BILL SUMMARY

2nd Session of the 52nd Legislature

Bill No.:	**HB 3393**
Version:	**Committee Substitute**
Author:	**Rep. Nelson**
Date:	**3/02/2010**
Impact:	**$0**

Bill Summary

Research Analyst: Marcia Goff

The committee substitute establishes the Scholarships for Students with Disabilities Program for the purpose of providing a scholarship to a private school of choice for students with disabilities who have had an individualized education program (IEP) developed in accordance with the Individuals with Disabilities Education Act.

The measure specifies criteria that must be met for the student to receive a scholarship and directs the State Department of Education to approve a private school as eligible to participate in the program based on specified criteria. The bill also provides that, beginning with the 2010-2011 school year, a school district may satisfy its duty to provide special education and related services for children with disabilities by providing a scholarship at the request of a parent for a child to attend a private school or by transferring the child to another school district upon written request by the parent and approval of the receiving district.

Fiscal Summary

Fiscal Analyst: David Ligon

HB 3393 relates to Department of Human Services' (DHS) Developmental Disabilities Services Division (DDSD). This bill amends the statute that provided for the Self-Directed Care Pilot Program to become a statewide Self-Directed Care Program.

Fiscal Analysis

According to DHS, DDSD obtained approval from Centers for Medicare/Medicaid Services (CMS) to amend the In-Home Support Waivers for Adults and Children in 2009 to provide for self-directed services within those Waivers. DHS has indicated that it will work with author in the upcoming weeks to request additional language changes to the Act to be more reflective of the approval and scope of the program from CMS and what is within the administrative rule.

DDSD does not anticipate any fiscal impact with the addition of the self-directed option within the In-Home Supports Waivers as they operate with a financial cap per plan of care year, and the self-directed services must remain within the same capped amount.

Long Term Fiscal Considerations

None

Fiscal Analysis Reviewed By:

Janice Buchanan

House Fiscal Director