

CHAPTER 288

APPROPRIATIONS

HOUSE BILL 12-1184

BY REPRESENTATIVE(S) Gerou, Becker, Levy, Fischer, Labuda, Wilson, Young;
also SENATOR(S) Hodge, Steadman, Lambert.

AN ACT

**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HEALTH CARE POLICY
AND FINANCING.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Appropriation to the department of health care policy and financing for the fiscal year beginning July 1, 2011. In Session Laws of Colorado 2011, section 2 of chapter 335, (SB 11-209), **amend** Part V as follows:

Section 2. **Appropriation.**

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

PART V
DEPARTMENT OF HEALTH CARE POLICY AND FINANCING

(1) EXECUTIVE DIRECTOR'S OFFICE**(A) General Administration**

Personal Services	21,775,206
(312.2 FTE)	
Health, Life, and Dental	2,024,577
Short-term Disability	32,206
S.B. 04-257 Amortization Equalization Disbursement	533,397
S.B. 06-235 Supplemental Amortization Equalization Disbursement	427,633
Workers' Compensation	29,652
Operating Expenses	1,580,579
Legal Services and Third Party Recovery Legal Services for 12,638 hours	956,823

Administrative Law Judge Services	422,830 449,127				
Purchase of Services from Computer Center	835,843				
Multiuse Network Payments	227,900				
Management and Administration of OIT	631,234				
Payment to Risk Management and Property Funds	77,888				
Leased Space	696,564				
Capitol Complex Leased Space	397,928				
General Professional Services and Special Projects	6,422,552 6,302,552				
	<u>37,072,812</u>	12,707,009	3,480,903	465,125 ^b	20,419,775
	36,979,109	12,720,157	3,420,903 ^a		20,372,924

Ch. 288

Appropriations

1711

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, ~~\$2,545,858~~ \$2,485,858 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S., \$267,794 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., \$180,654 shall be from the Coordinated Care for People with Disabilities Fund created in Section 25.5-6-111 (4), C.R.S. \$134,038 shall be from the Medical Nursing Facility Cash Fund created in Section 25.5-6-203 (2) (a), C.R.S., \$85,000 shall be from the Nursing Home Penalty Cash Fund created in Section 25.5-6-205 (3) (a), C.R.S., \$64,552 shall be from estate recoveries, \$59,461 shall be from the Primary Care Fund created in Section 24-22-117 (2) (b) (I), C.R.S., \$35,996 shall be from the Colorado Autism Treatment Fund created in Section 25.5-6-805 (a), C.R.S., \$33,336 shall be from the Short-term Innovative Health Program Grant Fund created in Section 25-36-101 (2) (a), C.R.S., \$24,972 shall be from the Comprehensive Primary and Preventive Care Fund created in Section 25.5-3-207 (1), C.R.S., \$24,273 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 25.5-5-308 (8) (a) (I), C.R.S., \$21,333 shall be from the Department of Health Care Policy and Financing Cash Fund created in Section 25.5-1-109, C.R.S., and \$3,636 shall be from the Health Care Expansion Fund created in Section 24-22-117 (2) (a) (I), C.R.S.

^b Of this amount, \$461,750 shall be a transfer from the Department of Human Services, and \$3,375 shall from Old Age Pension Fund moneys appropriated to the Department of Human Services, pursuant to Article XXIV of the State Constitution.

(B) Transfers to Other Departments

Transfer to Department of Public Health and Environment Facility for Survey and Certification	5,024,611 5,241,658	1,567,498(M)			3,457,113 3,674,160
Transfer to Department of Public Health and Environment for Nurse Home Visitor Program	3,010,000			1,505,000 ^a	1,505,000

Transfer to Department of Public Health and Environment for Prenatal Statistical Information	6,000	3,000(M)		3,000
Transfer to Department of Regulatory Agencies for Nurse Aide Certification	324,041	147,369(M)	14,652 ^b	162,020
Transfer to Department of Regulatory Agencies for Reviews	14,000	7,000(M)		7,000
Transfer to Department of Education for Public School Health Services Administration	142,073			142,073
	<u>8,520,725</u>			
	8,737,772			

^a This amount shall be transferred from the Department of Public Health and Environment.

^b This amount shall be transferred from the Department of Regulatory Agencies.

(C) Information Technology Contracts and Projects

Information Technology Contracts	32,412,990	6,581,901(M)	1,479,670 ^a	100,328 ^b	24,251,091
Fraud Detection Software Contract	250,000	62,500(M)			187,500
Centralized Eligibility Vendor Contract Project	2,221,482		964,169^c		1,257,313
	<u>4,452,422</u>		2,211,022 ^c		2,241,400

Ch. 288 Appropriations 1713

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
34,884,472						
37,115,412						

^a Of this amount, \$1,231,030 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S., \$246,755 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., and \$1,885 shall be from the Colorado Autism Treatment Fund created in Section 25.5-6-805 (1), C.R.S.

^b Of this amount, \$97,981 shall be from Old Age Pension Fund moneys appropriated to the Department of Human Services, pursuant to Article XXIV of the State Constitution, and \$2,347 shall be a transfer from the Department of Public Health and Environment pursuant to Section 24-22-117 (2) (d) (II) (D), C.R.S.

^c This amount shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S.

(D) Eligibility Determinations and Client Services

Medical Identification Cards	120,000 129,240	59,203(M)		1,593 ^a	59,204 63,824
Contracts for Special Eligibility Determinations	7,761,238	828,091(M)	2,806,268 ^b		4,126,879
County Administration	33,547,878 31,186,376	10,300,790(M)	6,513,282^c 5,332,531 ^c		16,733,806 15,553,055
HOSPITAL PROVIDER FEE COUNTY ADMINISTRATION	2,361,502		1,180,751(H) ^d		1,180,751
Administrative Case Management	869,744	434,872(M)			434,872

Customer Outreach	5,213,157	2,550,470(M)	56,109^a	2,606,578
	<u>5,303,663</u>		101,362 ^d	2,651,831
	47,512,017			
	47,611,763			

^a This amount shall be from Old Age Pension Fund moneys appropriated to the Department of Human Services, pursuant to Article XXIV of the State Constitution.

^b Of this amount, \$2,801,268 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S., and \$5,000 shall be from the Colorado Autism Treatment Fund created in Section 25.5-6-805, C.R.S.

~~^c Of this amount, \$5,332,531 shall be from local funds and \$1,180,751 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S. THIS AMOUNT SHALL BE FROM LOCAL FUNDS.~~

~~^d This amount~~ THESE AMOUNTS shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S.

(E) Utilization and Quality Review Contracts

Professional Services				
Contracts	7,670,839	2,100,370(M)	60,537^a	5,509,932
	8,164,451	2,162,870(M)	114,332 ^a	5,887,249

^a This amount shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S.

(F) Provider Audits and Services

Professional Audit				
Contracts	2,463,406	969,283(M)	262,420 ^a	1,231,703

^a Of this amount, \$250,000 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S., and \$12,420 shall be from the Medical Nursing Facility Cash Fund created in Section 25.5-6-203 (2) (a), C.R.S.

^b Of this amount, ~~\$354,642,186~~ \$370,348,146 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S., \$68,329,996 shall be from the Health Care Expansion Fund created in Section 24-22-117 (2) (a) (I), C.R.S., \$27,427,209 shall be from the Medicaid Nursing Facility Cash Fund created in Section 25.5-6-203 (2) (a), C.R.S., \$23,401,464 shall be from recoveries and recoupments, ~~\$7,629,150~~ \$10,270,637 represents public funds certified as expenditures incurred by public hospitals and agencies that are eligible for federal financial participation under the Medicaid program, \$6,638,222 shall be from the Medicaid Buy-In Cash Fund created in Section 25.5-6-1405 (3) (b), C.R.S., \$3,000,000 shall be from the Supplemental Old Age Pension Health and Medical Care Fund created in Section 25.5-2-101 (2), C.R.S., ~~\$2,743,722~~ \$2,718,744 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 25.5-5-308 (8) (a) (I), C.R.S., \$878,625 shall be from the Colorado Autism Treatment Fund created in Section 25.5-6-805 (1), C.R.S., \$200,335 shall be from the Coordinated Care for People with Disabilities Fund created in Section 25.5-6-111 (4), C.R.S., and \$170,575 shall be from the the Home Health Telemedicine Cash Fund created in Section 25.5-5-321 (1) (c), C.R.S.

^c Of this amount, \$2,000,000 shall be transferred from the Department of Public Health and Environment pursuant to Section 24-22-117 (2) (d) (IV.5), C.R.S., \$853,139 shall be transferred from the Department of Public Health and Environment pursuant to Section 24-22-117 (2) (d) (II) (D), C.R.S., and \$248,569 shall be transferred from the Department of Public Health and Environment's General Fund appropriation in the Prevention Service Section for the Women's Health and Family Planning program.

(3) MEDICAID MENTAL HEALTH COMMUNITY PROGRAMS

Mental Health Capitation Payments	272,492,157	125,823,308(M)	10,510,223 ^a	13,544 ^b	136,145,082
Medicaid Mental Health Fee for Service Payments	<u>3,908,827</u>	1,954,414(M)			1,954,413
	276,400,984				

^a Of this amount, \$10,466,206 (H) shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S., and \$44,017 shall be from the Breast and Cervical Cancer Prevention and Treatment Fund created in Section 25.5-5-308 (8) (a) (I), C.R.S.

^b This amount shall be transferred from the Department of Public Health and Environment for the Breast and Cervical Cancer Prevention and Treatment Program pursuant to Section 24-22-117 (2) (d) (II) (D), C.R.S.

(4) INDIGENT CARE PROGRAM

Safety Net Provider Payments	309,825,106		154,912,553		154,912,553
	293,928,866		146,964,433 ^a		146,964,433

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Clinic Based Indigent Care	6,119,760		3,059,880(M)				3,059,880
Pediatric Specialty Hospital	13,285,882		5,899,969(M)		296,872 ^b	446,100 ^c	6,642,941
Appropriation from General Fund to Pediatric Specialty Hospital Fund	446,100			446,100 ^d			
Appropriation from Tobacco Tax Cash Fund to the General Fund	446,100				446,100 ^e		
Primary Care Fund Program	28,253,000				28,253,000 ^f		
Comprehensive Primary Care Grants Program	2,706,995				2,706,995 ^g		
Children's Basic Health Plan Administration	4,894,410		272,494(M)		1,948,454 ^h		2,673,462
Children's Basic Health Plan Medical and Dental Costs ^{12, 13}	213,086,149 214,471,872		33,001,775 32,863,174		41,578,378 42,292,073 ⁱ		138,505,996 139,316,625
		579,063,502					
		564,552,985					

^a Of this amount, \$144,686,653 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S., and ~~\$10,225,900~~ \$2,277,780 shall be public funds certified as representing expenditures incurred by hospitals that are eligible for federal financial participation under the Medicaid upper payment limit and the Medicaid Disproportionate Share Payments to Hospitals program.

^b This amount shall be from the Supplemental Tobacco Litigation Settlement Moneys Account in the Pediatric Specialty Hospital Fund created in Section 24-22-117 (2) (e) (II), C.R.S.

^c This amount shall be from the Pediatric Specialty Hospital Fund created in Section 24-22-117 (2) (e), C.R.S. and shall be from the Appropriation from General Fund to Pediatric Specialty Hospital Fund line item.

^d This amount is not subject to the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. This amount is also not subject to the statutory limitation on General Fund appropriation growth or any other spending limitation existing in law pursuant to Article X, Section 21 (8) of the State Constitution.

^e This amount shall be from the Tobacco Tax Cash Fund created in Section 24-22-117 (I) (a), C.R.S. This appropriation partially meets the requirement to appropriate a portion of the revenues collected from imposition of additional state cigarette and tobacco taxes to the General Fund pursuant to Section 21 of Article X of the State Constitution.

^f This amount shall be from the Primary Care Fund created in Section 24-22-117 (2) (b) (I), C.R.S.

^g This amount shall be from the Comprehensive Primary and Preventative Care Fund created in Section 25.5-3-207 (1), C.R.S.

^h Of this amount, \$1,939,762 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., and \$8,692 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S.

ⁱ Of this amount, ~~\$28,727,097~~ \$29,405,586 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., ~~\$12,389,580~~ \$12,424,786 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4), C.R.S., \$461,700 shall be from the Colorado Immunization Fund created in Section 25-4-2301, C.R.S., and \$1 shall be from the Health Care Expansion Fund created in Section 24-22-117 (2) (a) (I), C.R.S.

(5) OTHER MEDICAL SERVICES

Old Age Pension State

Medical Program 11,000,000

11,000,000^a

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	
	\$	\$	\$	\$	\$	\$	\$
Transfer of Tobacco Tax Cash Fund into the Supplemental Old Age Pension State Medical Fund	2,230,500				2,230,500*		
Commission on Family Medicine Residency Training Programs	1,391,077 1,741,077		695,538(M) 870,538(M)				695,539 870,539
State University Teaching Hospitals - Denver Health and Hospital Authority	1,831,714		915,857(M)				915,857
State University Teaching Hospitals - University of Colorado Hospital Authority	633,314		316,657(M)				316,657
Medicare Modernization Act State Contribution Payment	91,156,720		66,146,615 60,513,438				25,010,105 30,643,282
Public School Health Services Contract Administration	1,138,549						1,138,549

Public School Health Services	<u>30,446,344</u>		16,010,155 ^c		14,436,189
		139,828,218			
		140,178,218			

^a Of this amount, \$9,998,483 shall be from the Old Age Pension Health and Medical Care Fund, pursuant to Section 7 (c) of Article XXIV of the State Constitution, and \$1,001,517 shall be from the Supplemental Old Age Pension Health and Medical Care Fund created in Section 25.5-2-101 (2), C.R.S.

^b This amount shall be from the Tobacco Tax Cash Fund created in Section 24-22-117 (1) (a), C.R.S. This appropriation meets the requirement to appropriate a portion of the revenues collected from the imposition of additional state cigarette and tobacco taxes to the Old Age Pension program for health related purposes pursuant to Section 21 of Article X of the State Constitution.

^c This amount represents funds certified as expenditures incurred by school districts that are eligible for federal financial participation under Medicaid.

(6) DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS

(A) Executive Director's

Office - Medicaid

Funding¹⁴	13,363,338	6,681,669(M)			6,681,669
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(B) Office of Information Technology Services - Medicaid Funding

Colorado Benefits Management System	8,983,839	4,461,609(M)	14,428^c	19,399^b	4,488,403
	10,148,885	4,312,127(M)	746,965 ^a	18,749 ^b	5,071,044
COLORADO BENEFITS MANAGEMENT SYSTEM, HCPF ONLY	812,400	107,460(M)	298,740 ^c		406,200
CBMS SAS-70 Audit	55,204	27,416(M)	89 ^a	119 ^b	27,580
Other Office of Information Technology Services Line Items	<u>556,271</u>	278,136(M)			278,135

Ch. 288		Appropriations			1721
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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
9,595,314						
11,572,760						

^a ~~These amounts~~ OF THESE AMOUNTS, \$733,020 shall be from the HOSPITAL PROVIDER FEE CASH FUND CREATED IN SECTION 25.5-4-402.3 (4), C.R.S., AND \$14,034 SHALL BE FROM THE Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S.

^b These amounts shall be from moneys in the Old Age Pension Fund appropriated to the Department of Human Services, pursuant to Article XXIV of the State Constitution.

^c THIS AMOUNT SHALL BE FROM THE HOSPITAL PROVIDER FEE CASH FUND CREATED IN SECTION 25.5-4-402.3 (4), C.R.S.

(C) Office of Operations

- Medicaid Funding	5,159,398	2,579,699(M)	2,579,699
	4,793,633	2,396,817(M)	2,396,816

(D) Division of Child Welfare - Medicaid Funding

Administration	133,659	66,830(M)	66,829
Child Welfare Services	<u>14,328,538</u>	7,164,269(M)	7,164,269
	14,462,197		

(E) Office of Self Sufficiency - Medicaid Funding

Systematic Alien Verification for Eligibility	33,951	16,976(M)	16,975
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(F) Mental Health and Alcohol and Drug Abuse Services - Medicaid Funding

Administration	392,848	196,424(M)	196,424
Residential Treatment for Youth (H.B. 99-1116)	116,840	58,420(M)	58,420
Mental Health Institutes	4,176,550	2,088,275(M)	2,088,275
	5,302,416	2,651,208(M)	2,651,208
Alcohol and Drug Abuse Division, High Risk Pregnant Women Program	1,999,146	999,573(M)	999,573
	<u>6,685,384</u>		
	7,811,250		

(G) Services for People with Disabilities - Medicaid Funding

Community Services for People with Developmental Disabilities, Administration	2,923,329	1,461,665(M)	1,461,664
Community Services for People with Developmental Disabilities, Program Costs	328,231,550	164,115,774(M)	164,115,775
Regional Centers	47,676,045	21,970,368(M)	23,838,022
	45,808,390	22,904,196(M)	22,904,194

1*

~~1,867,655*~~

Ch. 288

Appropriations

1723

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				FEDERAL FUNDS
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	
	\$	\$	\$	\$	\$	\$	\$
Regional Center Depreciation and Annual Adjustments	1,187,825		593,913(M)				593,912
	<u>380,018,749</u>						
	378,151,094						

^a This amount shall be from the Health Care Expansion Fund created in Section 24-22-117 (2) (a) (I), C.R.S.

^b ~~This amount shall be from the Service Fee Fund created in Section 25.5-6-204 (1) (c) (II), C.R.S., and shall be from the Provider Fee line item for Regional Centers for People with Developmental Disabilities in the Department of Human Services.~~

**(H) Adult Assistance
Programs, Community
Services for the Elderly -
Medicaid Funding**

1,800

900(M)

900

**(I) Division of Youth
Corrections - Medicaid
Funding**

1,286,981

643,491(M)

643,490

1,508,653

754,327(M)

754,326

(J) Other

Federal Medicaid Indirect
Cost Reimbursement for
Department of Human
Services Programs

500,000

500,000^a

^a This amount reflects estimated Medicaid federal indirect cost reimbursements for Department of Human Services programs.

431,107,112

432,198,676

TOTALS PART V

(HEALTH CARE

POLICY AND

FINANCING)

\$5,086,626,060	\$1,494,116,123	\$284,621,517 ^a	\$780,942,590	\$7,535,223	\$2,519,410,607
<u>\$5,078,724,985</u>	<u>\$1,471,654,070</u>	<u> </u>	<u>\$794,352,432</u>	<u>\$5,666,918</u>	<u>\$2,522,430,048</u>

^a Of this amount, \$284,175,417 shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S., and \$446,100 shall be General Fund Exempt pursuant to Section 24-22-117 (1) (c) (I) (B), C.R.S. Further, said \$446,100 is also not subject to the statutory limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

10 Department of Health Care Policy and Financing, Medical Services Premiums -- The appropriations in this division assume the following caseload and cost estimates:

<u>Aid Category</u>	<u>Caseload</u>	<u>Estimated Costs</u>	<u>Average Cost Per Client</u>
Adults 65 Years of Age and Older	39,556	\$899,448,464	\$22,738.61
Disabled Adults 60 to 64 Years of Age	8,098	146,395,601	18,077.99

Ch. 288

Appropriations

1725

<u>Aid Category</u>	<u>Caseload</u>	<u>Estimated Costs</u>	<u>Average Cost Per Client</u>
Disabled Individuals up to 59 Years of Age	57,841	957,740,203	16,558.15
Medicaid Buy-In for Disabled Adults	4,329	71,682,771	16,558.74
Categorically Eligible Low-Income Adults	64,432	298,737,940	4,636.48
Pregnant Adults up to 133 Percent of Federal Poverty Level	7,657	87,987,159	11,491.07
Expansion Adults up to 60 Percent of Federal Poverty Level	23,628	51,129,238	2,163.93
Expansion Adults between 61 Percent to 100 Percent of Federal Poverty Level	34,050	87,757,439	2,577.31
Adults without Dependent Children up to 100 percent of Federal Poverty Level	16,400	51,474,921	3,138.71
Breast and Cervical Cancer Treatment and Prevention Program Adults	595	13,201,320	22,187.09
Eligible Children	316,392	662,890,819	2,095.16
Foster Care Children	18,878	93,511,704	4,953.48
Qualified Medicare Beneficiaries and Special Low-Income Medicare Beneficiaries	18,210	27,279,701	1,498.06
Non-Citizens Qualifying for Emergency Services	<u>3,082</u>	<u>72,164,693</u>	<u>23,414.89</u>
Total	613,148	\$3,521,401,973	\$5,743.15

- 11 Department of Health Care Policy and Financing, Medical Services Premiums -- The appropriation assumes that rates for medical services will be reduced by 0.75 percent and community long-term care rates will be reduced by 0.50 percent in FY 2011-12.
- 11a Department of Health Care Policy and Financing, Medical Services Premiums -- It is the intent of the General Assembly that the Department reduce the reimbursement for procedure code E2402 to \$88.50 per day. This procedure code is used for negative pressure wound therapy.
- 11b DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, MEDICAL SERVICES PREMIUMS -- THIS APPROPRIATION IS BASED ON THE ASSUMPTION THAT THE DEPARTMENT WILL BE PURSUING INITIATIVES TO ENCOURAGE THE USE OF AMBULATORY SURGICAL CENTERS. THE DEPARTMENT IS REQUESTED TO REPORT TO THE JOINT BUDGET COMMITTEE BY NOVEMBER 1, 2012, CONCERNING ITS PROGRESS AND THE ESTIMATED SAVINGS FROM THE INITIATIVES.
- 12 Department of Health Care Policy and Financing, Indigent Care Program, Children's Basic Health Plan Medical and Dental Costs -- This appropriation assumes the following: (1) A total children's caseload of 75,811 at an average medical per capita cost of \$2,288.21 per year; and (2) a total adult prenatal caseload of 2,391 at an average medical per capita cost of \$14,711.52 per year.

- 13 Department of Health Care Policy and Financing, Indigent Care Program, Children's Basic Health Plan Medical and Dental Costs -- This appropriation assumes an average cost of \$171.04 per child per year for the dental benefit.
- 14 Department of Health Care Policy and Financing, Department of Human Services Medicaid-Funded Programs, Executive Director's Office - Medicaid Funding -- The appropriation in this Health Care Policy and Financing line item corresponds to the Medicaid funding in the Department of Human Services, Executive Director's Office, General Administration. As such, the appropriation contains amounts that correspond to centralized appropriation amounts in the Department of Human Services. Consistent with the head notes to the Long Bill, the Department of Human Services is authorized to transfer the centralized appropriations to other line item appropriations to the Department of Human Services. In order to aid budget reconciliation between the Department of Health Care Policy and Financing and the Department of Human Services, the Department of Health Care Policy and Financing is hereby authorized to make line item transfers out of this appropriation to other Department of Human Services Medicaid-funded programs appropriation in this section (5) in amounts equal to the centralized appropriation transfers made by the Department of Human Services for Medicaid-funded programs in the Department of Human Services.

SECTION 2. Appropriation to the department of health care policy and financing for the fiscal year beginning July 1, 2011. In Session Laws of Colorado 2011, section 6 of chapter 303, (SB 11-177), **amend** (3) as follows:

Section 6. **Appropriation - adjustments in 2011 long bill.** For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 2011, to the department of health care policy and financing, shall be adjusted as follows:

(3) The appropriation to the medical services premiums section is increased by three hundred eighty-six thousand six hundred sixty-five dollars (\$386,665). Of said sum, thirty-eight thousand six hundred sixty-six dollars (\$38,666) shall be cash funds ~~from certified public expenditures by the counties~~ FROM LOCAL FUNDS and three hundred forty-seven thousand nine hundred ninety-nine dollars (\$347,999) shall be from federal funds.

SECTION 3. Appropriation to the department of health care policy and financing for the fiscal year beginning July 1, 2010. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2010, the following sums, or so much thereof as may be necessary for the payment of overexpenditures of line item appropriations contained in Part V of section 2 of chapter 453, Session Laws of Colorado 2010, as amended by section 1 of chapter 318, Session Laws of Colorado 2011, and section 7 of chapter 335, Session Laws of Colorado 2011:

(a) \$8,471,270 for medical service premiums;

(b) \$2,909,851 for medicaid mental health community programs, mental health capitation payments;

(c) \$135,964 for medicaid mental health community programs, medicaid mental health fee for service payments;

(d) \$171 for indigent care program, the children's hospital, clinic based indigent care;

(e) \$42,475 for indigent care program, pediatric specialty hospital;

(f) \$43 for other medical services, commission on family medicine residency training programs;

(g) \$396,224 for other medical services, medicare modernization act state contribution payment;

(h) \$45 for other medical services, state university teaching hospitals - Denver health and hospital authority; and

(i) \$17 for other medical services, state university teaching hospitals - university of Colorado hospital authority.

(2) In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2010, the sum of \$31,635,595 cash funds, or so much thereof as may be necessary, for allocation to medical services premiums, for the payment of overexpenditures of line item appropriations contained in Part V of section 2 of chapter 453, Session Laws of Colorado 2010, as amended by section 1 of chapter 318, Session Laws of Colorado 2011, and section 7 of chapter 335, Session Laws of Colorado 2011. Of said sum:

(a) \$20,860,990 shall be from the hospital provider fee cash fund created in section 25.5-4-402.3 (4), Colorado Revised Statutes;

(b) \$254,135 shall be from the health care expansion fund created in Section 24-22-117 (2) (a) (I), Colorado Revised Statutes;

(c) \$859,285 shall be from the medicaid nursing facility cash fund created in section 25.5-6-203 (2) (a), Colorado Revised Statutes;

(d) \$6,417,842 shall be from recoveries and recoupments;

(e) \$3,013,234 represents public funds certified as expenditures incurred by public hospitals and agencies that are eligible for federal financial participation under the medicaid program;

(c) \$230,109 shall be from the breast and cervical cancer prevention and treatment fund created in section 25.5-5-308 (8) (a) (I), Colorado Revised Statutes.

(3) In accordance with section 24-75-109 (4) (a), Colorado Revised Statutes, restrictions on funds for the department of health care policy and financing, for the 2011-12 fiscal year, for the amounts and items of appropriation listed in this section, are released.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: February 23, 2012