

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

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.

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 law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	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

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
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						
	<u>76,660,420</u>						
	160,282,589		42,354,096		35,261,400 ^a	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)

^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.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(B) Transfers to/from Other Departments							
Transfer to Department of Education for Public School Health Services	191,731		95,865(M)				95,866
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	3,750		1,875(M)				1,875
	<u>12,627,547</u>						

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Medicaid Management Information System Maintenance and Projects ¹⁸							
PROJECTS	46,579,137		2,832,277		11,364,076 ^a	12,204 ^b	32,370,580(I)
	46,261,335		2,710,081		4,594,312 ^a		38,944,738(I)
Colorado Benefits Management Systems, Operating and Contract Expenses ^{19, 20}	49,903,812		9,821,039(M)		5,981,077 ^c	1,654 ^b	34,100,042
	54,177,348		10,662,071(M)		6,493,474 ^c		37,020,149
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)
All-Payer Claims Database	5,005,153		4,171,886				833,267(I)
	<u>109,959,021</u>						
	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 \$2,817,132 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.

APPROPRIATION FROM

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

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<p>^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.</p> <p>^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.</p> <p>^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.</p> <p>^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.</p> <p>^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.</p>						
(E) Utilization and Quality Review Contracts						
Professional Services						
Contracts	26,961,574		7,236,040(M)	2,032,069 ^a		17,693,465
	28,145,411		8,419,877(M)			
<p>^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.</p>						
(F) Provider Audits and Services						
Professional Audit Contracts	4,655,865		1,816,102(M)	582,801 ^a		2,256,962
	4,405,865		1,691,102(M)			2,131,962
<p>^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.</p>						
(G) Recoveries and Recoupment Contract Costs						
Estate Recovery	700,000			350,000(I)		350,000(I)
	1,165,841			582,920 ^a		582,921(I)

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Third-Party Liability Cost Avoidance Contract	17,248,905		5,692,139(M)		2,932,314 ^b		8,624,452
	17,948,905						
	18,414,746						

^a This amount shall be from estate recoveries.

^b 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.

(H) Indirect Cost Recoveries

Indirect Cost Assessment	790,162				274,461 ^a	121,263 ^b	394,438(I)
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^a Of 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..

^b Of 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.

APPROPRIATION FROM

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

^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
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.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(4) OFFICE OF COMMUNITY LIVING							
(A) Division of Intellectual and Developmental Disabilities							
(1) Administrative Costs							
Personal Services	3,469,613 (39.5 FTE)		1,858,480(M)				1,611,133
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 Services ²³	713,885,548 694,147,468
Adult Supported Living Services ²⁴	80,658,077 76,065,000
Children's Extensive Support Services ²⁵ SERVICES	42,487,893 39,682,957
Children's Habilitation Residential Program ²⁶ PROGRAM	12,047,333 13,337,695

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Case Management for People with Disabilities ²⁷	102,087,659						
	<u>90,896,434</u>						
	951,166,510		440,388,944 ^a		36,456,596 ^b		474,320,970
	914,129,554		401,308,959 ^a		30,454,492 ^b		482,366,103

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

^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.

(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~~
939,131,351

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(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) ^d 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 ^e	39,132,095 (H) ^f 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.

^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.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<p>^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.</p>						
(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 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			

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
State-only Payments for Home- and Community-Based Services ³¹	56,589,558				56,589,558 ^f		
	57,116,818				57,116,818 ^f		
	<u>(4.0 FTE)</u>						
		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.

^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
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(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

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(2) Division of Youth Services	787,189			393,595(M)			393,594
	661,526			291,734(M)			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)			65,524
				57,793(M)			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)			4,098,187
				3,614,602(M)			4,581,773
(F) Office of Adults, Aging and Disability Services - Medicaid Funding							
(1) Administration	412,894			206,447(M)			206,447

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(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						
 ^a This amount shall be from the Service Fee Fund created in Section 25.5-6-204 (1)(c)(II), C.R.S.							
(3) Aging Programs							
Community Services for the Elderly	1,001,800		500,900(M)				500,900
(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

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Department of Human Services Indirect Cost Assessment	20,815,836		10,407,918(M)				10,407,918
	<u>21,270,052</u>		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
	<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.

APPROPRIATION FROM

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

APPROPRIATION FROM

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

APPROPRIATION FROM

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

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.

Steve Fenberg
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO