

# LEGAL SERVICES

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## MEMORANDUM

May 1, 2018

**SUBJECT:** DHSS workload standards  
(SCS CSHB 151(FIN); Work Order No. 30-LS0451\P)

**TO:** Senator Anna MacKinnon  
Co-Chair of the Senate Finance Committee  
Attn: Juli Lucky

**FROM:** Allison M. Laffen   
Legislative Counsel

Attached is the abovementioned draft committee substitute. Note that the draft changes the title in the second house, which is not permitted under the Uniform Rules. Therefore, a concurrent resolution will be required to suspend the rules against a title change in the second house if the draft is adopted.

You asked if the new workload standards represent "soft" numbers, meaning the only consequence for failure to meet the workload standards is that the Department of Health and Social Services (department) must prepare a staffing report. Section 17 of the attached draft establishes new workload standards for certain employees of the department and requires a staffing report if the standards are not met.<sup>1</sup> The report must explain the reasons the department was unable to meet the standards and include specified information.<sup>2</sup> The draft includes no other consequences or penalties for failure to meet the workload standards.<sup>3</sup>

If I may be of further assistance, please advise.

AML:boo  
18-348.boo

Attachment

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<sup>1</sup> Sec. 47.14.112(a), SCS CSHB 151(FIN).

<sup>2</sup> Sec. 47.14.112(b), SCS CSHB 151(FIN).

<sup>3</sup> Failure to comply with state standards would likely be noted in a state audit.