

Department of Economic Security
Developmental Disabilities

JLBC: Jay Chilton
 OSPB: Chris Hall

DESCRIPTION	FY 2007 ACTUAL	FY 2008 ESTIMATE	FY 2009 JLBC
OPERATING BUDGET			
<i>Full Time Equivalent Positions</i>	1,812.9	1,861.9	1,921.9
Personal Services	11,618,400	12,264,500	12,264,500
Employee Related Expenditures	4,282,500	4,245,500	4,245,500
Professional and Outside Services	525,100	557,200	557,200
Travel - In State	389,900	409,600	409,600
Other Operating Expenditures	17,396,000	18,461,700	20,455,400
Equipment	773,600	812,600	812,600
OPERATING SUBTOTAL	34,985,500	36,751,100	38,744,800
SPECIAL LINE ITEMS			
Title XIX Long Term Care			
Case Management - Title XIX	33,701,300	39,185,400	42,630,900
Home and Community Based Services - Title XIX	513,419,600	562,595,700	631,697,200
Institutional Services - Title XIX	15,455,500	13,615,300	15,199,000
Medical Services	94,245,500	117,389,000	135,485,000
Arizona Training Program at Coolidge - Title XIX	16,649,400	17,083,200	17,083,200
Medicare Clawback Payments	2,069,000	2,184,400	2,257,700
State-Funded Services			
Case Management - State-Only	2,892,100	4,537,600	4,537,600
Home and Community Based Services - State-Only	31,929,000	36,722,000	37,776,400
Institutional Services - State-Only	63,800	294,900	294,900
Arizona Training Program at Coolidge - State-Only	55,000	572,400	572,400
State-Funded Long Term Care Services	23,367,200	24,915,700	26,383,200
Dental Pilot	443,500	0	0
Autism Training and Oversight	91,100	200,000	200,000
Children's Autism Intensive Behavioral Treatment Services	0	1,800,000	1,800,000
Children's Autism Intensive Early Intervention Services for Toddlers	0	500,000	500,000
PROGRAM TOTAL	769,367,500	858,346,700	955,162,300
FUND SOURCES			
General Fund	279,708,400	314,778,400	349,993,800
<u>Other Appropriated Funds</u>			
Long Term Care System Fund (Non-Federal Matched)	20,428,600	25,000,900	27,522,800
TTHCF Health Research Account	0	200,000	200,000
TTHCF Medically Needy Account	91,100	0	0
SUBTOTAL - Other Appropriated Funds	20,519,700	25,200,900	27,722,800
SUBTOTAL - Appropriated Funds	300,228,100	339,979,300	377,716,600
<u>Expenditure Authority Funds</u>			
Long Term Care System Fund (Federal Match)	469,139,400	518,367,400	577,445,700
SUBTOTAL - Expenditure Authority Funds	469,139,400	518,367,400	577,445,700
SUBTOTAL - Appropriated/Expenditure Authority Funds	769,367,500	858,346,700	955,162,300
Other Non-Appropriated Funds	1,054,200	1,054,000	1,054,000
Federal Funds	4,688,900	4,704,000	4,704,000
TOTAL - ALL SOURCES	775,110,600	864,104,700	960,920,300

CHANGE IN FUNDING SUMMARY

	FY 2008 to FY 2009 JLBC	
	\$ Change	% Change
General Fund	35,215,400	11.2%
Other Appropriated Funds	2,521,900	10.0%
Expenditure Authority Funds	59,078,300	11.4%
Total Appropriated/Expenditure Authority Funds	96,815,600	11.3%
Non Appropriated Funds	0	0.0%
Total - All Sources	96,815,600	11.2%

COST CENTER DESCRIPTION — The Division of Developmental Disabilities (DD) program provides services to individuals with mental retardation, cerebral palsy, autism, or epilepsy. Clients eligible for federal Title XIX program services are funded through the Long Term Care (LTC) program. Title XIX is an entitlement program in which any individual meeting the financial and functional requirements must receive assistance. To qualify for federal funding, an individual must have an income below 300% of the Supplemental Security Income (SSI) eligibility limit, which is approximately 222% of the Federal Poverty Limit, and have certain functional needs. The division also provides 100% state-funded services for clients who are not eligible for Title XIX Program services. Besides contracting for services, the program: a) operates the Arizona Training Program at Coolidge (ATP-C) and smaller state-operated group homes, and b) provides case management services to recipients.

PERFORMANCE MEASURES	FY 2005	FY 2006	FY 2007	FY 2009
	Actual	Actual	Actual	JLBC
• % of consumer satisfaction with case management services	95	97	98	98
• % of relatives and caregivers of consumers stating the services received meet the consumer's needs (NEW) Comment: This measure replaces previous customer satisfaction-related measures. Previous measures were based on surveys that were conducted every 2 years. This measure will be available every year.	NA	NA	95	95
• % of relatives and caregivers of consumers satisfied with the providers of services received (NEW) Comment: This measure replaces previous customer satisfaction-related measures. Previous measures were based on surveys that were conducted every 2 years. This measure will be available every year.	NA	NA	95	95

Overview

In FY 2009, the Developmental Disabilities cost center and the Long Term Care cost center are combined into 1 cost center, which retains the name Developmental Disabilities, to more accurately reflect the actual structure of the department's Division of Developmental Disabilities. The new cost center consists of the Title XIX Long Term Care (LTC) program as well as state-funded services.

As of November 2007, the Division of Developmental Disabilities serves 28,203 clients, which includes 19,513 clients in the LTC program and 8,690 clients in the state-only portion. The primary disabilities of these clients are shown in *Table 1* and they fall into the age groups seen in *Table 2*.

The LTC program is funded from 2 sources: the General Fund (GF) and federal Title XIX capitation revenues received from the Arizona Health Care Cost Containment System (AHCCCS). The LTC appropriation includes the appropriation of GF monies and federal expenditure

authority. The state is required to contribute about one-third of the cost of the Long Term Care program.

<u>Disability</u>	<u>Number</u>	<u>Percentage</u>
Mental Retardation	12,987	46%
At Risk	8,177	29%
Autism	3,160	11%
Cerebral Palsy	2,756	10%
Epilepsy	1,123	4%

<u>Age</u>	<u>Number</u>	<u>Percentage</u>
Under 21	18,424	65%
21 to 55	8,543	30%
Over 55	1,236	5%

As the AHCCCS-authorized provider of DD services, the Department of Economic Security (DES) receives federal monies through prepaid monthly capitation payments based on rates for types of clients. The included amount makes the following assumptions:

- Caseload growth: Growth is estimated at 6.2% from June 2008 to June 2009. This growth rate reflects the average growth rate for the last 15 months. The caseload growth will result in an average monthly FY 2009 caseload of 21,073 clients, including both regular and ventilator-dependent clients. In previous years, regular non-ventilator-dependent clients and ventilator-dependent clients were treated as separate populations and had different capitation rates. Because of the small number of ventilator-dependent clients, the 2 populations are now treated as 1 population and the rates are blended.
- Capitation rate: The growth factors used include 6.2% for caseload growth, 6% for medical inflation, and 3% for provider rate inflation. The overall FY 2008 capitation rate growth is 3%. In FY 2008 similar capitation rate growth was 3.5%. The budget assumes that the administrative component remains flat at the FY 2006 rate.
- Federal Matching Assistance Percentage (FMAP): This rate will decline from 66.20% in Federal Fiscal Year (FFY) 2008 to 65.77% in FFY 2009, which means the state will have to contribute slightly more in state monies to generate \$1 in total funds.

Table 3 summarizes the average monthly caseload estimates for the Special Line Items. Please note that all clients are eligible for Medical Services and Case Management as necessary, but not all clients access other services in any particular month.

Table 4 summarizes member years, capitation rates, and the state and federal share of funding for the LTC program.

Operating Budget

The JLBC includes \$38,744,800 and 322.7 FTE Positions for the operating budget in FY 2009. These amounts consist of:

General Fund	\$16,013,700
Long Term Care System Fund	22,731,100

<u>Special Line Item</u>	<u>Clients</u>
Home and Community Based Services	17,217
Institutional Services	254
Arizona Training Program at Coolidge	<u>140</u> ^{1/}
Subtotal	17,611
Case Management /Medical Services only	<u>3,462</u>
Total	21,073 ^{2/}

^{1/} Represents the budgeted client caseload. See Table 6 for actual client caseload.
^{2/} Does not include ventilator dependent clients.

FY 2009 adjustments would be as follows:

Premium Tax Growth	GF 688,200
	EA 1,305,500

This adjustment would be an increase of \$1,993,700 in FY 2009 for premium tax growth. This amount consists of:

General Fund	688,200
Long Term Care System Fund	1,305,500

This increase is based on the total amount of expected premium tax payments. The premium tax includes amounts associated with the pass-through of behavioral health monies to the Department of Health Services (DHS). The tax is assessed on all net insurance premiums in the state. The state contracts with various health service organizations to carry out needed services. Health care service organizations collect insurance premiums and are, therefore, subject to the tax. This increase would fund a total premium tax of \$18,517,000.

FMAP Change	GF 134,600
	EA (134,600)

This adjustment would be an increase of \$134,600 from the General Fund and a corresponding \$(134,600) Long Term Care System Fund decrease in FY 2009 to reflect the lowering of the federal medical assistance percentage as discussed above.

<u>Capitation Category</u>	<u>Member Years</u>	<u>Monthly Capitation Rate</u>	<u>Title XIX Share</u>	<u>State GF Match</u>	<u>Total</u>
Enrolled and Ventilator Dependent	21,073	\$3,515.09	\$585,573,800	\$303,309,100	\$888,882,900
Administration			(7,966,500)	(4,126,400)	(12,092,900) ^{1/}
FFS/Reinsurance			2,680,800	1,388,600	4,069,400 ^{2/}
Cost Sharing			(2,842,400)	(1,472,200)	(4,314,600) ^{3/}
Clawback Payments			0	2,257,700	2,257,700 ^{2/}
Dual Eligible Part D Copay Subsidy			<u>0</u>	<u>55,600</u>	<u>55,600</u> ^{2/4/}
FY 2009 LTC Total			\$577,445,700	\$301,412,400	\$878,858,100 ^{5/}

^{1/} Monies transferred to the Administration cost center for indirect costs associated with the Long Term Care cost program.
^{2/} Separate costs not included in the capitation rate.
^{3/} Reflects legislation passed in 2003 to impose cost sharing on families earning at or above 400% of the Federal Poverty Level (\$82,600 for a family of 4 in 2007).
^{4/} Monies included in the Home and Community Based Services Special Line Item.
^{5/} Monies are distributed amongst the program's operating budget and 7 Special Line Items.

Background – Of the total \$16,013,700 General Fund for the Division of Developmental Disabilities operating budget, \$11,774,000 is for the Title XIX Long Term Care program, and the remaining \$4,239,700 is for state-funded services.

Title XIX Long Term Care

Case Management – Title XIX

The JLBC includes \$42,630,900 and 821.5 FTE Positions for Case Management in FY 2009. These amounts consist of:

General Fund	14,546,700
Long Term Care System Fund	28,084,200

FY 2009 adjustments would be as follows:

Caseload Growth	GF	1,442,600
	EA	2,517,400

This adjustment would be an increase of \$3,960,000 and 60 FTE Positions in FY 2009 for 42 case managers, 9 supervisors, and 9 case manager assistants related to caseload growth. These amounts consist of:

General Fund	1,442,600
Long Term Care System Fund	2,517,400

The increase would include \$499,500 for one-time equipment. Case managers were added at a ratio of 35 cases for every new case manager.

One-Time Equipment	GF	(175,500)
	EA	(339,000)

This adjustment would be a decrease of \$(514,500) in FY 2009 to reflect one-time FY 2008 equipment. This amount consists of:

General Fund	(175,500)
Long Term Care System Fund	(339,000)

Background - In addition to providing case management services to an estimated 17,611 clients receiving direct services, this line item also provides case management services only to another 3,462 clients.

Home and Community Based Services – Title XIX

The JLBC includes \$631,697,200 and 99.2 FTE Positions for Home and Community Based Services (HCBS) in FY 2009. These amounts consist of:

General Fund	215,587,600
Long Term Care System Fund	416,109,600

FY 2009 adjustments would be as follows:

Caseload Growth	GF	25,817,300
	EA	43,284,200

This adjustment would be an increase of \$69,101,500 in FY 2009 for Long Term Care caseload growth. This amount consists of:

General Fund	25,817,300
Long Term Care System Fund	43,284,200

These amounts include the estimated 6.2% caseload growth for FY 2009 and a 3% provider rate inflation adjustment for FY 2009.

Background – Monies in this line item fund residential programs, day programs, and support services for clients in a broad range of settings, from those living independently at home to those living in group homes. Monies also fund staff in state-operated group homes, excluding the ATP-C.

Of the \$631,697,200 in this line item, \$617,173,400 funds HCBS services to clients enrolled in the LTC program; the other \$14,523,800 funds program staff.

Table 5 indicates how estimated caseloads are expected to be allocated among HCBS settings:

Table 5	
FY 2009 Caseloads	
<u>HCBS Setting</u>	<u>Clients</u>
At Home With Family	13,896
Adult Developmental Foster Home	610
Group Home	2,497
Child Developmental Foster Home	162
Independent Living	3
State-Operated Group Home	49
Total	17,217

Institutional Services – Title XIX

The JLBC includes \$15,199,000 and 77.7 FTE Positions for Institutional Services in FY 2009. These amounts consist of:

General Fund	5,186,300
Long Term Care System Fund	10,012,700

FY 2009 adjustments would be as follows:

Caseload Growth	GF	698,800
	EA	884,900

This adjustment would be an increase of \$1,583,700 in FY 2009 for Long Term Care caseload growth. This amount consists of:

General Fund	698,800
Long Term Care System Fund	884,900

These amounts include a 6% adjustment for medical inflation and estimated 6.2% caseload growth for FY 2009.

Background – Monies in this line item fund residential and day programs to clients with more severe developmental disabilities. These clients reside in Intermediate Care Facilities for the Mentally Retarded (ICF/MRs) or other nursing facilities, both privately- and state-operated, excluding the ATP-C. The amount is estimated to serve 426 clients.

Of the \$15,199,000 in this line item, \$12,013,900 funds Institutional Services to clients enrolled in the LTC program; the other \$3,185,100 funds program staff.

Medical Services

The JLBC includes \$135,485,000 and 36.7 FTE Positions for Medical Services in FY 2009. These amounts consist of:

General Fund	46,230,900
Long Term Care System Fund	89,254,100

FY 2009 adjustments would be as follows:

Caseload Growth	GF	6,407,800
	EA	11,688,200

This adjustment would be an increase of \$18,096,000 in FY 2009 for Long Term Care caseload growth. This amount consists of:

General Fund	6,407,800
Long Term Care System Fund	11,688,200

These amounts include a 6% adjustment for medical inflation and estimated 6.2% caseload growth for FY 2009.

Background – Of the \$135,485,000 in this line item, \$129,674,700 funds Acute Care services to clients enrolled in the LTC program; the other \$5,810,300 funds the staff of the division’s Managed Care unit.

Arizona Training Program at Coolidge – Title XIX

The JLBC includes \$17,083,200 and 417.4 FTE Positions for ATP-C in FY 2009. These amounts consist of:

General Fund	5,829,200
Long Term Care System Fund	11,254,000

FY 2009 adjustments would be as follows:

FMAP Change	GF	128,300
	EA	(128,300)

This adjustment would be an increase of \$128,300 from the General Fund and a corresponding decrease of \$(128,300) from the Long Term Care System Fund in

FY 2009 to reflect the lowering of the federal medical assistance percentage as discussed above.

Background – Monies in this line item fund an entire range of services for DD clients residing at the ATP-C campus, either in ICF/MRs or state-operated group homes (SOGHs). The amount does not include costs associated with case management, certain occupancy-related costs, other indirect administration, and Stipends and Allowances.

The total amount for the Arizona Training Program at Coolidge also includes \$572,400 in the Arizona Training Program at Coolidge – State Only Special Line Item. The total amount is \$17,655,600, and is expected to provide a total of 145 member years of service in FY 2009, 116 in ICF/MRs and 29 in SOGHs. The approximate blended cost per DD budgeted client at ATP-C (excluding these other costs) will be \$116,500 in FY 2009. The actual ATP-C population has been below budgeted levels, as shown in *Table 6*. At an estimated FY 2009 caseload of 126, spending per client would be \$134,100.

Table 6

ATP-C Client Population

FY 2006	134
FY 2007	134
FY 2008 (est.)*	130
FY 2009 (est.)*	126

* For the last 6 years, average annual population decline has been 4.0.

Medicare Clawback Payments

The JLBC includes \$2,257,700 from the General Fund for Medicare Clawback Payments in FY 2009. FY 2009 adjustments would be as follows:

Caseload Growth	GF	73,300
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The adjustment would be an increase of \$73,300 from the General Fund in FY 2009 for Long Term Care caseload growth. These amounts are based upon the estimated 6.2% caseload growth for FY 2008.

Background – This line item is used to make payments to Medicare, as required by the Medicare Modernization Act (MMA). As part of the MMA, DES is no longer required to pay for prescription drug costs for members that are also eligible for Medicare as of January 1, 2006. Instead, DES is required to make “Clawback” payments to Medicare based on 88% of the estimated prescription drug cost of this population in FY 2008. The state’s share of 88% declines annually by 1.7% and the Clawback cost per member is annually increased based on national health trend information.

State-Funded Services

Case Management – State-Only

The JLBC includes \$4,537,600 and 84.3 FTE Positions from the General Fund for Case Management in FY 2009. These amounts are unchanged from FY 2008.

Background – This line item funds case management services to clients in the state-only DD program. As of November 2007, there are approximately 8,690 clients in the state-only program, though not all are receiving services in addition to case management.

Home and Community Based Services – State-Only

The JLBC includes \$37,776,400 and 48.4 FTE Positions for Home and Community Based Services in FY 2009. These amounts consist of:

General Fund	36,928,300
Long Term Care System Fund	848,100

FY 2009 adjustments would be as follows:

Provider Rate Adjustment OF 1,054,400

This adjustment would be an increase of \$1,054,000 from the Long Term Care System Fund in FY 2009 for provider rate adjustments. These monies would be used to give an inflationary increase of 3% to provider rates on the published rate schedule.

Background – This line item funds residential programs, day programs, and support services for clients in a broad range of settings, from those living independently at home to those living in group homes. It also includes funding for state-operated facilities, excluding the Arizona Training Program at Coolidge.

Of the \$37,776,400 in this line item, \$36,245,200 funds Home and Community Based Services to clients enrolled in the DD program; the other \$1,531,200 funds program staff.

The total amount is expected to provide a total of 4,421 member years of service, allocated as shown in *Table 7*.

HCBS Setting	FY 2009 Caseloads	Clients
At Home with Family		4,132
Adult Developmental Foster Home		50
Group Home		151
Children Developmental Foster Home		83
State-Operated Group Home		<u>5</u>
Total		4,421

Institutional Services – State-Only

The JLBC includes \$294,900 from the General Fund for Institutional Services in FY 2009. This amount is unchanged from FY 2008. This line item funds residential and day programs to clients with more severe developmental disabilities. These clients reside in Large Group Living Facilities (LGLFs) or other nursing facilities. This amount is expected to provide 2 member years of service in LGLFs each year.

Arizona Training Program at Coolidge – State-Only

The JLBC includes \$572,400 and 12 FTE Positions from the General Fund for the ATP-C in FY 2009. These amounts are unchanged from FY 2008. (*See Arizona Training Program at Coolidge – Title XIX for more details.*)

State-Funded Long Term Care Services

The JLBC includes \$26,383,200 and 2 FTE Positions for State-Funded Long Term Care Services in FY 2009. These amounts consist of:

General Fund	762,900
Long Term Care System Fund	25,620,300

FY 2009 adjustments would be as follows:

Provider Rate Adjustment OF 720,000

This adjustment would be an increase of \$720,000 from the Long Term Care System Fund in FY 2009 for provider rate adjustments. These monies would be used to give an inflationary increase of 3% to provider rates on the published rate schedule.

Caseload Growth OF 747,500

This adjustment would be an increase of \$747,500 from the Long Term Care System Fund in FY 2009 for caseload growth.

Background – This line item funds a variety of services ineligible for Federal Fund reimbursement from the Arizona Health Care Cost Containment System (AHCCCS). The most common service provided in this line item is room and board.

Of the \$26,383,200 in this line item, \$25,506,300 funds State-Funded Long Term Care Services to clients enrolled in the DD program; the other \$876,900 funds program staff.

Table 8 details the amounts of funding and uses for the State-Funded Long Term Care Services line item in FY 2008 and FY 2009.

Table 8
State-Funded Long Term Care Services

	<u>FY 2008</u>	<u>FY 2009</u>
Sources		
<i>Long Term Care System Fund</i>		
Client Billing Revenue	\$18,498,700	\$19,966,600
Foster Care Client Trust	1,600,000	1,600,000
Mesa Land	100,000	100,000
LTCSF Interest	3,844,200	3,844,200
Preadmission Screening and Annual Resident Review (PASARR)	<u>109,900</u>	<u>109,500</u>
Total – LTCSF	24,152,800	25,620,300
<i>General Fund</i>	<u>762,900</u>	<u>762,900</u>
Total – Sources	\$24,915,700	\$26,383,200
Uses		
Non-reimbursable LTC Services	\$24,366,800	\$25,834,700
Food	226,200	226,200
PASARR	109,900	109,500
Stipends and Allowances	<u>212,800</u>	<u>212,800</u>
Total – Uses	\$24,915,700	\$26,383,200

Dental Pilot

The JLBC provides no funding for the Dental Pilot Special Line Item in FY 2009. This amount is unchanged from FY 2008. The program was originally funded in FY 2007 as a state-only pilot program but in the FY 2008 budget the funding was moved to the Medical Services – Title XIX Special Line Item to expand the benefit to all Title XIX clients.

Autism Training and Oversight

The JLBC includes \$200,000 from the Tobacco Tax and Health Care Fund - Health Research Fund for Autism Training and Oversight in FY 2009. This amount is unchanged from FY 2008.

DES uses these monies to pay \$275 per trainee for intensive behavioral treatment of children age 0 to 5 with autism. This amount should fund the training of approximately 725 workers.

Children’s Autism Intensive Behavioral Treatment Services

The JLBC includes \$1,800,000 from the General Fund for the Children’s Autism Intensive Behavioral Treatment Services Special Line Item in FY 2009. This amount is unchanged from FY 2008.

This line item provides funding for autism services that utilize techniques of discrete trial and natural environment intensive behavioral treatment through applied behavioral analysis. The Health and Welfare Budget Reconciliation Bill (Laws 2007, Chapter 263) transferred the statutory authority for the children’s autism services funding from DHS to DES.

Children’s Autism Intensive Early Intervention Services for Toddlers

The JLBC includes \$500,000 from the General Fund for the Autism Intensive Early Intervention Services for Toddlers Special Line Item in FY 2009. This amount is unchanged from FY 2008.

This line item provides funding for intensive early intervention efforts for autistic toddlers and preschoolers in a school-based setting. The Health and Welfare Budget Reconciliation Bill (Laws 2007, Chapter 263) transferred the statutory authority for the children’s autism services funding from DHS to DES.

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FORMAT — Operating Lump Sum with Special Line Items by Program

FOOTNOTES

Standard Footnotes

It is the intent of the Legislature that any available surplus monies for developmental disability programs be applied toward the waiting list, unless there are insufficient monies to annualize these costs in the subsequent year. The children’s waiting list shall receive first priority. The amount appropriated for Developmental Disabilities shall be used to provide for services for Non-Title XIX eligible clients. The amount shall not be used for other purposes, unless a transfer of monies is reviewed by the Joint Legislative Budget Committee.

The amounts above include \$7,208,700 from the state General Fund and \$11,967,600 from matching Federal Expenditure Authority to raise rates of community service providers and independent service agreement providers contracting with the Division of Developmental Disabilities. This amount is estimated to be the equivalent of 100% of FY 2009 market rates for all services on the published rate schedule. It is the intent of the Legislature that the division request the Arizona Health Care Cost Containment System Administration to approve a capitation rate increase retroactive to July 1, 2008 to make provider rate increases effective July 1, 2008. By July 1, 2008, the division shall obtain approval for a rate increase implementation proposal from AHCCCS. By August 1, 2008, the division shall submit the implementation plan for review by the Joint Legislative Budget Committee. The adjusted rates shall be implemented beginning with provider payments due for services performed in August 2008. Payment for retroactive reimbursement due for services provided in July 2008 shall be paid to providers no later than September 15, 2008.

The Department of Economic Security shall report all new placements into a state-owned ICF-MR or the Arizona Training Program at Coolidge Campus in FY 2009 to the President of the Senate, the Speaker of the House of

Representatives, the Chairpersons of the Senate and House of Representatives Appropriations Committees and the Director of the Joint Legislative Budget Committee and the reason why this placement, rather than a placement into a privately run facility for the developmentally disabled, was deemed as the most appropriate placement. The department should also report if no new placements were made. This report shall be made available by July 15, 2009.

The department shall report to the Joint Legislative Budget Committee by March 1 of each year on preliminary actuarial estimates of the capitation rate changes for the following fiscal year along with the reasons for the estimated changes. For any actuarial estimates that include a range, the total range from minimum to maximum shall be not more than 2%. Before implementation of any changes in capitation rates for the Long Term Care program, the Department of Economic Security shall report for review the expenditure plan to the Joint Legislative Budget Committee. Before the department implements any changes in policy affecting the amount, sufficiency, duration, and scope of health care services and who may provide services, the department shall prepare a fiscal impact analysis on the potential effects of this change on the following year's capitation rates. If the fiscal analysis demonstrates that these changes will result in additional state costs of \$500,000 or greater for a given fiscal year, the department shall submit the policy changes for review by the Joint Legislative Budget Committee.

The appropriated amount provides funding for a FY 2008 capitation rate increase of 3% above FY 2009 excluding salary, benefits, and other statewide adjustments. The department shall reallocate resources within its existing budget to pay for any capitation rate increases above 4% excluding salary, benefits, and other statewide adjustments without supplemental funding.

Prior to the implementation of any developmentally disabled or long term care statewide provider rate increases not already specifically authorized by the Legislature, court mandates or changes to federal law, the department shall submit a report for review by the Joint Legislative Budget Committee. The report shall include, at a minimum, the estimated cost of the provider rate increase and the ongoing source of funding for the increase.

All monies in the Long Term Care System Fund unexpended and unencumbered at the end of FY 2009 revert to the state General Fund, subject to approval by the Arizona Health Care Cost Containment System Administration.