

PA 11-029

SB1041

House	3211, 3256-3257	3
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<u>Senate</u>	<u>1535, 1537-1544</u>	<u>9</u>
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**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
2011**

**VOL.54
PART 10
3113 - 3437**

pat/gbr
HOUSE OF REPRESENTATIVES

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May 17, 2011

Thank you, Mr. Speaker. Mr. Speaker, about to vote on today's Consent Calendar, there are items that have been listed on the Consent Calendar. Maybe we're not. Hold on a moment, please.

Thank you, Mr. Speaker. Mr. Speaker, we are about to vote on them. I'm going to move those items to the Consent Calendar.

The items are Calendar Number 314, Calendar Number 404 and Calendar Number 500. Thank you, Mr. Speaker.

HB. 6422
SB 1025
SB 1041

DEPUTY SPEAKER ALTOBELLO:

Motion before the Chamber is to place items Calendar Number 314, 404 and 500 on the Consent.
Without objection? Without objection? Seeing none,
so ordered.

Would the Clerk please call Calendar 432. 432.

THE CLERK:

On Page 28, Calendar 432, Substitute for House Bill Number 6557 AN ACT CONCERNING LIABILITY FOR THE RECREATIONAL USE OF LANDS. Favorable Report of the Committee on Judiciary.

DEPUTY SPEAKER ALTOBELLO:

Representative Baram of the 15th, you have the floor, sir.

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On Page 18, Calendar 314, Substitute for House Bill Number 6422 AN ACT CONCERNING THE NOTIFICATION OF MEDIATION AND ARBITRATION DECISIONS IN DISPUTES BETWEEN BOARDS OF EDUCATION AND TEACHERS BARGAINING UNITS. Favorable Report of the Committee on Education.

DEPUTY SPEAKER ALTOBELLO:

Representative Olson of the 46th, you have the floor, madam.

REP. OLSON (46th):

Thank you, Mr. Speaker. Mr. Speaker, we are about to vote on today's Consent Calendar. These were items that we had moved previously. Items Number 314, 404 and 500.

HB6422
SB1025
SB1041

Thank you, Mr. Speaker.

DEPUTY SPEAKER ALTOBELLO:

Representative Olson.

REP. OLSON (46th):

Yes, and in fact I move that we pass these bills and move passage. Thank you, Mr. Speaker.

DEPUTY SPEAKER ALTOBELLO:

The question before the House is passage of the Consent Calendar. Further on the motion? Further on the motion? If not, we'll proceed to voting.

pat/gbr
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Staff and guests please retire to the Well of the House. Members take your seats. The machine will be opened.

THE CLERK:

The House of Representatives is voting by Roll Call. Members to the Chamber.

The House is voting today's Consent Calendar by Roll Call. Members to the Chamber.

DEPUTY SPEAKER ALTOBELLO:

Have all the Members voted? Have all the Members voted? If all the Members have voted, please check the board to make sure your vote is properly cast.

If all the Members have voted, the machine will be locked. Would the Clerk please take the tally.

And would the Clerk please announce the tally.

THE CLERK:

On today's Consent Calendar.

Total Number Voting	144
Necessary for Passage	73
Those voting Yea	144
Those voting Nay	0
Those absent and not voting	7

DEPUTY SPEAKER ALTOBELLO:

The Consent Calendar passes.

**JOINT
STANDING
COMMITTEE
HEARINGS**

**HUMAN
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1 – 314**

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mrc HUMAN SERVICES COMMITTEE

March 1, 2011
11:00 A.M.

was more specific than just who's incarcerated or who had pending charges. There was a lot more information just about legal involvement, which wouldn't be cross-walked over with the DSC system. That was -- we had to hand get that data. We couldn't keep that in our own records because we don't have the capability to do that.

REP. TERCYAK: Thank you very much. Than you.

Okay. Next up, Commissioner Michael Starkowski from the Connecticut Department of Social Services. Welcome back.

MICHAEL P. STARKOWSKI: I have a series of bills that I'm going to testify on today. My written testimony has been submitted. I'll try to make my remarks a little bit shorter than the written testimony so you can move through it.

<u>HB6357</u>	<u>HB6356</u>
<u>HB5429</u>	<u>HB5895</u>
<u>HB5893</u>	<u>HB5757</u>
<u>HB5434</u>	<u>SB296</u>
<u>SB1042</u>	<u>HB6358</u>
<u>HB6361</u>	<u>HB6360</u>

Good morning, Representative Tercyak and Senator Musto and members of the Human Services Committee. My name is Michael Starkowski. I'm the Commission of the Department of Social Services. I'm going to walk through some of the bills today, as I just said.

On Senate Bill 1041, AN ACT REPEALING A STATUTE CONCERNING FEDERAL AID FOR EMERGENCY RELIEF, the individual family and grant program regulations, which were originally drafted by DSS pursuant to federal law have since been amended by both the fed's and the state government. The state law now transfers the responsibility for the federal assistance for and individual or family disaster-related expenses to the Department of Emergency Management and Homeland Security.

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March 1, 2011
11:00 A.M.

Since it's been transferred to DMHAS, this is a correction to repeal so DSS is not responsible and there's not conflicts with the state law.

H.B. 6357, AN ACT CONCERNING ADMINISTRATIVE HEARINGS UNDER THE MEDICAID ELECTRONIC HEALTH RECORD INCENTIVE PROGRAM, the bill would provide eligible providers and hospitals the right to request an administrative hearing under Chapter 54 of the Connecticut General Statutes to contest an adverse action in the Medicaid Electronic Health Records Incentive Payment Program.

ARRA requires -- ARRA meaning the American Recovery and Reinvestment Act requires that aggrieved providers wishing to contest an adverse action under this program be given the opportunity for a full administrative hearing. However, the state law, Connecticut state law, requires that the right to full administrative hearings under Chapter 54 be granted in statute.

This proposal grants those providers that right and brings the Connecticut statutes in line with federal law.

Just as a sideline, that program has the potential to bring in about \$100 million in federal money to providers over the next five years.

On H.B. 6356, AN ACT CONCERNING A CLARIFICATION OF THE DEPARTMENT OF SOCIAL SERVICES' REQUIREMENT TO GIVE NOTICE REGARDING REPAYMENT OF SERVICES, as required in PA 10 dash 183, the Department is required to provide notice to any individual who may be liable to repay public assistance benefits provided to someone that the individual has a

**JOINT
STANDING
COMMITTEE
HEARINGS**

**HUMAN
SERVICES
PART 2
315 – 623**

2011



Testimony before the Human Services Committee

Commissioner Michael P. Starkowski

March 1, 2011

HB6356 HB5429
HB5895 HB5893
HB5757 HB5434
SB296 SB1042
HB6358 HB6361
HB6360

Good morning, Senator Musto and Representative Tercyak and members of the Human Services Committee. I am pleased to be here this morning to present testimony on legislation introduced at the request of the department and would like to thank the Committee for raising these bills. In addition, I am providing testimony on several other bills that impact the department.

Bills raised at the request of the Department:

S.B. No. 1041 (RAISED) AN ACT REPEALING A STATUTE CONCERNING FEDERAL AID FOR EMERGENCY RELIEF.

The Individual and Family Grant program regulations, which were originally drafted by DSS pursuant to federal law (section 411 of Public Law 100-707), have since been amended by both federal and state law. CGS 28-9d transfers the responsibility for the federal assistance for individual or family disaster-related expenses to Department of Emergency Management and Homeland Security.

The department has requested that this statute (17b-13), therefore, be repealed, so as not to present any possible conflicts with state law.

H.B. No. 6357 (RAISED) AN ACT CONCERNING ADMINISTRATIVE HEARINGS UNDER THE MEDICAID ELECTRONIC HEALTH RECORD INCENTIVE PROGRAM.

This bill would provide eligible providers and hospitals the right to request an administrative hearing under chapter 54 of the Connecticut General Statutes to contest an adverse action in the Medicaid Electronic Health Record Incentive Payment Program.

The American Recovery and Reinvestment Act requires that aggrieved providers wishing to contest an adverse action under the Medicaid Electronic Health Record Incentive Payment Program be given the opportunity for a full administrative hearing. However, Connecticut law requires that the right to full administrative hearings under chapter 54 be granted in statute. This proposal grants providers that right and brings Connecticut in line with federal law.

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**CONNECTICUT
GENERAL ASSEMBLY
SENATE**

**PROCEEDINGS
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Moving to Calendar page 38, Calendar 105, House
Bill 5266; Madam President, move to place that item on
the Consent Calendar.

THE CHAIR:

Seeing no objection, so ordered.

SENATOR LOONEY:

Thank you, Madam President.

Madam President, moving to Calendar page 39,
Calendar 123, Senate Bill 1041; Madam President, move
to place that item on the Consent Calendar.

THE CHAIR:

Seeing no objection, so ordered.

SENATOR LOONEY:

Thank you, Madam President.

Moving to Calendar page 40, Calendar 132, Senate
Bill 868; Madam President, move to place that item on
the Consent Calendar.

THE CHAIR:

Seeing no objection, so ordered.

SENATOR LOONEY:

Thank you, Madam President.

And one additional item to place on the Consent
Calendar, Calendar page 43, Calendar 199, Senate

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Madam President, if the Clerk would now call those items placed on the Consent Calendar.

THE CHAIR:

Yeah, it's (inaudible).

THE CLERK:

Madam President.

THE CHAIR:

Please proceed, sir.

THE CLERK:

I'm going to try to call it off the screen; I've never done this.

THE CHAIR:

Okay.

THE CLERK:

Calling --

THE CHAIR:

Just take your time.

THE CLERK:

-- off the screen, Calendar page 1, Calendar Number 394, Senate Joint Resolution 42; Calendar page 1, Calendar Number 427, House Joint Resolution Number 111; Calendar page 2, Calendar Number 428, House Joint Resolution Number 112; Calendar page 2, Calendar Number 436, Senate Joint Resolution 43;

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Calendar page 2, Calendar Number 437, Senate Joint Resolution 44; Calendar page 2, Calendar Number 438, Senate Joint Resolution 45; Calendar page 2, Calendar 468, Senate Resolution Number 26; Calendar page 3, Calendar Number 469, Senate Joint Resolution 46; Calendar page 3, Calendar Number 484, House Joint Resolution 113; Calendar page 3, Calendar Number 485, House Joint Resolution 114; Calendar page 3, Calendar Number 486, House Joint Resolution 115; Calendar page 3, Calendar Number 487, House Joint Resolution 116; Calendar page 4, Calendar Number 488, House Joint Resolution 117; Calendar -- returning to Calendar -- Calendar page 4, Calendar Number 488, House Joint Resolution 117; Calendar page 9, Calendar 177, substitute for Senate Bill Number 1110; Calendar page 10, Calendar Number 192, substitute for Senate Bill Number 983; Calendar page 16, Calendar Number 305, Senate Bill Number 897; Calendar page 17, Calendar Number 319, substitute for Senate Bill Number 944; Calendar page 17, Calendar Number 326, substitute for House Bill Number 6297; Calendar page 18, Calendar Number 331, substitute for House Bill Number 6358; Calendar page 20, Calendar

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Number 360, Senate Bill Number 1155; Calendar page 35,
Calendar Number 42, substitute for Senate Bill
Number 866; Calendar page 36, Calendar Number 60,
Senate Bill Number 888; Calendar Bill Number 105, on
page 38, substitute for House Bill Number 5266;
Calendar page 39 --

THE CHAIR:

So that --

THE CLERK:

-- Calendar Number 1112 --

THE CHAIR:

Mr. Clerk, can you wait for one moment, please.

Senator Looney.

SENATOR LOONEY:

Madam President, there is one item that the Clerk
read that I believe should not be on the Consent
Calendar -- I don't believe I placed it there -- and
that was Calendar page 35, Calendar 42, Senate
Bill 866. That item needs to be amended before it
will be taken up.

THE CHAIR:

Sir, okay. We will take that. Will you remove
that from the Consent Calendar, please?

SENATOR LOONEY:

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The next item after that, Madam President, to be on the Consent Calendar is Calendar page 36, Calendar -- Calendar 60, if the Clerk might pick up on that one.

THE CLERK:

Okay. Calendar page 36, Calendar Number 60, Senate Bill Number 888; Calendar page 38 --

SENATOR LOONEY:

Okay.

THE CLERK:

-- Calendar Number 105, substitute for House Bill Number 5266; Calendar page 39, Calendar Number 112, substitute for Senate Bill Number 458; Calendar Number 39 -- I mean page 39, Calendar Number 123, Senate Bill Number 1041; Calendar page 40, Calendar Number 132, Senate Bill Number 868; on page 40, Calendar 141, Senate Bill Number 985; on page 43, Calendar Number 199, substitute for Senate Bill Number 1068.

I don't know if there's any other pages here.

THE CHAIR:

Page 18?

A VOICE:

Page 18.

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THE CLERK:

Madam President.

THE CHAIR:

Yes.

SENATOR LOONEY:

Yes. That --

THE CLERK:

I yield to the Majority Leader.

SENATOR LOONEY:

Yes. That --

THE CHAIR:

Mr. Majority Leader.

SENATOR LOONEY:

Thank you, Madam President.

Madam President, I apologize. That item that we had removed from the Consent Calendar actually should be put back on. That was Calendar page 35, Calendar 42, Senate Bill 866. The amendment that was adopted on that bill is the -- was the only amendment that was -- that was needed, so there is not a need -- not a need for an additional amendment.

THE CHAIR:

Thank you.

SENATOR LOONEY:

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Thank you, Madam President.

THE CHAIR:

Thank you, Senator.

Mr. Clerk, if you want to --

THE CLERK:

Madam President, someone pointed out to me that on Calendar page 18, Calendar Number 331, substitute for House Bill Number 6358, that I missed it, but that's supposed to be on the Consent Calendar.

THE CHAIR:

That's correct, sir.

Any corrections?

Okay. At this time, I would ask that the Clerk please open up the -- the machine and may announce a roll call vote, and the machines will be open.

THE CLERK:

An immediate roll call vote on the First Consent Calendar has been ordered in the Senate. Will all Senators please return to the Chamber. An immediate roll call vote on the First Consent Calendar has been ordered in the Senate. Will all Senators please return to the Chamber.

THE CHAIR:

You don't have the Consent Calendar up,

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Mr. Clerk?

THE CLERK:

(Inaudible.)

THE CHAIR:

A ready vote.

Senators, we're having a little problem with the machine, if you'll just wait one moment, please.

Okay. It's -- I'm going to close the machine and reopen.

Mr. Clerk, are they resetting the -- the title?

Mr. Clerk?

THE CLERK:

I'm sorry.

THE CHAIR:

Is somebody resetting?

THE CLERK:

He's trying --

THE CHAIR:

Okay.

THE CLERK:

-- to do that. Okay.

THE CHAIR:

Thank you.

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Do you want to announce again? Mr. Clerk, will you announce a roll call vote again, please, and we will open the machines.

THE CLERK:

An immediate roll call vote on the First Consent Calendar is taking place in the Senate. Will all Senators please return to the Chamber. An immediate roll call vote on the First Consent Calendar is taking place in the Senate. Will all Senators please return to the Chamber.

THE CHAIR:

Have all members voted? If all members voted, the machine will be locked.

Will the Clerk please announce the tally.

THE CLERK:

Madam President:

Total number voting	36
Those voting Yea	36
Those voting Nay	0
Absent	0

THE CHAIR:

The Consent Calendar is adopted.

Senator Looney.

SENATOR LOONEY: