



"People
helping people
help
themselves"

Michael R. Pence, Governor
State of Indiana

Indiana Family and Social Services Administration
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INDIANAPOLIS, IN 46207-7083

FSSA's Family Impact Statement for Proposed Rule LSA #13-530

Executive Order 13-05 (the "Order") requires the Family and Social Services Administration ("FSSA") to assess a policy or proposed rule's impact on family formation and general well-being and to certify its compliance with the Order. FSSA hereby submits this certification that it has assessed the proposed rule's impact on family formation and general well-being pursuant to the enumerated considerations listed in the Order.

Background and summary of the rule

The proposed rule implements a new program to provide community-based services to Medicaid applicants requiring intensive care for mental health conditions. This new program, commonly known as a "1915i program," will provide continued access to services for approximately 4,600 high needs individuals who will lose access to such services when Indiana converts to a 1634 state on June 1, 2014.¹

FSSA received approval to proceed with formal rulemaking on November 12, 2013. The Indiana Register published the notice of intent on November 20, 2013, and the proposed rule and economic impact statement on February 26, 2014. The public hearing is scheduled to be held on **March 20, 2014**, at 1:00 pm. Pursuant to the Order, the Office of Management and Budget ("OMB") must respond to FSSA's statement no later than **March 13, 2014**, seven (7) days before the public hearing.

Impact of the proposed rule on family well-being or family formation

FSSA assessed the proposed rule's impact on family formation and well-being in light of the six considerations enumerated in the Order. In general, the proposed rule merely provides continued Medicaid eligibility for approximately 4,600 current Medicaid enrollees with serious mental illnesses who would otherwise lose access to the intensive mental health services they require when the State converts to 1634 status on June 1, 2014. Accordingly, FSSA expects that the proposed rule will have a **neutral** impact on family well-being or family formation. FSSA's response to the enumerated measures is as follows:

¹ Indiana is currently a "209(b) state," meaning Indiana's Medicaid eligibility criteria are more restrictive than the federal standards for supplemental security income. As a 1634 state, the federal Social Security Administration will make eligibility determinations for aged, blind and disabled individuals seeking medical coverage and OMPP will defer to that determination.



- 1) **Whether or not this action by government strengthens or erodes the stability of the family and the marital commitment.**

Response: The proposed rule merely creates a new program that will ensure continued Medicaid coverage for certain individuals with serious mental illnesses. Therefore, the proposed rule neither strengthens nor erodes the stability of the marital commitment.

- 2) **Whether or not this action encourages or discourages non-marital childbearing.**

Response: The proposed rule merely creates a new program that will ensure continued Medicaid coverage for certain individuals with serious mental illnesses. Therefore, the proposed rule neither encourages nor discourages non-marital childbearing.

- 3) **Whether or not this action respects or inhibits the rights of parents to raise their children and make the best choices about their children's education, health, and well-being.**

Response: The proposed rule merely creates a new program that will ensure continued Medicaid coverage for certain individuals with serious mental illnesses. Therefore, the proposed rule neither respects nor inhibits the rights of parents to raise their children and make parental choices.

- 4) **Whether or not this action increases or decreases private family earnings or the incentive for parents to provide materially and emotionally for their children.**

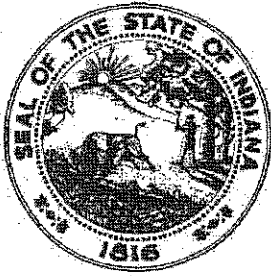
Response: The proposed rule merely creates a new program that will ensure continued Medicaid coverage for certain individuals with serious mental illnesses. Therefore, the proposed rule neither increases nor decreases family earnings or the incentive for parents to provide for their children.

- 5) **What message, intended or otherwise, does this program send to the public concerning the status of the family?**

Response: The proposed rule merely creates a new program that will ensure continued Medicaid coverage for certain individuals with serious mental illnesses. The proposed rule does not send a positive or negative message concerning the status of the family.

- 6) **What message does the action send to children about the relationship between their present choices and their future well-being?**

Response: The proposed rule merely creates a new program that will ensure continued Medicaid coverage for certain individuals with serious mental illnesses. The proposed rule does not send a positive or negative message concerning the parent/child relationship.



Family Impact Assessment

Documentation of new Policies and Rules

Pursuant to Section 2(a)-(f) of Executive Order 13-05:

In formulating and implementing policies and rules that may have a significant impact on family formation and general well-being, the agencies listed in Section 1 of Executive Order 13-05 shall assess such measures in light of the following considerations:

- 1) Whether or not this action by government strengthens or erodes the stability of the family and the marital commitment.
- 2) Whether or not this action encourages or discourages non-marital childbearing.
- 3) Whether or not this action respects or inhibits the rights of parents to raise their children and make the best choices about their children's education, health, and well-being.
- 4) Whether or not this action increases or decreases private family earnings or the incentive for parents to provide materially and emotionally for their children.
- 5) What message, intended or otherwise, does this program send to the public concerning the status of the family?
- 6) What message does the action send to children about the relationship between their present choices and their future well-being?

These assessments should be answered on a separate document attached to this submission form and clearly marked as answers to considerations 1-6. If an agency does not think that a consideration applies to their proposal, the agency must include an explanation of why the consideration does not apply. Additionally, if the proposal contains a potentially negative impact on family well-being or family formation, the agency must include an explanation of why the proposal is necessary.

This submission form and the agency assessments should be submitted simultaneously with the proposed policy or rule to the Office of Management and Budget.

By signing below, the agency head certifies that they are aware of the Family Impact Assessment, and all information submitted is accurate to the best of their knowledge.

Alvira J. Minatt
Agency Head Signature

3-5-14
Date

FSSA
Agency