

**Department of Human Services  
FY 2019-20 Footnotes (HB18-1322)**

| Department                   | Long Bill Page Number | FY 2018-19 Footnote Number | Footnote Language   | Direction Requested by Department w/rationale | Comments & Prior Year Rationale (Please indicate if this footnote cannot be vetoed for some reason).   | Implementation Status   |
|------------------------------|-----------------------|----------------------------|---|---|--|---|
| Department of Human Services | 119                   | 34                         | Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System -- 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 in this subsection among line items in this subsection. The Department is also authorized to transfer up to 5.0 percent of the total appropriations in this subsection to the following line item appropriations within the 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 System, Health Care and Economic Security Staff Development Center.  | Comply  | Grants transfer authority between CBMS lines and with HCPF. This is a reoccurring footnote. The Department has no concerns with it.  | One transfer of General Fund (\$38,373) and federal funds (\$46,731) was made from M18 to L18. This total transfer of \$85,104 less than the allowable 5.0% transfer authority per the total FY 2017-18 CBMS appropriations.  |
| Department of Human Services | 119                   | 35                         | Department of Human Services, Office of Information Technology Services, Colorado Benefits Management System, Ongoing Expenses, Operating and Contract Expenses -- Of this appropriation, \$2,500,000 remains available through June 30, 2020.  | Comply  | Grants roll-forward authority. This is a recurring footnote. There are no concerns with it.  | The Department completed a roll-forward request, per the Office of the State Controller, that rolled forward \$7,062,736 General Fund to FY 2018-19.  |
| Department of Human Services | 119                   | 36                         | Department of Human Services, County Administration, County Administration; and Adult Assistance Programs, Adult Protective Services, Adult Protective Services -- Any amount in the Adult Protective Services line item that is not required for the provision of adult protective services may be transferred to the County Administration line item and used to provide additional benefits under that program. Further, if county spending exceeds the total appropriations from the Adult Protective Services line item, any amount in the County administration line item that is not required for the provision of services under that program may be transferred to the Adult Protective Services line item and used to provide adult protective services.  | Comply with no direction                      | Comply with no direction. The department is still utilizing this transfer.   | As we have done in the past, OCAI would recommend eliminating this footnote because it was intended to be temporary until it was clear that the APS line item was sufficiently funded for county spending. It is clear that the APS line item has enough funding, as evidenced by the fact that counties collectively underspend this line item each year by significant amounts. |
| Department of Human Services | 119                   | 37                         | Department of Human Services, County Administration, County Incentive Payments; Office of Self Sufficiency, Colorado Works Program, County Block Grants; Child Support Enforcement, Child Support Enforcement -- Pursuant to Sections 26-13-108 and 26-13-112.5 (2), C.R.S., the Department shall distribute child support incentive payments to counties. Further, all of the State share of recoveries of amounts of support for public assistance recipients, less annual appropriations from this fund source for state child support enforcement operations, be distributed to counties, as described in Sections 26-13-108 and 26-2-108, C.R.S. If the total amount of the State share of recoveries is greater than the total annual appropriations from this fund source, the Department is authorized to distribute to counties, for county incentive payments, the actual State share of any additional recoveries. | Comply  | This footnote is carried forward from year to year. There are no concerns with it.   | The Department disbursed \$3,736,223 as the actual share of additional recoveries to counties in FY 2017-18 as State Child Support incentives, pursuant to this footnote.   |
| Department of Human Services | 120                   | 38                         | Department of Human Services, Division of Child Welfare, Training, Foster and Adoptive Parent Recruitment, Training, and Support, Child Welfare Services, Family and Children's Programs, and Hotline for Child Abuse and Neglect -- It is the General Assembly's intent to encourage counties to serve children in the most appropriate and least restrictive manner. For this purpose, the Department may transfer funds between the specified line items in the Division of Child Welfare.   | Comply  | This is a historical footnote. CDHS Accounting uses this transfer authority to close out the specified Division of Child Welfare line items during each fiscal year end close out. | CDHS Accounting most recently used this transfer authority in FY 2017-18 and will report the transfers in a Joint budget Committee Request for Information due November 1. It will be used again in 2018-19.  |
| Department of Human Services | 120                   | 39                         | Department of Human Services, Division of Child Welfare, Family and Children's Programs -- It is the General Assembly's intent that \$4,006,949 of the funds appropriated for this line item be used to assist county departments of social services in implementing and expanding family- and community-based services for adolescents. It is the General Assembly's intent that such services be based on a program or programs demonstrated to be effective in reducing the need for higher cost residential services.   | Comply  | This is a historical footnote and DCW does not have any issues with it.  | The Family and Children's Programs appropriation has been allocated to counties using a model approved by the Child Welfare Allocation Committee. Counties can spend the allocation on services for children, youth and families to include family- and community-based services for adolescents.   |
| Department of Human Services | 120                   | 40                         | Department of Human Services, Office of Early Childhood, Division of Early Care and Learning, Early Childhood Councils -- It is the General Assembly's intent that these funds be allocated to existing Early Childhood Councils.   | Comply  | New for FY 2018-19   | The funds have been allocated solely to existing Councils.  |

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| Department of Human Services | 120 | 41 | Department of Human Services, Office of Early Childhood, Division of Community and Family Support, Early Childhood Mental Health Services – It is the General Assembly's intent that this appropriation be used for the purpose of supporting Early Childhood mental health specialists in each community mental health center.  | Comply to the extent feasible | Department's prior year rationale is still valid for FY 2018-19.  | State procurement law requires that the services be acquired through a competitive process. However, the Department will conduct targeted outreach to each of the community mental health centers to ensure their participation in the procurement process. |
| Department of Human Services | 120 | 42 | Department of Human Services, Office of Early Childhood, Division of Community and Family Support, Early Intervention Services – It is the General Assembly's intent that \$1,000,000 General Fund of this appropriation be used for reimbursement to the community Centered Boards for expenses incurred in FY16-17.  | Comply                        | New for FY 2018-19  | The Department reimbursed the full \$927,540 that was withheld from FY 2016-17 CCB contract payments.   |
| Department of Human Services | 120 | 43 | Department of Human Services, Office of Early Childhood, Division of Community and Family Support, Community Based Child Abuse Prevention Services--This appropriation assumes that the Department will receive grant funding from a foundation for the Community Response Expansion, for the 2018-19 fiscal year and is made subject to the condition that the Department receives the grand funding.   | Comply                        | New for FY 2018-19  | Grant funding from a foundation was successfully awarded for the expansion of the Colorado Community Response program.  |
| Department of Human Services | 120 | 44 | Department of Human Services, Office of Self Sufficiency, Administration, Personal Services and Operating Expenses; and Special Purpose Welfare Programs, Supplemental Nutrition Assistance Program Administration -- The Department is authorized to transfer up to 5.0 percent of the total appropriations between these line items.   | Comply                        | Grants authority to transfer funds between former the OSS line and the newly creates SNAP Administrative line to true up expenses. This footnote is necessary until permanent reshuffling can be done among these three lines to reflect actual needs.  | In FY 2017-18, a total of \$52,000 was transferred between these lines. \$40,000 was transferred from appropriation 0942 to 0272 and \$12,000 was transferred from 0942 to 0944. This transfer represents 5.0% of the General Fund appropriation.           |
| Department of Human Services | 120 | 45 | Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- Pursuant to Sections 26-2-714 (7) and 26-2-714 (9), C.R.S., under certain conditions, a county may transfer federal Temporary Assistance for Needy Families (TANF) funds within its Colorado Works Program Block Grant to the federal child care development fund or to programs funded by Title XX of the federal Social Security Act. One of the conditions specified is that the amount a county transfers must be specified by the Department of Human Services as being available for transfer within the limitation imposed by federal law. The Department may allow individual counties to transfer a greater percent of federal TANF funds than the state is allowed under federal law as long as: (a) Each county has had an opportunity to transfer an amount up to the federal maximum allowed; and, (b) the total amount transferred statewide does not exceed the federal maximum.   | Comply                        | Permits the transfer of TANF funds to Child Care (CCDF) and Child Welfare (Title XX). It is carried forward from year to year. There are no concerns with it.   | Implemented during the annual close-out process. It only applies if counties are overspent in child care and/or child welfare.  |
| Department of Human Services | 121 | 46 | Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- The appropriation of local funds for Colorado Works program county block grants may be decreased by a maximum of \$100,000 to reduce one or more small counties' fiscal year 2018-19 targeted or actual spending level pursuant to Section 26-2-714 (8), C.R.S.   | Comply                        | This Footnote is carried forward from year to year. There are no concerns with it.  | Implemented. This is an option for a small county facing fiscal issues. In many cases, counties choose to reduce their maintenance of effort (MOE) by transferring some allocation to another county.   |
| Department of Human Services | 121 | 47 | Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- The Department may comply with the provisions of Section 26-2-714 (10), C.R.S., by reducing required county Temporary Assistance for Needy Families (TANF) maintenance of effort expenditures in the fiscal year after the State is notified that it has met federal work participation rates and qualifies for a percent reduction in the state's maintenance of effort. If the State is notified during state FY 2018-19 that it has met federal work participation rates for a prior year and therefore qualifies for a percent reduction in the state's maintenance of effort, local cash funds expenditure obligations that are established in this line item pursuant to Section 26-2-714 (6) (c) (i), C.R.S., shall be reduced by \$5,524,726.   | Comply                        | This is a reoccurring footnote. It is applicable only in years when the program meets the federal work participation rate. In years when the program is not informed of meeting the rate, the State's maintenance of effort is not reduced accordingly. There are no concerns with this footnote.   | This footnote is implemented in years when the State has received notice of meeting the work participation rate. The State did not receive notice of meeting the requirement during FY 2017-18.   |
| Department of Human Services | 121 | 48 | Department of Human Services, Office of Self Sufficiency, Special Purpose Welfare Programs, Food Distribution Program-- Of this amount, it is the General Assembly's intent that \$500,000 General Fund go to a Colorado-based community foundation as part of the department's responsibilities under Section 26-1-121, C.R.S., to distribute funds to requesting food pantries and food banks, not to exceed \$50,000 per entity per year, such funds to be used for the purchase of Colorado grown foods that meet the Colorado Proud definition and any associated costs, such as transportation and cold storage. This amount is calculated based on the assumption that the Colorado-based community foundation will receive up to 5.0 percent of the total allocation for costs associated with program administration and that entities receiving funds will use no more than 10.0 percent of these funds for indirect costs associated with the purchase of Colorado grown foods including, but not limited to, transportation, refrigeration, and storage. | Comply to the extent feasible | This footnote was added as an amendment to the Long Bill during the 2018 session. The Department indicated that it could not absorb the required costs to manage this \$500,000 within the existing federal Food Distribution Programs grants. As such, the Department was granted its request to be allowed to withhold 5.0 percent of the total for State-level administrative costs. | New in FY 2018-19.  |

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| Department of Human Services | 121 | 49  | Department of Human Services, Office of Behavioral Health, Community-base Mental Health Services, Assertive Community Treatment Programs and other alternatives to Mental Health Institutes -- It is the General Assembly's intent that \$512,079 of this General Fund appropriation be allocated to a community mental health center in western Colorado for the purpose of providing behavioral health services for individuals who seek care from the emergency department of a regional medical center and who are diagnosed with physical health conditions that may be exacerbated by co-occurring mental health conditions.                                       | Comply to the extent feasible | In FY 2016-17 the Department issued a contract that resulted from a request for proposals process that required offerors to be a licensed and 27-65 (C.R.S 2016) designated Community Mental Health Center located in Colorado, west of the Continental Divide. The successful contractor is required to implement a program in western Colorado for the purpose of covering the uncompensated costs of observation for individuals who seek care from the emergency department of a regional medical center and who are diagnosed with physical health conditions that may be exacerbated by co-occurring mental health conditions. One contractor was awarded the contract to provide these services. | In FY 2018-19 the Department issued a contract that resulted from a request for proposals process that required offerors to be a licensed and 27-65 (C.R.S 2016) designated Community Mental Health Center located in Colorado, west of the Continental Divide. The contractor has implemented a program in western Colorado for the purpose of covering the uncompensated costs of observation for individuals who seek care from the emergency department of a regional medical center and who are diagnosed with physical health conditions that may be exacerbated by co-occurring mental health conditions.   |
| Department of Human Services | 121 | 50  | Department of Human Services, Office of Behavioral Health, Integrated behavioral Health Services, Rural Co-Occurring Disorder Services-- It is the General Assembly's intent that of this appropriation \$1,045,884 cash funds from the Marijuana Tax Cash Fund be used for the purpose of providing a full continuum of co-occurring health treatment services in Southern Colorado and the Arkansas Valley.  | Comply to the extent feasible | The Department will explore contracts with Managed Service Organizations that cover Southern Colorado to be used to provide a full continuum of co-occurring behavioral health treatment services in southern Colorado and the Arkansas Valley. If this is not feasible the Department will procure through a competitive procurement process.  | In FY 2018-19 the Department issued contracts in the amount of \$1,045,884 with two Managed Service Organizations (MSOs) to provide a full continuum of co-occurring behavioral health treatment services in southern Colorado and the Arkansas Valley.  |
| Department of Human Services | 122 | 50a | Department of Human Services, Office of Behavioral Health, Integrated behavioral Health Services, Rural Co-Occurring Disorder Services-- It is the General Assembly's intent that of this appropriation \$3,000,000 General Funds be used to expand residential treatment services in one or more rural areas of Colorado for individuals with co-occurring mental health and substance use disorders. It is also the General Assembly's intent that this appropriation be used to cover initial expenses necessary to establish, license, and begin operating one or more programs that provide these services, such as building renovations, furnishing and equipment. |                               | Not addressed in April 2018. New footnote.  | The Department is contracting with the Managed Service Organization that provides services to the Western Slope to renovate and operate a facility that serves rural areas of Colorado and individuals with co-occurring mental health and substance use disorders. The MSO serving the Western Slope is currently pursuing a facility to renovate and subsequently operate a substance use residential facility in Clifton, Colorado. It is anticipated that if the facility is secured, the residential facility will be open in June 2019. Additionally, in FY 2018-19 the Department is executing a one-time statewide increase to MSO contracts to provide additional residential treatment service dollars to individuals with co-occurring mental health and substance use disorders and that reside in rural areas of Colorado. This interim action will serve |
| Department of Human Services | 122 | 51  | Department of Human Services, Office of Behavioral Health, Integrated Behavioral Health Services, Medication Consistency and Health Information Exchange-- Of this appropriation, \$100,000 shall remain available for expenditure through June 30, 2020.  | Comply to the extent feasible | The Department requested \$100,000 rollforward authority to complete program evaluation services in the original FY 2018-19 "R-13 Medication Consistency and Health Information Exchange" decision item. This footnote by the General Assembly supports and memorializes the Department's request to rollforward these funds to support the Department's program evaluation efforts.  | The Department intends to utilize the \$100,000 roll forward of FY 2018-19 appropriations in Long Bill Footnote 51 to support evaluation efforts of the R-13 Medication Consistency and Health Information Exchange" decision item.  |
| Department of Human Services | 122 | 52  | Department of Human Services, Office of Behavioral Health, Mental Health Institutes -- In addition to the transfer authority provided in Section 24-75-108, C.R.S., the Department is authorized to transfer up to 10.0 percent of the total appropriations in this subsection among line items in this subsection.  | Comply                        | In FY2016-17, the Department was authorized to transfer a total of \$11,442,287 among line items (\$114,422,871 x 10%). The Department transferred a total of \$6,699,160 between the Mental Health Institute appropriation lines.  | The Department intends to utilize the transfer authority for the Mental Health Institute appropriation lines in FY 2018-19.  |
| Department of Human Services | 122 | 53  | Department of Human Services, Services for People with Disabilities, Regional Centers for People with Developmental Disabilities, Wheat Ridge Regional Center, Wheat Ridge Regional Center Intermediate Care Facility; and Grand Junction Regional Center, Grand Junction Regional Center Intermediate Care Facility -- In addition to the transfer authority provided in Section 24-75-108, C.R.S., the Department may transfer up to 5.0 percent of the total appropriation for Intermediate Care Facilities between the Wheat Ridge Regional Center and the Grand Junction Regional Center.   | Comply with no direction      | Comply with no direction. Footnote designation missing on GJRC ICF line. Incorrectly added to GJRC Waiver line  | Comply with no direction.  |