

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 382

BY APPROPRIATIONS COMMITTEE

AN ACT

1  
2 RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE; AP-  
3 PROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE  
4 FOR FISCAL YEAR 2021; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT  
5 OF HEALTH AND WELFARE FOR FISCAL YEAR 2022; PROVIDING FOR ACKNOWLEDG-  
6 MENT OF THE ONETIME NATURE OF FUNDS; AND DECLARING AN EMERGENCY.

7 Be It Enacted by the Legislature of the State of Idaho:

8 SECTION 1. In addition to the appropriation made in Section 1, Chap-  
9 ter 233, Laws of 2020, and any other appropriation provided by law, there  
10 is hereby appropriated to the Department of Health and Welfare for the En-  
11 hanced Medicaid Plan Program \$16,000,000 from the Cooperative Welfare (Fed-  
12 eral) Fund to be expended for trustee and benefit payments for the period  
13 July 1, 2020, through June 30, 2021, for the purpose of enhanced reimburse-  
14 ment rates for home- and community-based services.

15 SECTION 2. In addition to any other appropriation provided by law,  
16 there is hereby appropriated to the Department of Health and Welfare for the  
17 Enhanced Medicaid Plan Program \$62,000,000 from the Cooperative Welfare  
18 (Federal) Fund to be expended for trustee and benefit payments for the period  
19 July 1, 2021, through June 30, 2022, for the purpose of enhanced reimburse-  
20 ment rates for home- and community-based services.

21 SECTION 3. ACKNOWLEDGMENT OF ONETIME NATURE. Notwithstanding the pro-  
22 visions of Section 56-265, Idaho Code, and any other provision of law to the  
23 contrary, home- and community-based providers enrolled and in good standing  
24 with Medicaid shall receive an increase to any regular reimbursement oth-  
25 erwise received from the Division of Medicaid for home- and community-based  
26 services funded by the 10% FMAP increase as provided in P.L. 117-2 for the  
27 period April 1, 2021, or upon release by the Centers for Medicare and Med-  
28 icaid Services (CMS), whichever is sooner, through March 31, 2022, or un-  
29 til funds appropriated for this purpose are expended. This increase shall  
30 be used solely for temporary pay increases or bonuses for direct care workers  
31 subject to guidance from CMS and federal limitations for the funds. In or-  
32 der to receive any increase related to this section, the provider must sign a  
33 statement acknowledging that the increase is available only for the time pe-  
34 riod specified by this section. Further, this increase is provided with one-  
35 time federal funding for a onetime purpose and shall not obligate the depart-  
36 ment to spend or request ongoing funds for fiscal year 2023 or obligate the  
37 Legislature to provide an appropriation for ongoing pay increases.

38 SECTION 4. An emergency existing therefor, which emergency is hereby  
39 declared to exist, Sections 1 and 3 of this act shall be in full force and ef-  
40 fect on and after passage and approval.