



Legislative
Council Staff

Nonpartisan Services for Colorado's Legislature

HB 18-1288

FINAL FISCAL NOTE

Drafting Number:	LLS 18-0965	Date:	June 8, 2018
Prime Sponsors:	Rep. Young; Winter Sen. Martinez Humenik	Bill Status:	Postponed Indefinitely
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Bill Topic: CONFLICT-FREE CASE MANAGEMENT

Summary of Fiscal Impact:	<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
	<input checked="" type="checkbox"/> State Expenditure (<i>minimal</i>)	<input type="checkbox"/> Local Government
	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill implements conflict-free case management for individuals enrolled in a Medicaid HCBS waiver program. Beginning in FY 2018-19, this bill will increase workload for the Department of Health Care Policy and Financing on an ongoing basis.

**Appropriation
Summary:** No appropriation is required.

**Fiscal Note
Status:** The fiscal note reflects the reengrossed bill. This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

Summary of Legislation

This bill requires that all individuals enrolled in a Medicaid home- and community-based services (HCBS) waiver program be served through a conflict-free management system by June 30, 2022. As defined in the bill, conflict-free case management is provided by a case management agency that is different from the agency that provides services and supports to a client. The bill requires case management agencies to apply to the Department of Health Care Policy and Financing (HCPF) for certification before providing case management services. Single entry point (SEP) agencies must become compliant with this bill by June 30, 2020, and all individuals receiving HCBS services must be served through a system of conflict-free case management by June 30, 2022.

HCPF is authorized to seek a federal exception from conflict-free case management requirements for geographic areas where there is only one willing and qualified entity able to provide both case management services and HCBS. A rural SEP agency must notify HCPF in writing by July 1, 2018, to request that HCPF seek the federal exception.

Background

Previously, House Bill 17-1343 required the implementation of conflict-free case management for individuals with intellectual and developmental disabilities who are enrolled in an HCBS waiver program.

There are currently 24 SEP agencies in Colorado that provide case management and functional eligibility determinations for people who receive services through HCBS waivers, four of which provide direct services.

State Expenditures

Beginning in FY 2018-19, this bill will increase workload in HCPF to ensure that the operation of SEP agencies complies with the requirements of conflict-free case management. Workload may also increase for HCPF to apply for a federal exception for rural SEPs. It is assumed that this workload can be accomplished within existing appropriations. While SEP agencies would no longer offer case management and service provision to the same individual, it is assumed that a change in SEP, case management agency, or service provider will not impact the need for, or utilization of, services.

Effective Date

The bill was postponed indefinitely by the Senate State, Veterans, and Military Affairs Committee on April 24, 2018.

State and Local Government Contacts

Counties	Health Care Policy and Financing
Human Services	Information Technology