DELBERT HOSEMANN
Secretary of State

ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. An Agency is encouraged to use as much space as will adequately answer all questions. A PDF version of this executed Form must be filed with any proposed rule, if required by the aforementioned statute.

AGENCY NAME	CONTACT PERSON		TELEPHONE NUMBER
Division of Medicaid	Margaret Wilson		601-359-5248
ADDRESS	CITY	STATE	ADDRESS
Walter Sillers Building, Suite 1000	Jackson	MS	Walter Sillers Building, Suite 1000
EMAIL	DESCRIPTIVE TITLE OF PROPOSED RULE		
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Specific Legal Authority Authorizing the promulgation of Rule:	Reference to Rules repealed, amended or suspended by the Proposed Rule:
Miss. Code Ann. §§ 25-43-1.103, 41-4-7, 43-13-121; Social Security Act § 1915(i); SPA 2013-001.	Title 23, Part 208, new Chapter 7, new Rules 7.1-7.9.

1. Describe the need for the proposed action: *Individuals with intellectual and developmental disabilities (IDD) on the Department of Mental Health's waiting list for 1915(c) waiver services as well as those individuals requiring less than institutional level of care are, and therefore not eligible for HCBS under the 1915(c) waiver, will be able to receive habilitation services under the 1915(i) HCBS state plan.*

2. Describe the benefits which will likely accrue as the result of the proposed action: *See #1.*

3. Describe the effect the proposed action will have on the public health, safety, and welfare: *As a result of receiving habilitation services, these beneficiaries will have more choices, live more independently, have increased access to community integration and develop employment skills. The implementation of 1915(i) State Plan HCBS will allow more 1915(c) waiver slots to become available as eligible individuals transition to state plan 1915(i) services. There will be no waiting list for state plan services nor a limit to the amount of individuals served.*

4. Estimate the cost to the agency and to any other state or local government entities, of implementing and enforcing the proposed action, including the estimated amount of paperwork, and any anticipated effect on state or local revenues: *The annual financial fiscal impact in state funds is $10.8 million dollars which is based on the number of individuals currently receiving Day Habilitation, Prevocational Services and Supported Employment in the ID/DD Waiver as well as those individuals who would be eligible for these services on the ID/DD Waiver waiting list. Of the 2,000 individuals identified, 1,200 would be eligible*

for Day Habilitation, 600 for Prevocational Services and 200 for Supported Employment. The number of individuals to be served multiplied by the maximum service hours per month multiplied by the current hourly rate for the habilitation services in the ID/DD Waiver equals the estimated cost to the agency.

5. Estimate the cost or economic benefit to all persons directly affected by the proposed action: *There is no cost to beneficiaries. However, beneficiaries having employment will receive wages for work done.*

6. Provide an analysis of the impact of the proposed rule on small business:

    a. Identify and estimate the number of small businesses subject to the proposed regulation: *Unknown.*
    b. Provide the projected reporting, recordkeeping, and other administrative costs required for compliance with the proposed regulation, including the type of professional skills necessary for preparation of the report or record: *The cost will be the additional services provided to the increased number of beneficiaries receiving habilitation services.*
    c. State the probable effect on impacted small businesses: *Providers will have an increased number of beneficiaries served.*
    d. Describe any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation including the following regulatory flexibility analysis: *There are no less intrusive or less costly alternative methods.*

        i. The establishment of less stringent compliance or reporting requirements for small businesses;
        ii. The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses;
        iii. The consolidation or simplification of compliance or reporting requirements for small businesses;
        iv. The establishment of performance standards for small businesses to replace design or operational standards required in the proposed regulation; and
        v. The exemption of some or all small businesses from all or any part of the requirements contained in the proposed regulations:

7. Compare the costs and benefits of the proposed rule to the probable costs and benefits of not adopting the proposed rule or significantly amending an existing rule: *Although there is an increased cost of $10.8 million dollars to provide habilitation services to the ID/DD population, the benefits of deinstitutionalization of beneficiaries outweighs the cost.*

8. Determine whether less costly methods or less intrusive methods exist for achieving the purpose of the proposed rule where reasonable alternative methods exist which are not precluded by law: *There are no less costly methods or less intrusive methods.*

9. Describe reasonable alternative methods, where applicable, for achieving the purpose of the proposed action which were considered by the agency: *There are no alternatives.*

10. State reasons for rejecting alternative methods that were described in #9 above: *N/A.*

11. Provide a detailed statement of the data and methodology used in making estimates required by this subsection: *See #4 above.*

SIGNATURE	TITLE Executive Director
DATE 12/2/13	PROPOSED EFFECTIVE DATE OF RULE November 1, 2013