

Department of Human Services
FY 2020-21 Footnotes for FY 2021-22 Nov 2 Budget Submission (H.B. 20-1360)

Department	Long Bill Page Number	FY 2020-21 Footnote Number	Language	Direction Request by the Department w/Rationale	Implementation Status
Department of Human Services	122	38	Department of Human Services, Executive Director's Office, General Administration, Health, Life, and Dental -- The General Fund appropriation includes a decrease of \$10,956,710 that is equal to 5.0 percent of the General Fund portion of estimated base salary for the Department. The reduction in this General Fund appropriation is in lieu of a 5.0 percent personal services base reduction and provides the Department with increased flexibility to absorb the reduction and engage in more considered targeted reductions across all department divisions and programs. This reduction is not intended to reduce the Health, Life, and Dental benefit provided to state employees. It is the General Assembly's intent that Health, Life, and Dental costs for employees, as approved in budget actions, be fully paid within personal services appropriations augmented by Department allocations from central benefits appropriations.	Comply	The Department will comply.
Department of Human Services	122	39	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 between the 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	No transfers were made per this authority in FY 2019-20.
Department of Human Services	122	40	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 for expenditure until the close of the 2021-22 state fiscal year.	Comply	The appropriation was fully spent. No funds were rolled forward.
Department of Human Services	122	41	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	The Department will comply.
Department of Human Services	122	42	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, shall 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	The Department disbursed \$1,194,150 of the actual share of additional recoveries to counties in FY 2019-20 pursuant to this footnote.
Department of Human Services	123	43	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	The Department will comply.
Department of Human Services	123	43a	Department of Human Services, Division of Child Welfare, County Level Child Welfare Staffing -- It is the General Assembly's intent that appropriations in this line item increase in fiscal years following the conclusion of the COVID-19 disaster emergency in order to fully fund the cost of additional county child welfare case aides, case workers, and supervisors as identified in the 2014 Child Welfare Workload Study performed by the Office of the State Auditor.	Comply to the extent feasible	The Department will work with the General Assembly following the conclusion of the COVID-19 emergency.
Department of Human Services	123	44	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	The Department will comply.
Department of Human Services	123	45	Department of Human Services, Office of Early Childcare, Division of Early Care and Learning, Child Care Grants for Quality and Availability and Federal Targeted Funds Requirements -- It is the General Assembly's intent that \$1,500,000 of this appropriation be used by the Early Childhood Councils to support efforts critical to quality improvement such as facilitating structures and connections, promoting shared results for children and families, capacity building and sustainability, community and family engagement, professional development, and recruitment of the workforce.	Comply	The Department will comply.

Department of Human Services	123	46	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	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	123	47	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	In FY 2019-20, \$0 was transferred between these lines.
Department of Human Services	123	48	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	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	124	49	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 2020-21 targeted or actual spending level pursuant to Section 26-2-714 (8), C.R.S.	Comply	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	124	50	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 fiscal year 2020-21 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 footnote is implemented in years when the State has received notice of meeting the work participation rate. Colorado received notice of meeting this requirement in FY 2018-19.
Department of Human Services	124	50a	Department of Human Services, Office of Self Sufficiency, Colorado Works Program, Domestic Abuse Program - Coronavirus Relief Funds -- This appropriation only remains available for expenditure through December 30, 2020. The General Assembly finds and declares that reports of domestic abuse and violence across the state have increased since the start of the COVID-19 public health emergency due to factors related to the virus and the associated public health orders, and that domestic violence shelters have and will continue to incur expenditures due to the COVID-19 public health emergency. The General Assembly further finds and declares that the amount appropriated is for costs that are necessary expenditures incurred due to the COVID-19 public health emergency and that were not accounted for in the budget most recently approved as of March 27, 2020.	Comply	The Department will comply.
Department of Human Services	124	51	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 in 2018 and in subsequent years. In FY 2018-19, the Department indicated that it could not absorb the required costs to manage these funds within the existing federal Food Distribution Program grant. As such, the Department was granted its request to withhold 5.0 percent of the total for State-level administrative costs.

Department of Human Services	124	52	Department of Human Services, Office of Behavioral Health, Community-based Mental Health Services, Assertive Community Treatment Programs and Other Alternatives to the Mental Health Institutes -- It is the General Assembly's intent that \$527,027 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.	Unable to Comply	The Department can not comply since funding was eliminated during FY 2020-21 JBC balancing reductions.
Department of Human Services	125	53	Department of Human Services, Office of Behavioral Health, Integrated Behavioral Health Services, Circle Program and Other Rural Treatment Programs for People with Co-occurring Disorders -- It is the General Assembly's intent that this appropriation be used to: support the community-based Circle Program; support the provision of a full continuum of co-occurring behavioral health treatment services in southern Colorado and the Arkansas Valley; and expand access to 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 the appropriation may be used to provide services and 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.	Comply	The Department will comply.
Department of Human Services	125	54	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 5.0 percent of the total appropriations in this subsection among line items in this subsection.	Comply	The Department will comply
Department of Human Services	125	55	Department of Human Services, Office of Behavioral Health, Mental Health Institutes, Mental Health Institute at Ft. Logan, Personal Services; and Mental Health Institute at Pueblo, Personal Services -- It is the General Assembly's intent that \$1,148,010 of these appropriations be used to increase salaries for contract medical personnel in a manner that appropriately considers relevant factors such as certifications and experience.	Unable to Comply	Funding for the 2nd half of the pay increase (for FY20-21) was not appropriated in the Long Bill.
Department of Human Services	125	56	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	The Department will comply
Department of Human Services	125	57	Department of Human Services, Services for People with Disabilities, Regional Centers for People with Developmental Disabilities, Grand Junction Regional Center, Grand Junction Regional Center Waiver Services; and Pueblo Regional Center, Pueblo Regional Center Waiver Services -- 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 Regional Center waiver services between the Grand Junction Regional Center and the Pueblo Regional Center.	Comply	The Department will comply
Department of Human Services	125	58	Department of Human Services, Adult Assistance Programs, Community Services for the Elderly, Older Americans Act Programs, and State Funding for Senior Services -- Amounts in the Older Americans Act Programs line item are calculated based on a requirement for a non-federal match of at least 15 percent, including a 5.0 percent state match, pursuant to Title III of the federal Older Americans Act. The Department is authorized to transfer General Fund and cash funds from the State Funding for Senior Services line item to the Older Americans Act Programs line item to comply with the 5.0 percent state match requirement for the Older Americans Act Programs. This appropriation is based on the assumption that all federal Title III funds requiring a state match that are not for purposes of administration or included in the appropriations for other line items will be expended from the Older Americans Act Programs line item.	Comply	The Department will comply
Department of Human Services	125	59	Department of Human Services, Division of Youth Services, Institutional Programs, Personal Services and Operating Expenses -- The Department is authorized to transfer up to \$300,000 of the total appropriations within the line items designated with this footnote.	Comply	The Department will comply.
Department of Human Services	160	60	Department of Human Services, Division of Youth Services, Institutional Programs, Personal Services; and Community Programs, Purchase of Contract Placements -- The Department is authorized to transfer up to \$1,000,000 of the total appropriations within the line items designated with this footnote.	Comply	The Department will comply.
Department of Human Services	160	61	Department of Human Services, Division of Youth Services, Community Programs, Personal Services and Operating Expenses -- The Department is authorized to transfer up to \$50,000 of the total appropriations within the line items designated with this footnote.	Comply	The Department will comply.