

CHAPTER 266

APPROPRIATIONS

SENATE BILL 95-179

BY SENATORS Lacy, Blickensderfer, Rizzuto, and Perlmutter;
also REPRESENTATIVES Grampas, Owen, Romero, Hernandez, and Lyle.

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. Part VI of section 2 of chapter 354, Session Laws of Colorado 1994,
is amended to read:

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.

Appropriations

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

PART VI

DEPARTMENT OF HEALTH CARE POLICY AND FINANCING

(1) EXECUTIVE DIRECTOR'S OFFICE

Personal Services	1,061,451	673,684 (M)		9,336 ^a		378,431
	1,043,001	664,459 (M)				369,206
	(22.1 FTE)					
	(20.1 FTE)					
Group Health and Life	245,762	117,203 (M)				128,559
Short-term Disability	10,642	4,530 (M)		89 ^a		6,023
Salary Survey and Anniversary						
Increases	48,676	21,928 (M)				26,748
	156,180	69,015 (M)			108 ^d	87,057
Workers' Compensation	119,227	59,613 (M)				59,614
Operating Expenses	172,548	116,837 (M)		18,898 ^a		36,813
Legal Services	188,814	94,407 (M)				94,407
Third Party Recovery/ Legal Services	163,897			163,897 ^b		
Administrative Law Judge						
Services for 1,993 Hours	152,049	76,024 (M)				76,025
Systems Costs	308,730	120,160 (M)			34,205 (T) ^c	154,365

Payment to Risk Management and Property Funds	47,243	23,621 (M)		23,622
Capitol Complex Leased Space	154,357	77,178 (M)		77,179
Department of Human Services Administration	<u>227,276</u>	113,638 (M)		113,638
		2,900,672		
		2,989,726		

^a These amounts shall be from the Cooperative Health Care Agreements Fund pursuant to Section 24-32-2713 (1), C.R.S.

^b This amount shall be from third party recoveries.

^c This amount shall be from the Old Age Pension Fund in the Department of Human Services.

^d THIS AMOUNT SHALL BE FROM PRIVATE DONATIONS.

(2) MEDICAL PROGRAMS ²⁴

(A) Administration

Personal Services	5,514,202	2,403,290 (M)	6,006 ^a	3,104,906
	5,532,652	2,412,515 (M)		3,114,131
	(110.0 FTE)			
	(112.0 FTE)			
Operating Expenses	569,662	275,132 (M)		294,530
Medicaid Management Information System				
Contract	9,884,312	2,464,293 (M)	176,604 ^b	7,243,415
	10,316,022	2,542,219 (M)	177,030 ^b	7,596,773
Department of Public Health				

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
and Environment Facility							
Survey and Certification	3,009,265		824,232 (M)				2,185,033
Contractual Utilization							
Review	2,924,666		731,167 (M)				2,193,499
	2,972,666		743,167 (M)				2,229,499
Early and Periodic							
Screening, Diagnosis,							
and Treatment Program	2,606,768		1,303,384 (M)				1,303,384
Nursing Home Audits	944,053		472,026 (M)				472,027
Hospital Audits	101,108		50,554 (M)				50,554
Nursing Home Pre-							
admission and							
Resident Assessments	1,268,381		317,095 (M)				951,286
Nurse Aide							
Certification	241,405		120,702 (M)				120,703
Nursing Home Quality							
Assessments	32,639		9,101 (M)				23,538
House Bill 91S2-1030 Miller							
Trust Estate Recovery	323,794		161,897 (M)				161,897
Single Entry Point							
Administration	60,000		30,000 (M)				30,000

Single Entry Point Audits	17,444	8,722 (M)	8,722
AUTOMATED MEDICAL PAYMENTS SYSTEM	<u>1,126,257</u>		
	27,497,699	308,564 ^c	817,693
	29,122,116		

^a This amount shall be from grants and donations collected pursuant to Section 26-4-519 (12), C.R.S.

^b This amount shall be from the Old Age Pension Health and Medical Care Fund pursuant to Section 26-2-117, C.R.S.

^c THIS AMOUNT SHALL BE FROM TRANSACTION FEES PAID BY MEDICAID PROVIDERS.

(B) Medical Services ^{25, 26}

Services for ~~31,153~~
31,604 Old Age Pensioners (OAP-A) at an average cost of ~~\$10,032.27~~ ~~312,535,287~~
\$10,069.72 318,243,431

Services for ~~3,481~~
4,110 Old Age Pensioners (OAP-B) at an average cost of ~~\$8,125.59~~ \$6,757.44 ~~28,285,168~~
27,773,078

Old Age Pension State

Appropriations

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Medical Program for 3,552 3,048 clients at an average cost of \$2,765.73 \$2,969.76	9,823,857						
		9,051,822					
Services for 45,460 46,280 Recipients of Aid to the Needy Disabled at an average cost of \$5,716.77 \$5,319.05	259,884,519						
		246,165,634					
Services for 149 161 Recipients of Aid to the Blind at an average cost of \$5,131.96 \$4,287.97	764,662						
		690,363					
Services for 51,627 44,466							

Adult Recipients of Aid to Families with Dependent Children at an average cost of \$2,370.02 \$2,312.35	+22,357,131 102,820,955
Services for 123,941 112,781 Child Recipients of Aid to Families with Dependent Children at an average cost of \$1,030.81 \$884.32	+27,759,689 99,734,494
Services for 6,783 7,423 Foster Children at an average cost of \$4,141.49 \$2,811.24	28,091,722 20,867,835
Services for 9,417 8,921 Baby Care Program Adults (BC-A) at an average cost of \$6,078.10 \$5,537.64	57,237,451 49,401,286

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM			
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT
	\$	\$	\$	\$	\$	\$
Services for 18,839						
17,289 Baby Care Program Children (BC-C) at an average cost of						
\$1,495.95 \$1,449.68	28,182,130					
	25,063,518					
Services for 3,063						
3,354 Qualified Medicare Beneficiaries (QMBs) at an average cost of \$1,964.84						
\$1,546.56	6,018,292					
	5,187,162					
Services for 3,362						
3,757 Undocumented Aliens at an Average Cost of \$2,916.42						
\$2,313.47	9,805,001					
	<u>8,691,707</u>					
	990,744,909		460,200,141 (M)	9,823,396*		520,721,372

913,691,285	424,576,596 (M)	9,051,452 ^a	480,063,237
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^a This amount shall be from the Old Age Pension Health and Medical Care Fund pursuant to Section 26-2-117, C.R.S.

(C) Indigent Care Program ²⁷

Program Administration	240,576	240,576 (M)	
INDIGENT CARE ADMINISTRATION		240,576	
	(3.0 FTE)		
Denver Health and Hospitals			
DENVER INDIGENT CARE	9,682,775	4,550,904 (M)	5,131,871
Specialty Programs			
SPECIALTY AND OUTSTATE PROGRAMS	16,896	16,896	
	9,572,032	9,572,032	
Outstate Programs	9,555,136	9,555,136	
University Hospital	<u>10,727,750</u>	5,042,043 (M)	5,685,707
	30,223,133		

(D) Other Medical Services

Home Care Allowance
for ~~5,219~~ 5,312
Recipients at an
average monthly

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM			
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT
	\$	\$	\$	\$	\$	\$
cost of \$198.86	12,454,351		11,831,633			622,718 (L)
	12,675,563		12,041,785			633,778 (L)
Adult Foster Care for 444 Recipients at an average monthly cost of \$176.03	937,888		890,993			46,895 (L)
Physician Incentive Pool	4,196,405		1,968,114 (M)			2,228,291
University of Colorado Pharmacy Contract	<u>32,355</u>		16,177 (M)			16,178
	17,620,999					
	17,842,211					
(E) New Legislation						
Disproportionate Share Payments to Providers	67,042,386		33,140,419 (M)			33,901,967
	140,965,422		69,828,572 (M)			71,136,850
S.B. 91-56 High Risk Pregnant Women Program	190,000		88,012 (M)			101,988
H.B. 92-1208						

Immunizations	1,100,000	502,480 (M)	597,520
	1,530,955	736,089 (M)	794,866
ADVISORY COMMISSION ON FAMILY MEDICINE RESIDENCY TRAINING PROGRAMS	<u>1,492,365</u>	696,934 (M)	795,431
	68,332,386		
	144,178,742		

(F) Department of Human Services

Programs for the Mentally Ill and the Developmentally Disabled	201,995,021^a	93,335,532 (M)^b	107,659,489
TRANSFER TO THE DEPARTMENT OF HUMAN SERVICES	207,655,598 ^b	96,471,846 (M) ^b	111,183,752

^a This amount does not include \$37,984 General Fund and \$39,535 Federal Funds in disproportionate share payments to the Department of Human Services, Division of Mental Health.

^b Of this amount, \$701,055 is appropriated pursuant to a final court order for Goebel vs. Colorado Department of Institutions, Case #81 MH 270 and Case #81 CV 6961

(Consolidated). This amount is exempt from the statutory limit on state General Fund appropriations pursuant to Section 24-75-201.1(1)(a)(III)(B), C.R.S.

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	1,336,414,147					
	1,342,713,085					
TOTALS PART VI						
(HEALTH CARE						
POLICY						
AND FINANCING) ⁸						
	\$1,339,314,819	\$633,049,474		\$10,192,220^a	\$709,824^b	\$695,363,301
	<u>\$1,345,702,811</u>	<u>\$637,528,104</u>		<u>\$9,729,266^a</u>	<u>\$720,992^b</u>	<u>\$697,724,449</u>

^a Of this amount, \$10,000,000 is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision it is not subject to the limitation of General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^b Of this amount, ~~\$669,613~~ \$680,673 contains an (L) notation, and \$34,205 contains a (T) notation.

SECTION 2. Part XX (6) (B) (3) and the affected totals of Part XX of section 2 of chapter 353, Session Laws of Colorado 1993, as amended by section 1 of chapter 59, Session Laws of Colorado 1994, and as further amended by section 10 of chapter 354, Session Laws of Colorado 1994, are amended to read:

SECTION 2. Appropriation.

**PART XX
DEPARTMENT OF SOCIAL SERVICES**

(6) MEDICAL ASSISTANCE DIVISION

(B) Medical Programs ¹⁰⁴

(3) New Legislation

Major Teaching Hospital

Adjustment	20,410,524	9,326,368 (M)	11,084,156
Disproportionate Share			
Payments to Providers	90,034,076	41,797,936 (M)	48,236,140
	265,249,676 ^a	125,323,508 (M)	139,926,168
S.B. 91-56 High Risk			
Pregnant Women	190,000	86,792 (M)	103,208
Program			
H.B. 92-1208	1,100,000	502,480 (M)	597,520
Immunizations			
	<u>111,734,600</u>		
	286,950,200		

^a THIS APPROPRIATION IS MADE FOR AMENDED COMMITMENTS FOR DISPROPORTIONATE SHARE HOSPITAL PAYMENTS IN FY 1993-94.

TOTALS PART XX (SOCIAL SERVICES)

\$1,764,781,738	\$715,267,320	\$50,502,059 ^a	\$89,088,573 ^b	909,923,786
<u>\$1,939,997,338</u>	<u>\$798,792,892</u>	<u> </u>	<u> </u>	<u>1,001,613,814</u>

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

^a Of this amount, \$48,789,627 is included as information for purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution. As this amount is continuously appropriated by a permanent statute or constitutional provision it is not subject to the limitation of General Fund appropriations as set forth in Section 24-75-201.1, C.R.S.

^b Of this amount, \$69,157,432 contains an (L) notation, and \$3,745,817 contains a (T) notation.

SECTION 3. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, to the department of social services, for the fiscal year beginning July 1, 1993, the sum of two hundred thirty-five thousand twenty dollars (\$235,020), or so much thereof as may be necessary, for the payment of overexpenditures of the HB 92-1208 immunizations line item appropriation contained in Part XX (6) (B) (3) of section 2 of chapter 353, Session Laws of Colorado 1993, as amended by section 1 of chapter 59, Session Laws of Colorado 1994, and as further amended by section 10 of chapter 354, Session Laws of Colorado 1994. Of said sum, one hundred thirty-four thousand two hundred eighty-four dollars (\$134,284) is from the general fund, and one hundred thousand seven hundred thirty-six dollars (\$100,736) is from federal funds. In accordance with section 24-75-109 (4), Colorado Revised Statutes, all restrictions on funds for HB 92-1208 immunizations, medical assistance division, department of social services, attributable to the payment of overexpenditures for the 1993-94 fiscal year shall be released.

(2) The appropriation made to the department of social services, for the fiscal year beginning July 1, 1993, from the general fund is hereby increased by the sum of one million eight hundred six thousand seven hundred twenty-two dollars (\$1,806,722), and the appropriation from federal funds is hereby decreased by the sum of one million eight hundred six thousand seven hundred twenty-two dollars (\$1,806,722), for the payment of overexpenditures of the disproportionate share payments to providers line item appropriation contained in Part XX (6) (B) (3) of section 2 of chapter 353, Session Laws of Colorado 1993, as amended by section 1 of chapter 59, Session Laws of Colorado 1994, and as further amended by section 10 of chapter 354, Session Laws of Colorado 1994. In accordance with section 24-75-109 (4), Colorado Revised Statutes, all restrictions on funds for the disproportionate share payments to providers, department of social services, attributable to the payment of overexpenditures for the 1993-94 fiscal year shall be 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: March 29, 1995