



## 2020 South Dakota Legislature

# House Bill 1141

Introduced by: **Representative** Cwach

1 **An Act to require a feasibility study and actuarial analysis on long-term care services**  
 2 **and supports.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1.** The Department of Labor and Regulation shall contract for an independent  
 5 feasibility study and actuarial model of public, private, and public-private hybrid options to  
 6 help persons prepare for, access, and afford the long-term care services and supports they  
 7 need. The study shall include a report of findings and a model for all of the following:

8 (1) An affordable annual long-term care benefit available to all who meet the minimum  
 9 eligibility of needing assistance with two activities of daily living, with the maximum  
 10 benefit amount to be determined by an actuarial analysis;

11 (2) A public-private reinsurance or risk-sharing model, with the purpose of providing  
 12 a stable and ongoing source of reimbursement to insurers for a portion of their  
 13 catastrophic long-term care services and supports losses in order to provide  
 14 additional insurance capacity for the state; and

15 (3) A long-term care benefit paid for and open to those who are not currently eligible  
 16 for the state Medicaid program

17 **Section 2.** The report required under this Act shall include all of the following:

18 (1) An analysis of public and private long-term care programs that exist in the state,  
 19 the participation rates for those programs, and any clear gap that exists, including  
 20 gaps in coverage, affordability, and participation;

21 (2) The expected cost and benefits for participants in a new long-term care benefit  
 22 program;

23 (3) The total anticipated number of participants;

24 (4) The impact on the current workforce;

- 1        (5) A recruitment and retention plan to meet anticipated shortages in the workforce  
2                    due to the increasing aging population;  
3        (6) The projected savings to the state Medicaid program, if any; and  
4        (7) Any legal and financial risks to the state.

5        **Section 3.** The feasibility study and accompanying actuarial analysis required under this Act  
6        shall be completed and submitted to the Legislature and made available on the Department  
7        of Labor and Regulation's website no later than December 15, 2020.