



Eric Milstead
Director

Legislative Services Office

Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Health & Welfare Committee and the House Health & Welfare Committee

FROM: Legislative Research Analyst - Elizabeth Bowen

DATE: September 15, 2015

SUBJECT: Department of Health and Welfare

IDAPA 16.03.19 - Rules Governing Certified Family Homes - Proposed Rules (Docket No. 16-0319-1501)

IDAPA 16.03.19 - Rules Governing Certified Family Homes (Fee Rule) - Proposed Rule (Docket No. 16-0319-1502)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.03.19.

The first proposed rule was developed subsequent to the Legislature's adoption of Senate Bill 1043, which exempted veterans' medical foster homes from the certification requirements of Chapter 35, Title 39, Idaho Code. The proposed rule revises the existing rule in order to be consistent with Senate Bill 1043 and also to update certification requirements for certified family homes (CFH). Negotiated rulemaking was conducted, and there is no anticipated fiscal impact on the state general fund. The Department states that this rulemaking is authorized pursuant to Sections 39-3505 and 56-1005, Idaho Code.

The second proposed rule is a fee rule that increases certain fees, including the application fee to become a CFH provider, which will be \$175, and the monthly certification fee for CFH providers, which will be \$30. The rule also adds a basic medication awareness training course for \$60. The purpose for the fee increase is to cover costs for the CFH program. Negotiated rulemaking was conducted, and there is no anticipated fiscal impact on the state general fund. The Department states that this rulemaking is authorized pursuant to Sections 39-3505 and 56-1005, Idaho Code.

cc: Department of Health and Welfare
Tamara Prisock

COST/BENEFIT ANALYSIS FORM
 Department of Health and Welfare
 Administrative Procedures Section (APS)

Docket Number: 16-0319-1502

Agency Contact: Karen Vasterling
Phone: (208) 239-6263

Rules Specialist: Bev Barr
Phone: (208) 334-5736

Date Analysis Completed: 6/22/15

IDAPA Chapter Number and Title: IDAPA 16.03.19, "Rules Governing Certified Family Homes"

Fee Rule Status: **Proposed** **Temporary** **Effective date:** 7/1/16

Instructions:

Section 67-5223(3), Idaho Code, requires that all proposed rules in which a fee or charge is imposed or increased must include a statement of economic impact (cost/benefit analysis) of the rule change at the time the rule text is submitted for publication. This analysis needs to include an estimated cost to the agency to implement the rule and an estimated cost to be borne by citizens, or the private sector, or both.

Cost/Benefit Analysis For This Rule Change:

Certified Family Home Providers: The licensing fees in Docket 16-0319-1501 for a certified family home will cost each provider \$30 per month which is an increase of \$5 per month for a total per year of \$360.

<i>CFH PROVIDER FEES</i>		
<i>Number of Certified Family Homes</i>	<i>Monthly Fees for each CFH</i>	<i>Total Collections</i>
<i>2,300</i>	<i>\$30 (\$360 per year)</i>	<i>\$828,000</i>
<i>CFH FEE FOR NEW APPLICATIONS</i>		
<i>Estimated New Certified Family Home Applicants</i>	<i>One-Time Fee for Training and On-Site Survey/Inspections</i>	<i>Total Collections</i>
<i>Projected new per quarter at 57 x 4 = 228 new CFH</i>	<i>\$175</i>	<i>\$39,900</i>
<i>CFH BASIC MEDICATION AWARENESS COURSE</i>		
<i>Estimated New Certified Family Home Applicants</i>	<i>One-Time Fee for Basic Medication Awareness Training</i>	<i>Total Collections</i>
<i>Projection of 57 per quarter at 4 per year = 228 new CFH</i>	<i>\$60</i>	<i>\$13,680</i>

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Department: The cost to the Department will be approximately \$818,900. The CFH fees will offset the Department's cost and the remainder of these collections will be used for indirect service costs.

<i>Departments Cost</i>		
<i>Personnel Expenditures</i>	<i>Operating Expenditures</i>	<i>Total Annual Expenditures</i>
<i>\$786,000</i>	<i>\$32,900</i>	<i>\$818,900</i>