

# MEMORANDUM



## JOINT BUDGET COMMITTEE

TO Joint Budget Committee Members  
FROM Carolyn Kampman, JBC Staff (303-866-4959)  
DATE March 14, 2017  
SUBJECT Department of Human Services, Behavioral Health Services, Staff Comeback  
Concerning Funding for Mental Health Services for Juvenile and Adult Offenders

### SUMMARY

The Committee previously approved a staff recommendation to appropriate a total of \$5,442,997 cash funds for Mental Health Services for Juvenile and Adult Offenders. **Staff requests that the Committee approve a revised recommendation that reflects a \$509,329 cash fund source adjustment** as detailed in the following table.

MENTAL HEALTH SERVICES FOR JUVENILE AND ADULT OFFENDERS			
	ORIGINAL RECOMMENDATION	REVISED RECOMMENDATION	CHANGE
Marijuana Tax Cash Fund	\$4,933,668	\$5,442,997	\$509,329
Offender Mental Health Services Fund	509,329	0	(509,329)
<b>Total Cash Funds</b>	<b>\$5,442,997</b>	<b>\$5,442,997</b>	<b>\$0</b>

While the Offender Mental Health Services Fund does have a balance of \$509,329, this balance should have been transferred to the Tobacco Litigation Settlement Cash Fund at the end of FY 2015-16 and is thus not available for appropriation.

### DETAIL

The appropriation for Mental Health Services for Juvenile and Adult Offenders is allocated to community mental health centers to provide case management and other services for juvenile and adult offenders who have mental health problems. This line item was previously supported by tobacco master settlement agreement revenues that were annually transferred to the Offender Mental Health Services Fund. Pursuant to H.B. 16-1408, this line item is now supported by the Marijuana Tax Cash Fund (MTCF). While H.B. 16-1408 eliminated the transfer of tobacco master settlement agreement revenues to the Offender Mental Health Services Fund, it did not repeal the Fund.

Based on schedules prepared by the Department of Human Services, staff learned that there was a balance of \$509,329 in the Offender Mental Health Services Fund as of July 1, 2016. Staff thus recommended that the Committee appropriate this fund balance for FY 2017-18, and repeal the Fund at the end of FY 2017-18. The Committee approved this recommendation. Staff subsequently learned that this balance should have been transferred to the Tobacco Litigation Settlement Cash Fund pursuant to Section 27-66-104 (4)(a), C.R.S. Staff brought this issue to the Department's attention, and they plan to make the statutorily required transfer. Staff thus makes a revised recommendation to appropriate the full \$5,442,997 from the MTCF.