

ENROLLED ACT NO. 54, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2007 GENERAL SESSION

AN ACT relating to the Wyoming Medical Assistance and Services Act; providing for emergency services for developmental disabilities and adult brain injuries under that act; granting rulemaking authority; requiring reports; providing an appropriation; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 42-4-120 by creating a new subsection (f) is amended to read:

42-4-120. Contracts for waiver services; authority of department; emergency case services.

(f) The department, not later than April 1, 2008, shall promulgate rules under which an emergency case shall be determined to exist with respect to eligibility for federal home and community based waiver services for persons with developmental disabilities or adult brain injury under this act. Upon a finding by the department that an emergency exists under this subsection, the department in accordance with its rules and regulations shall make necessary expenditures for the recipient from the emergency contingency account established for that purpose. Expenditures from the emergency contingency account shall be limited to those services necessary to provide authorized customary services as provided by home and community-based waivers for persons with developmental disabilities or adult brain injury in response to the emergency situation until the emergency no longer exists or eligibility under this act can be determined and any necessary services provided from nonemergency funding sources. The developmental disabilities division of the department of health shall submit an accounting to the

ORIGINAL HOUSE
BILL NO. 0041

ENROLLED ACT NO. 54, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2007 GENERAL SESSION

joint appropriations interim committee and the joint labor, health and social services interim committee by October 1 of each year regarding total expenditures and the number of persons provided emergency services pursuant to this subsection.

Section 2.

(a) For the purposes of this act, there is appropriated to the department of health for the period commencing July 1, 2007 one hundred fifty thousand dollars (\$150,000.00) from the budget reserve account and any federal matching funds for which the expenditures may qualify.

(b) Funds appropriated under this section shall be used only for the purposes of this act, shall not be transferred or expended for any other purpose and shall not be expended until the adoption of final rules as provided in section 1 of this act. Funds for this appropriation shall be one-time funding and shall not be included in the agency's 2009-2010 biennial budget request.

ORIGINAL HOUSE
BILL NO. 0041

ENROLLED ACT NO. 54, HOUSE OF REPRESENTATIVES

FIFTY-NINTH LEGISLATURE OF THE STATE OF WYOMING
2007 GENERAL SESSION

Section 3. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk