

<b>Office Of Fair Hearings Program Goal</b>		<b>Agency/Program #:</b> 6901-08-G3
		<b>Division:</b> Quality Assurance
		<b>Program:</b> Office of Fair Hearings
<b>Agency Name:</b>	Department of Public Health and Human Services	
<b>Agency Contact:</b>	Jeff Buska/Scott Sim	444-4216
<b>LFC Contact:</b>	Senator Lewis, Senator Wanzenried	
<b>LFD Liaison:</b>	Kris Wilkinson	444-2722
<b>OBPP Liaison:</b>	Pat Sullivan	444-1207

**Program or Project Description:**

The Office of Fair Hearings, within the Quality Assurance Division, conducts Informal Dispute Resolution (IDR) conferences and recommends opinions when a nursing facility disputes DPHHS survey deficiencies.

Appropriation, Expenditure and Source					
Fund Name:	2008		2009		Approp & Expenditure numbers are as of June 30, 2009
	Approp.	Expended	Approp.	Expended	
General Fund	7,367	8,086	7,586		
State Special					
Federal Funds	51,573	54,937	53,020		
<b>Total:</b>	<b>\$58,940</b>	<b>\$63,023</b>	<b>\$60,606</b>	<b>\$0</b>	

**Legislative Goal(s):**

Provide timely and impartial Informal Dispute Resolutions (IDR) conferences and recommendation for nursing home facilities disputing DPHHS-cited deficiencies.

**Legislative Performance Measures:**

1. Maintain fair and impartial Office of Fair Hearings IDR decisions within state guidelines
2. Maintain a 90% timely decision percentage for all IDR recommendations within statutory timelines for the calendar year.

2009 Biennium Significant Milestones:	Completion Dates	
	Target	Actual
1		
2		
3		
4		
5		

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**Agency Performance Report:**

77.7% of these recommendations (similar to a decision) were timely for the period 7/1/08-6/30/09 (FY09)  
46.2% of these recommendations were timely for the period 7/1/07-6/30/08 (FY08)

**LFD Narrative:**

LFD Assessment: Progress Report Needed

Data Relevance: Yes

Appropriation Status: Appropriation and expenditure information provided for FY 2008, expenditure information missing from FY 2009. LFC workgroup members may wish to request QAD provide updated information on their expenditure of budgeted appropriations for FY 2009

Comments/Issues: While the percentage of timely informal dispute resolutions improved from 46.2 percent in FY 2008 to 77.7 percent in FY 2009, the measurement still does not meet statutory guidelines of 90 percent. The LFD workgroup may also wish to discuss the impacts of delayed decisions on the nursing homes and their residents as the issues relate to potential deficiencies identified by DPHHS

Options: Change LFD Assessment

Release from reporting

Request update in June on the percentage of timely informal dispute resolutions for the first 9 months of FY 2010 to determine if QAD continues to improve towards statutory requirements.



Version	Date	Author

Change Description