

CHAPTER 455

APPROPRIATIONS

SENATE BILL 23-117

BY SENATOR(S) Zenzinger, Bridges, Kirkmeyer, Buckner, Cutter, Hinrichsen, Marchman;
also REPRESENTATIVE(S) Bird, Sirota, Bockenfeld, Bacon, Brown, deGruy Kennedy, English, Garcia, Herod, Jodeh, Joseph, Lieder,
Lindsay, Martinez, Michaelson Jenet, Ricks, Snyder, Velasco, Young.

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, 2022. In Session Laws of Colorado 2022, section 2 of chapter 507, (HB 22-1329), **amend** Part VI and the affected totals, as Part VI (1)(A) and the affected totals are amended by section 8 of chapter 170, (HB 22-1133), as follows:

Section 2. **Appropriation.**

Capital letters or bold & italic numbers 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 VI
DEPARTMENT OF HEALTH CARE POLICY AND FINANCING**

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

Personal Services	55,672,434
	55,513,149
	(665.2 FTE)
Health, Life, and Dental	9,269,011
	9,139,400
Short-term Disability	95,356
	93,895
S.B. 04-257 Amortization	
Equalization Disbursement	2,980,995
	2,935,436
S.B. 06-235	
Supplemental Amortization	
Equalization Disbursement	2,980,996
	2,935,437
Salary Survey	1,739,584
PERA Direct Distribution	668,598

Temporary Employees					
Related to					
Authorized Leave	5,978				
Workers' Compensation	194,996				
Operating Expenses	2,963,583				
	3,381,785				
Legal Services	959,008				
Administrative Law					
Judge Services	890,065				
Payment to Risk					
Management and					
Property Funds	383,339				
Leased Space	3,666,036				
	3,593,966				
Capitol Complex					
Leased Space	624,633				
Payments to OIT	9,004,795				
	9,045,009				
CORE Operations	169,033				
General Professional					
Services and					
Special Projects ^{16,17}	68,014,149				
	76,660,420				
	<u>160,282,589</u>	42,354,096	35,261,400*	2,978,009 ^b	79,689,084(I)
	168,933,731	42,587,133	40,496,617 ^a	2,978,085 ^b	82,871,896(I)

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Supplemental Appropriations - Health Care Policy and Financing

2733

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

^a Of this amount, ~~\$24,937,360~~ \$29,932,590 shall be from the Home- and Community-based Services Improvement Fund created in Section 25.5-6-1805 (1), C.R.S., ~~\$8,982,429~~ \$9,221,708 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., ~~\$394,382~~ \$394,656 shall be from the Medicaid Nursing Facility Cash Fund created in Section 25.5-6-203 (2)(a), C.R.S., ~~\$270,954~~ \$271,143 shall be from the Adult Dental Fund created in Section 25.5-5-207 (4)(a), C.R.S., ~~\$199,575~~ \$199,716 shall be from the Primary Care Fund created in Section 24-22-117 (2)(b)(I), C.R.S., \$185,094 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., \$108,112 shall be from the Nursing Home Penalty Cash Fund created in Section 25.5-6-205 (3)(a), C.R.S., ~~\$56,046~~ \$56,082 shall be from the Service Fee Fund created in Section 25.5-6-204 (1)(c)(II), C.R.S., ~~\$52,146~~ \$52,182 shall be from the Colorado Autism Treatment Fund created in Section 25.5-6-805 (1), C.R.S., ~~\$48,644~~ \$48,676 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., \$25,412 shall be from an intergovernmental transfer from the University of Colorado School of Medicine, and \$1,246 shall be from estate recoveries.

^b Of this amount, ~~\$988,178~~ \$988,226 shall be transferred from the Colorado Benefits Management System, Health Care and Economic Security Staff Development Center line item appropriation in this department, \$799,160 shall be from statewide indirect cost recoveries, ~~\$610,453~~ \$610,465 shall be transferred from the Department of Human Services from the Health Care and Economic Security Staff Development Center line item appropriation, ~~\$571,255~~ \$571,271 shall be transferred from the Department of Higher Education from the Fee-for-service Contracts with State Institutions for Speciality Education Programs line item, and \$8,963 shall be from the Department of Public Health and Environment from the Women, Infants, and Children Supplemental Food Grant line item.

(B) Transfers to/from Other Departments

Transfer to Department of Education for Public School Health Services	191,731	95,865(M)	95,866
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Transfer from Department of Human Services for Nurse Home Visitor Program	3,010,000		1,505,000 ^a	1,505,000(I)
Transfer to Department of Local Affairs for Host Home Regulation	133,882	66,941(M)		66,941
Transfer to Department of Local Affairs for Home Modifications Benefit Administration	306,796	153,398(M)		153,398
Transfer to Department of Public Health and Environment for Facility Survey and Certification	8,651,460	3,218,674(M)		5,432,786
Transfer to Department of Public Health and Environment for Prenatal Statistical Information	5,887	2,944(M)		2,943
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	<u>3,750</u>	1,875(M)		1,875
	12,627,547			

^a This amount shall be transferred from the Department of Human Services from the Nurse Home Visitor Program line item appropriation.

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Supplemental Appropriations - Health Care Policy and Financing

2735

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	
(C) Information Technology Contracts and Projects							
Medicaid Management Information System Maintenance and Projects ^a PROJECTS	46,579,137 46,261,335		2,832,277 2,710,081		11,364,076 ^a 4,594,312 ^a	12,204 ^b 38,944,738(I)	32,370,580(I)
Colorado Benefits Management Systems, Operating and Contract Expenses ^{19,20}	49,903,812 54,177,348		9,821,039(M) 10,662,071(M)		5,981,077 ^a 6,493,474 ^c	1,654 ^b 37,020,149	34,100,042
Colorado Benefits Management Systems, Health Care and Economic Security Staff Development Center ^{19,20}	2,005,074		634,715(M)		354,194 ^d	73 ^b	1,016,092
Office of eHealth Innovations Operations	6,465,845		3,372,367 (3.0 FTE)				3,093,478(I)

^b This amount shall be transferred from the Department of Regulatory Agencies from the Payments to Department of Health Care Policy and Financing line item appropriation.

All-Payer Claims Database	<u>5,005,153</u>	4,171,886	833,267(I)
	109,959,021		
	113,914,755		

^a Of this amount, ~~\$7,509,302 shall be from the Home- and Community-based Services Improvement Fund created in Section 25.5-6-1805 (1), C.R.S.~~, \$2,903,658 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., \$601,116 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., and ~~\$350,000~~ \$1,176,064 shall be from the Department of Health Care Policy and Financing Cash Fund created in Section 25.5-1-109, C.R.S.

^b These amounts shall be transferred from the Old Age Pension State Medical Program line item appropriation in the Other Medical Services division of this department.

^c Of this amount, ~~\$5,522,535~~ \$6,034,932 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., and \$458,542 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S.

^d Of this amount, \$333,908 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S. and \$20,286 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S.

(D) Eligibility Determinations and Client Services

Contracts for Special				
Eligibility Determinations	12,039,555	1,129,071(M)	4,343,468 ^a	6,567,016
County Administration	123,622,889	20,061,678(M)	27,113,119^b	76,448,092
	119,071,526	20,154,096(M)	25,643,473 ^b	73,273,957
Medical Assistance Sites	1,531,968		402,984 ^c	1,128,984(I)
Administrative				
Case Management	869,744	434,872(M)		434,872
Customer Outreach	3,486,071	1,406,415(M)	336,621 ^c	1,743,035
Centralized Eligibility				
Vendor Contract Project	6,122,400		2,279,719 ^c	3,842,681(I)

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Connect for Health Colorado Eligibility Determinations	10,135,914			4,530,754 ^d		5,605,160(I)
Eligibility Overflow Processing Center	1,904,677	285,320(M)		190,849 ^c		1,428,508
Returned Mail Processing	3,298,808	985,808(M)		244,919 ^e	111,942 ^f	1,956,139
Work Number Verification	3,305,114	1,089,815(M)		545,013 ^c		1,670,286
	166,317,140					
	161,765,777					

^a Of this amount, \$4,338,468 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., and \$5,000 shall be from the Colorado Autism Treatment Fund created in Section 25.5-6-805 (1), C.R.S.

^b Of this amount, ~~\$19,649,148(I)~~ \$18,508,801(I) shall be from local funds and ~~\$7,463,971~~ \$7,134,672 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S.

^c These amounts shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S.

^d This amount represents public funds certified as expenditures incurred by Connect for Health Colorado that are eligible for federal financial participation under the Medicaid program.

^e Of this amount, \$206,183 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S. and \$38,736 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S.

^f Of this amount, \$111,929 shall be transferred from the Department of Human Services from the Colorado Benefits Management System, Ongoing Expenses line item and \$13 shall be transferred from the Old Age Pension State Medical Program line item appropriation in the Other Medical Services division of this department.

(E) Utilization and Quality Review Contracts

Professional				
Services Contracts	<u>26,961,574</u>	7,236,040(M)	2,032,069 ^a	17,693,465
	28,145,411	8,419,877(M)		

^a Of this amount, \$1,904,498 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., \$88,750 shall be from the Adult Dental Fund created in Section 25.5-5-207 (4)(a), C.R.S., \$36,875 shall be from the Medicaid Nursing Facility Cash Fund created in Section 25.5-6-203 (2)(a), C.R.S., and \$1,946 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S.

(F) Provider Audits and Services

Professional				
Audit Contracts	<u>4,655,865</u>	1,816,102(M)	582,801 ^a	<u>2,256,962</u>
	4,405,865	1,691,102(M)		2,131,962

^a Of this amount, \$421,395 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., \$102,988 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., \$45,998 shall be from the Primary Care Fund created in Section 24-22-117 (2)(b)(I), C.R.S., and \$12,420 shall be from the Medicaid Nursing Facility Cash Fund created in Section 25.5-6-203 (2)(a), C.R.S.

(G) Recoveries and Recoupment Contract Costs

Estate Recovery	<u>700,000</u>		<u>350,000^a</u>	<u>350,000(I)</u>
	1,165,841		582,920 ^a	582,921(I)
Third-Party Liability				
Cost Avoidance Contract	<u>17,248,905</u>	5,692,139(M)	2,932,314 ^b	8,624,452
	<u>17,948,905</u>			
	18,414,746			

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

^aThis amount shall be from estate recoveries.

^bThis amount shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S.

(H) Indirect Cost Recoveries

Indirect Cost Assessment	790,162			274,461 ^a	121,263 ^b	394,438(I)
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^aOf this amount, \$222,996 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., \$16,157 shall be from the Medical Nursing Facility Cash Fund created in Section 25.5-6-203 (2)(a), C.R.S., \$11,717 shall be from the Home- and Community-based Services Improvement Fund created in Section 25.5-6-1805 (1), C.R.S., \$10,180 shall be from the Adult Dental Fund created in Section 25.5-5-207 (4)(a), C.R.S., \$7,502 shall be from the Primary Care Fund created in Section 24-22-117 (2)(b)(I), C.R.S., \$2,111 shall be from the Service Fee Fund created in Section 25.5-6-204 (1)(c)(II), C.R.S., \$1,954 shall be from the Colorado Autism Treatment Fund created in Section 25.5-6-805 (1), C.R.S., and \$1,844 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..

^bOf this amount, \$81,388 shall be from transferred from the Colorado Benefits Management System, Health Care and Economic Security Staff Development Center line item appropriation in this department, \$22,605 shall be transferred from the Department of Higher Education from the Fee-for-service Contracts with State Institutions for Speciality Education Programs line item, and \$17,270 shall be transferred from the Department of Human Services from the Health Care and Economic Security Staff Development Center line item appropriation.

~~499,542,803~~
508,997,994

(2) MEDICAL SERVICES PREMIUMS

Medical and Long-Term
Care Services for Medicaid

Eligible Individuals ^{21,21a}	10,476,745,973	1,807,317,367(M)	1,088,947,539 ^a	1,252,446,475^b	90,013,408 ^c	6,238,021,184
	10,717,166,079	1,649,045,686(M)		1,240,483,888 ^b		6,648,675,558

^a This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

^b Of this amount, ~~\$908,976,142~~ \$940,984,711 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., ~~\$72,525,818~~ \$69,206,333 shall be from recoveries and recoupments, ~~\$63,970,820~~ \$54,672,000 shall be from the Health Care Expansion Fund created in Section 24-22-117 (2)(a)(I), C.R.S., ~~\$60,646,597~~ \$53,520,799 shall be from the Medicaid Nursing Facility Cash Fund created in Section 25.5-6-203 (2)(a), C.R.S., ~~\$39,453,734~~ \$29,745,806 shall be from the Home- and Community-based Services Improvement Fund created in Section 25.5-6-1805 (1), C.R.S., ~~\$33,904,593~~ \$32,897,732 represents public funds certified as expenditures incurred by public hospitals and agencies that are eligible for federal financial participation under the Medicaid program, ~~\$30,674,657~~ \$27,883,637 shall be from the Adult Dental Fund created in Section 25.5-5-207 (4)(a), C.R.S., ~~\$29,346,986~~ \$25,603,971 represents public funds certified as expenditures incurred by public emergency medical transportation providers, ~~\$6,758,245~~ shall be from the ~~Medicaid Buy-In Cash Fund created in Section 25.5-6-1404 (3)(b), C.R.S.,~~ ~~\$2,086,005~~ \$2,138,760 shall be from the Tobacco Tax Cash Fund created in section 24-22-117 (1)(a), C.R.S., and 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, ~~\$1,449,614~~ \$1,640,845 shall be from the Colorado Autism Treatment Fund created in Section 25.5-6-805 (1), C.R.S., ~~\$895,653~~ \$431,683 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., \$857,151 shall be from the Tobacco Education Programs Fund created in Section 24-22-117 (2)(c)(I), C.R.S., \$700,000 shall be from an intergovernmental transfer from Denver Health, and \$200,460 shall be from the Service Fee Fund created in Section 25.5-6-204 (1)(c)(II), C.R.S.

^c Of this amount, \$78,885,357 shall be transferred from the Department of Higher Education from the Fee-for-service Contracts with State Institutions for Speciality Education Programs line item, \$9,969,877 shall be transferred from the Old Age Pension State Medical Program line item appropriation in the Other Medical Services division of this department, and \$1,158,174 shall be transferred from Public School Health Services line item in the Other Medical Services division of this department.

(3) BEHAVIORAL HEALTH COMMUNITY PROGRAMS

Behavioral Health

Capitation Payments	1,118,068,471	269,399,988(M)		83,315,662^a		765,352,821
	1,164,843,558	258,289,566(M)		88,698,914 ^a		817,855,078

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Behavioral Health							
Fee-for-service Payments	12,970,664		2,881,495(M)		846,243^a		9,242,926
	<u>11,416,625</u>		2,421,734(M)		715,093 ^a		8,279,798
		1,131,039,135					
		1,176,260,183					

^a Of these amounts, ~~\$84,126,635~~ \$89,380,141 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., and ~~\$35,270~~ \$33,866 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.

(4) OFFICE OF COMMUNITY LIVING**(A) Division of Intellectual and Developmental Disabilities**

(1) Administrative Costs

Personal Services	3,469,613		1,858,480(M)				1,611,133
	(39.5 FTE)						
Operating Expenses	281,510		164,636(M)				116,874
Community and Contract Management System	137,480		89,362(M)				48,118
Support Level Administration	<u>59,317</u>		29,403(M)		255 ^a		29,659

3,947,920

^a This amount shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S.

(2) Medicaid Programs²²

Adult Comprehensive
Services²³

~~713,885,548~~
694,147,468

Adult Supported
Living Services²⁴

~~80,658,077~~
76,065,000

Children's Extensive
Support Services²⁵
SERVICES

~~42,487,893~~
39,682,957

Children's Habilitation
Residential Program²⁶
PROGRAM

~~12,047,333~~
13,337,695

Case Management for
People with Disabilities²⁷

~~102,087,659~~
90,896,434

951,166,510
914,129,554

~~440,388,944^a~~
401,308,959^a

~~36,456,596^b~~
30,454,492^b

~~474,320,970~~
482,366,103

^a Of this amount, the (M) notation applies to ~~\$437,877,285~~ \$398,797,300.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(3) State-only Programs ²⁸						
Family Support Services	7,825,842 10,727,042					
State Supported						
Living Services	10,337,979 5,042,256					
State Supported Living						
Services Case Management	2,519,109 4,913,632					
Preventive						
Dental Hygiene ²⁹	67,789					
Supported Employment						
Provider and Certification						
Reimbursement	<u>303,158</u>					
	21,053,877		21,053,877			
		976,168,307				

^b Of this amount, ~~\$27,123,608~~ \$21,969,135 shall be from the Home- and Community-based Services Improvement Fund created in Section 25.5-6-1805 (1), C.R.S., ~~\$9,332,987~~ \$8,485,356 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), 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) INDIGENT CARE PROGRAM

Safety Net					
Provider Payments	226,610,308			113,305,154^a 99,935,146 ^a	113,305,154(I) 126,675,162(I)
Pediatric Specialty Hospital	10,764,010	5,382,005(M) 4,746,929(M)			5,382,005 6,017,081
Appropriation from Tobacco Tax Cash Fund to the General Fund	381,798			381,798 ^b	
Primary Care Fund Program	48,087,990 53,309,813			24,176,000 ^c	23,911,990(I) 29,133,813(I)
Children's Basic Health Plan Administration	3,864,405			1,243,319(H)^a 1,268,684(H) ^d	2,621,086 2,595,721
Children's Basic Health Plan Medical and Dental Costs	179,020,656 <u>147,843,413</u>	23,969,514 7,657,727	381,798 ^c	39,132,095(H)^e 41,326,833(H) ^f	115,537,249 98,477,055
		468,729,167 442,773,747			

^a This amount shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S.

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

^b This amount shall be from the Tobacco Tax Cash Fund created in Section 24-22-117 (1)(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.

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

^d Of this amount, ~~\$1,236,709~~ \$1,263,609 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., and ~~\$6,610~~ \$5,075 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S.

^e This amount shall be from General Fund Exempt Account pursuant to Section 24-22-117 (1)(c)(I)(B), C.R.S., and is not subject to the statutory limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

^f Of this amount, ~~\$27,058,856~~ \$22,211,828 shall be from the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S., ~~\$11,623,700~~ \$18,597,704 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S., ~~\$349,538~~ \$417,300 shall be from the Colorado Immunization Fund created in Section 25-4-2301, C.R.S., \$100,000 shall be from recoveries and recoupments, and \$1 shall be from the Health Care Expansion Fund created in Section 24-22-117 (2)(a)(I), C.R.S.

(6) OTHER MEDICAL SERVICES

Old Age Pension State						
Medical Program	10,000,000			10,000,000 ^a		
Senior Dental Program	3,990,358		3,962,510	27,848 ^b		
Commission on Family Medicine Residency						
Training Programs	9,490,170		4,520,085(M) 3,986,715(M)	225,000^c	225,000^c 198,450 ^c	4,745,085 5,305,005

Medicare Modernization Act State Contribution Payment	235,472,292 228,858,638	235,472,292 228,858,638		
Public School Health Services Contract Administration	2,000,000	1,000,000(M)		1,000,000
Public School Health Services	172,092,626 152,555,114		84,651,774^d 69,201,006 ^d	87,440,852(I) 83,354,108(I)
Screening, Brief Intervention, and Referral to Treatment Training Grant Program ³⁰	1,500,000		1,500,000 ^e	
Reproductive Health Care for Individuals Not Eligible for Medicaid	3,614,490	3,614,490		
State-only Payments for Home- and Community-Based Services ³¹	56,589,558 57,116,818 <u>(4.0 FTE)</u>		56,589,558^f 57,116,818 ^f	
		494,749,494 469,125,588		

^a This amount shall be from the 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 Department of Health Care Policy and Financing Cash Fund created in Section 25.5-1-109, C.R.S.

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

^c This amount shall be transferred from the Department of Higher Education from the Fee-for-service Contracts with State Institutions for Speciality Education Programs line item.

^d This amount represents funds certified as public expenditures incurred by school districts or boards of cooperative educational services that are eligible for federal financial participation under Medicaid.

^e This amount shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S.

^f Of this amount, ~~\$39,477,385~~ \$43,063,734 shall be from the Home- and Community-based Services Improvement Fund created in Section 25.5-6-1805 (1), C.R.S., and ~~\$17,112,173~~ \$14,053,084 shall be from the ARPA Home- and Community-Based Services Account created in Section 25.5-4-402.4 (5)(c)(I)(A), C.R.S., within the Healthcare Affordability and Sustainability Fee Cash Fund created in Section 25.5-4-402.4 (5)(a), C.R.S.

(7) DEPARTMENT OF HUMAN SERVICES MEDICAID-FUNDED PROGRAMS

(A) Executive Director's

Office - Medicaid

Funding³² 15,153,773 7,576,887(M) 7,576,886

(B) Office of Children, Youth and Families - Medicaid Funding

(1) Division of Child Welfare

Administration	66,803	33,402(M)	33,401
Child Welfare Services	13,690,244	6,845,122(M)	6,845,122
	<u>13,757,047</u>	6,037,398(M)	7,652,846

(2) Division of Youth Services	787,189 661,526	393,595(M) 291,734(M)	393,594 369,792
(C) Office of Economic Security - Medicaid Funding			
Systematic Alien Verification for Eligibility	28,307	14,153(M)	14,154
(D) Behavioral Health Administration - Medicaid Funding			
(1) Community Behavioral Health Administration	533,804	266,902(M)	266,902
(2) Community-based Mental Health Services Children and Youth Mental Health Treatment Act	131,048	65,524(M) 57,793(M)	65,524 73,255
(3) Substance Use Treatment and Prevention Services			
High Risk Pregnant Women Program	1,903,091	951,546(M)	951,545
(E) Office of Behavioral Health - Medicaid Funding	8,196,375	4,098,188(M) 3,614,602(M)	4,098,187 4,581,773

 APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(F) Office of Adults, Aging and Disability Services - Medicaid Funding							
(1) Administration	412,894		206,447(M)				206,447
(2) Regional Centers for People with Developmental Disabilities							
Regional Centers	56,049,062		26,135,628(M)		1,888,903 ^a		28,024,531
			22,828,733(M)				31,331,426
Regional Center Depreciation and Annual Adjustments	691,725		345,863(M)				345,862
			305,721(M)				386,004
Regional Centers Electronic Health Record System	<u>680,382</u>		340,191(M)				340,191
	57,421,169						
(3) Aging Programs Community Services for the Elderly	1,001,800		500,900(M)				500,900

^a This amount shall be from the Service Fee Fund created in Section 25.5-6-204 (1)(c)(II), C.R.S.

(G) Office of Early Childhood - Medicaid Funding

Division of Community
and Family Support, Early
Intervention Services

8,127,382

4,063,691(M)

4,063,691

(H) Other

Federal Medicaid Indirect
Cost Reimbursement for
Department of Human
Services Programs

500,000

500,000(I)^a

Department of Human
Services Indirect
Cost Assessment

~~20,815,836~~

~~10,407,918(M)~~

~~10,407,918~~

21,270,052

10,635,026(M)

10,635,026

~~21,315,836~~

21,770,052

^a This amount reflects estimated Medicaid federal indirect cost reimbursements for Department of Human Services programs, and is shown for informational purposes only.

~~128,769,715~~

127,195,177

**TOTALS PART VI
(HEALTH CARE
POLICY AND
FINANCING)³³**

~~\$14,175,744,594~~

~~\$2,990,361,111~~

\$1,089,329,337^a

~~\$1,805,081,518^b~~

~~\$94,983,205~~

~~\$8,195,989,423^c~~

Ch. 455

Supplemental Appropriations - Health Care Policy and Financing

2751

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	<u>\$14,380,650,119</u>	<u>\$2,753,976,126</u>		<u>\$1,764,036,640^b</u>	<u>\$94,956,731</u>	<u>\$8,678,351,285^c</u>

^a Of this amount, \$1,088,947,539 shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S., and \$381,798 shall be General Fund Exempt pursuant to Section 24-22-117 (1)(c)(I)(B), C.R.S. Said \$381,798 is not subject to the statutory limitation on General Fund appropriations imposed by Section 24-75-201.1, C.R.S.

^b Of this amount, ~~\$19,649,148~~ \$18,508,801 contains an (I) notation.

^c Of this amount, ~~\$353,970,668~~ \$378,465,646 contains an (I) notation.

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

- 16 Department of Health Care Policy and Financing, Executive Director's Office, General Administration, General Professional Services and Special Projects -- This line item includes \$62,000 total funds, including \$31,000 General Fund, the purpose of which is the autism waiver program evaluation required by Section 25.5-6-806 (2)(c)(I), C.R.S. It is the General Assembly's intent that the Department also use the \$62,000 total funds to evaluate the new behavioral therapy benefit through the Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) program.
- 17 Department of Health Care Policy and Financing, Executive Director's Office, General Administration, General Professional Services and Special Projects -- Of this appropriation, the ~~\$22,439,275~~ \$28,040,795 cash funds appropriated from the Home- and Community-based Services Improvement Fund remain available for expenditure until the close of the ~~2023-24~~ 2024-25 state fiscal year.
- ~~18 Department of Health Care Policy and Financing, Executive Director's Office, Information Technology Contracts and Projects, Medicaid Management Information System Maintenance and Projects -- Of this appropriation, the \$7,509,302 cash funds appropriated from the Home- and Community-based Services Improvement Fund remain available for expenditure until the close of the 2023-24 state fiscal year.~~

- 19 Department of Health Care Policy and Financing, Executive Director's Office, Information Technology Contracts and Projects, Colorado Benefits Management Systems, Operating and Contract Expenses and Colorado Benefits Management Systems, Health Care and Economic Security Staff Development Center -- In addition to the transfer authority provided in Section 24-75-108, C.R.S., the Department is authorized to transfer up to 5.0 percent of the total appropriations within the line items designated with this footnote. The Department is also authorized to transfer up to 5.0 percent of the total appropriations within the line items designated with this footnote to line item appropriations within the Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System subsection.
- 20 Department of Health Care Policy and Financing, Executive Director's Office, Information Technology Contracts and Projects, Colorado Benefits Management Systems, Operating and Contract Expenses and Colorado Benefits Management Systems, Health Care and Economic Security Staff Development Center -- Of this appropriation, \$2,500,000 remains available for expenditure until the close of the 2023-24 state fiscal year.
- 21 Department of Health Care Policy and Financing, Medical Services Premiums, Medical and Long-Term Care Services for Medicaid Eligible Individuals -- Of this appropriation, the ~~\$40,944,853~~ \$32,720,517 cash funds appropriated from the Home- and Community-based Services Improvement Fund remain available for expenditure until the close of the ~~2023-24~~ 2024-25 state fiscal year.
- 21a Department of Health Care Policy and Financing, Medical Services Premiums, Medical and Long-Term Care Services for Medicaid Eligible Individuals -- This line item includes \$1,044,059 total funds, including \$500,000 General Fund, for the purpose of expanding the non-invasive pre-natal testing benefit.
- 22 Department of Health Care Policy and Financing, Office of Community Living, Division of Intellectual and Developmental Disabilities, Medicaid Programs -- It is the General Assembly's intent that expenditures for these services be recorded only against the Long Bill group total for Medicaid Programs.
- 23 Department of Health Care Policy and Financing, Office of Community Living, Division of Intellectual and Developmental Disabilities, Medicaid Programs, Adult Comprehensive Services -- Of this appropriation, the ~~\$22,474,658~~ \$18,547,092 cash funds appropriated from the Home- and Community-based Services Improvement Fund remain available for expenditure until the close of the ~~2023-24~~ 2024-25 state fiscal year.
- 24 Department of Health Care Policy and Financing, Office of Community Living, Division of Intellectual and Developmental Disabilities, Medicaid Programs, Adult Supported Living Services -- Of this appropriation, the ~~\$2,733,070~~ \$1,654,642 cash funds appropriated from the Home- and Community-based Services Improvement Fund remain available for expenditure until the close of the ~~2023-24~~ 2024-25 state fiscal year.

- 25 ~~Department of Health Care Policy and Financing, Office of Community Living, Division of Intellectual and Developmental Disabilities, Medicaid Programs, Children's Extensive Support Services -- Of this appropriation, the \$963,405 cash funds appropriated from the Home- and Community-based Services Improvement Fund remain available for expenditure until the close of the 2023-24 2024-25 state fiscal year.~~
- 26 ~~Department of Health Care Policy and Financing, Office of Community Living, Division of Intellectual and Developmental Disabilities, Medicaid Programs, Children's Habilitation Residential Program -- Of this appropriation, the \$548 cash funds appropriated from the Home- and Community-based Services Improvement Fund remain available for expenditure until the close of the 2023-24 2024-25 state fiscal year.~~
- 27 Department of Health Care Policy and Financing, Office of Community Living, Division of Intellectual and Developmental Disabilities, Medicaid Programs, Case management for People with Disabilities -- Of this appropriation, the ~~\$951,927~~ \$286,423 cash funds appropriated from the Home- and Community-based Services Improvement Fund remain available for expenditure until the close of the ~~2023-24~~ 2024-25 state fiscal year.
- 28 Department of Health Care Policy and Financing, Office of Community Living, Division of Intellectual and Developmental Disabilities, State-only Programs -- It is the General Assembly's intent that expenditures for these services be recorded only against the Long Bill group total for State-only Programs.
- 29 Department of Health Care Policy and Financing, Office of Community Living, Division of Intellectual and Developmental Disabilities, State-only Programs, Preventive Dental Hygiene -- It is the General Assembly's intent that this appropriation be used to provide special dental services for persons with intellectual and developmental disabilities.
- 30 Department of Health Care Policy and Financing, Other Medical Services, Screening, Brief Intervention, and Referral to Treatment Training Grant Program -- It is the General Assembly's intent that this appropriation be used to sustain the grant program for screening, brief intervention, and referral to treatment for individuals at risk of substance abuse that is authorized in Section 25.5-5-208, C.R.S., in accordance with the requirements set forth in that section.
- 31 Department of Health Care Policy and Financing, Other Medical Services, State-only Payments for Home- and Community-Based Services -- This appropriation remains available for expenditure until the close of the ~~2023-24~~ 2024-25 state fiscal year.
- 32 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 headnotes to the Long Bill, the Department of Human Services is authorized to transfer the centralized appropriations to other line item appropriations in 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 appropriations in this section (7) 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.

- 33 Department of Health Care Policy and Financing, Grand Totals; Department of Higher Education, College Opportunity Fund Program, Fee-for-service Contracts with State Institutions, Fee-for-service Contracts with State Institutions for Specialty Education Programs; and Governing Boards, Regents of the University of Colorado -- The Department of Higher Education shall transfer \$800,000 to the Department of Health Care Policy and Financing for administrative costs and family medicine residency placements associated with care provided by the faculty of the health sciences center campus at the University of Colorado that are eligible for payment pursuant to Section 25.5-4-401, C.R.S. If the federal Centers for Medicare and Medicaid services continues to allow the Department of Health Care Policy and Financing to make supplemental payments to the University of Colorado School of Medicine, the Department of Higher Education shall transfer the amount approved, up to \$78,885,357, to the Department of Health Care Policy and Financing pursuant to Section 23-18-304(1)(c), C.R.S. If permission is discontinued, or is granted for a lesser amount, the Department of Higher Education shall transfer any portion of the \$78,885,357 that is not transferred to the Department of Health Care Policy and Financing to the Regents of the University of Colorado.

SECTION 2. Appropriation to the department of health care policy and financing for the fiscal year beginning July 1, 2021. (1) For the 2021-22 state fiscal year, \$13,975,326 is appropriated to the department of health care policy and financing and is for the payment of overexpenditures of line item appropriations contained in Part V of section 2 of chapter 504 (SB 21-205), Session Laws of Colorado 2021, as follows:

(a) \$9,975,719 from the general fund for medical and long-term care services for Medicaid eligible individuals;

(b) \$3,760,865 from the healthcare affordability and sustainability fee cash fund created in Section 25.5-4-402.4 (5)(a), C.R.S., for behavioral health capitation payments;

(c) \$2,393 from the breast and cervical cancer prevention and treatment fund created in Section 25.5-5-308 (8)(a)(I), C.R.S., for behavioral health capitation payments;

(d) \$10,549 from the general fund for behavioral health fee-for-service payments; and

(e) \$225,800 from the healthcare affordability and sustainability fee cash fund created in Section 25.5-4-402.4 (5)(a), C.R.S., for behavioral health fee-for-service payments.

(2) In accordance with section 24-75-109 (4)(a), C.R.S., all restrictions on funds for the department of health care policy and financing for the 2022-23 state fiscal year for the amounts and items of appropriation listed in this section are released.

SECTION 3. Appropriation to the department of health care policy and financing for the fiscal year beginning July 1, 2022. In Session Laws of Colorado 2022, **amend** section 137 (7)(c) and (7)(d) of chapter 123, (HB 22-1295), as follows:

Section 137. **Appropriation - adjustments to 2022 long bill.** (7) (c) For the 2022-23 state fiscal year, ~~\$4,063,691~~ \$3,685,974 is appropriated to the department of health care policy and financing for use by the executive director's office, transfers to/from other departments. This appropriation is from the general fund, which is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year. To implement this act, the department may use this appropriation for transfer to the department of early childhood for early intervention services.

(d) For the 2022-23 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive ~~\$4,063,691~~ \$4,672,244 in federal funds for transfer to the department of early childhood for early intervention services to implement this act. The appropriation in subsection (7)(c) of this section is based on the assumption that the department will receive this amount of federal funds.

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: March 3, 2023