 61, line 1, strike beginning with "Third" through "2014," and insert "Pursuant to sections 24-205 and 24-227.01,";

k. On page 65, line 12, after "Title" insert "and"; and


2. On page 1, strike lines 2 through 8 and insert "sections 18, 46, 47, 48, 67, 75, 87, 92, 93, 94, 102, 103, 107, 108, 109, 142, 161, 167, 169, 203, 232, 233, 236, 250, 261, 263, and 264; Laws 2013, LB198, section 51; Laws 2013, LB6A, section 1; Laws 2013, LB517A, section 1; and section 90-539, Revised Statutes Supplement, 2013; to define terms; to provide, change, and eliminate provisions relating to appropriations; to repeal the original sections; to outright repeal Laws 2013, LB195, section 95; and Laws 2013, LB583A, section 1; and to declare an emergency.".