

IN THE SENATE

SENATE BILL NO. 1173

BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2020; APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF MENTAL HEALTH SERVICES, PSYCHIATRIC HOSPITALIZATION, AND SUBSTANCE ABUSE TREATMENT AND PREVENTION FOR FISCAL YEAR 2020; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING REQUIREMENTS FOR PROGRAM INTEGRITY; LIMITING THE TRANSFER OF LEGISLATIVE APPROPRIATIONS; CLARIFYING RESPONSIBILITY FOR EDUCATION OF CERTAIN CHILDREN IN STATE CARE; DIRECTING AN INTERAGENCY PAYMENT FOR A JUVENILE DETENTION CLINICIANS CONTRACT; PROVIDING REQUIREMENTS REGARDING FUNDING FOR BEHAVIORAL HEALTH COMMUNITY CRISIS CENTERS; AND EXEMPTING THE APPROPRIATION FROM PROGRAM TRANSFER LIMITATIONS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated to the Department of Health and Welfare the following amounts to be expended according to the designated programs and expense classes from the listed funds for the period July 1, 2019, through June 30, 2020:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
I. MENTAL HEALTH SERVICES:					
A. CHILDREN'S MENTAL HEALTH:					
FROM:					
Cooperative Welfare (General)					
Fund	\$5,249,400	\$1,412,400		\$1,787,800	\$8,449,600
Cooperative Welfare (Dedicated)					
Fund				164,500	164,500
Cooperative Welfare (Federal)					
Fund	<u>2,877,200</u>	<u>1,934,800</u>		<u>1,092,600</u>	<u>5,904,600</u>
TOTAL	\$8,126,600	\$3,347,200		\$3,044,900	\$14,518,700
B. ADULT MENTAL HEALTH:					
FROM:					
Cooperative Welfare (General)					
Fund	\$14,967,600	\$2,790,800		\$14,243,800	\$32,002,200

	FOR	FOR	FOR	FOR	
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND	
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	TOTAL
				PAYMENTS	
5	Cooperative Welfare (Dedicated)				
6	Fund	115,400		350,000	465,400
7	Cooperative Welfare (Federal)				
8	Fund	<u>2,255,000</u>	<u>1,153,700</u>	<u>778,700</u>	<u>4,187,400</u>
9	TOTAL	\$17,338,000	\$3,944,500	\$15,372,500	\$36,655,000
10	DIVISION TOTAL	\$25,464,600	\$7,291,700	\$18,417,400	\$51,173,700
11	II. PSYCHIATRIC HOSPITALIZATION:				
12	A. COMMUNITY HOSPITALIZATION:				
13	FROM:				
14	Cooperative Welfare (General)				
15	Fund			\$2,069,000	\$2,069,000
16	B. STATE HOSPITAL NORTH:				
17	FROM:				
18	Cooperative Welfare (General)				
19	Fund	\$7,894,200	\$220,400	\$4,300	\$8,224,400
20	Cooperative Welfare (Dedicated)				
21	Fund	162,100			162,100
22	State Hospital North Endowment Income				
23	Fund	<u>411,300</u>	<u>1,102,800</u>	<u>0</u>	<u>1,558,600</u>
24	TOTAL	\$8,467,600	\$1,323,200	\$4,300	\$9,945,100
25	C. STATE HOSPITAL SOUTH:				
26	FROM:				
27	Cooperative Welfare (General)				
28	Fund	\$11,054,900	\$306,000	\$300,000	\$11,915,600
29	Cooperative Welfare (Dedicated)				
30	Fund	3,383,300	881,700	45,000	4,310,900
31	Mental Hospital Endowment Income				
32	Fund	3,992,700	1,869,400	98,000	5,960,100

	FOR	FOR	FOR	FOR		
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND		
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	TOTAL	
				PAYMENTS		
5	Cooperative Welfare (Federal)					
6	Fund	<u>3,769,700</u>	<u>948,100</u>	<u>0</u>	<u>25,600</u>	<u>4,743,400</u>
7	TOTAL	\$22,200,600	\$4,005,200	\$443,000	\$281,200	\$26,930,000
8	DIVISION TOTAL	\$30,668,200	\$5,328,400	\$447,300	\$2,500,200	\$38,944,100
9	III. SUBSTANCE ABUSE TREATMENT AND PREVENTION:					
10	FROM:					
11	Cooperative Welfare (General)					
12	Fund	\$305,400	\$499,900			\$805,300
13	Prevention of Minors' Access to Tobacco					
14	Fund		43,800			43,800
15	Cooperative Welfare (Dedicated)					
16	Fund	50,300	438,300			488,600
17	Liquor Control					
18	Fund			\$650,000		650,000
19	Idaho Millennium Income					
20	Fund		160,000			160,000
21	Cooperative Welfare (Federal)					
22	Fund	<u>1,116,700</u>	<u>3,532,200</u>		<u>10,665,400</u>	<u>15,314,300</u>
23	TOTAL	\$1,472,400	\$4,674,200		\$11,315,400	\$17,462,000
24	GRAND TOTAL	\$57,605,200	\$17,294,300	\$447,300	\$32,233,000	\$107,579,800

25 SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519,
 26 Idaho Code, each of the programs in the Department of Health and Welfare
 27 listed below is authorized no more than the following number of full-time
 28 equivalent positions at any point during the period July 1, 2019, through
 29 June 30, 2020, unless specifically authorized by the Governor. The Joint
 30 Finance-Appropriations Committee will be notified promptly of any increased
 31 positions so authorized.

32	Adult Mental Health	210.56
33	Children's Mental Health	97.67
34	State Hospital North	107.10
35	State Hospital South	286.25
36	Substance Abuse Treatment and Prevention	16.00

1 SECTION 3. GENERAL FUND TRANSFERS. As appropriated, the State Con-
2 troller shall periodically make transfers from the General Fund to the
3 Cooperative Welfare Fund as requested by the director of the Department of
4 Health and Welfare and approved by the Board of Examiners.

5 SECTION 4. TRUSTEE AND BENEFIT PAYMENTS. Notwithstanding the provi-
6 sions of Section 67-3511, Idaho Code, funds appropriated in the trustee and
7 benefit payments expense class shall not be transferred to any other expense
8 classes during fiscal year 2020.

9 SECTION 5. PROGRAM INTEGRITY. Notwithstanding any other provision of
10 law to the contrary, the Department of Health and Welfare shall be required
11 to provide those services authorized or mandated by law in each program, only
12 to the extent of funding and available resources appropriated for each bud-
13 geted program.

14 SECTION 6. LIMITING TRANSFER OF LEGISLATIVE APPROPRIATIONS. Notwith-
15 standing the provisions of Section 67-3511, Idaho Code, Cooperative Welfare
16 (General) Fund moneys appropriated to the Divisions of Mental Health Ser-
17 vices and Psychiatric Hospitalization may be transferred between divisions
18 but shall not be transferred to any other division or program within the De-
19 partment of Health and Welfare without legislative approval.

20 SECTION 7. EDUCATIONAL NEEDS. The Department of Health and Welfare
21 shall be responsible for the educational needs of school-age children placed
22 in its custody by the courts for either child protective issues or mental
23 health issues. If the department places a child in a licensed residential
24 treatment facility that includes a nonpublic accredited school, and it is
25 determined by the department that it is in the best interests of the child
26 to be educated at the residential treatment facility, then it is the re-
27 sponsibility of the department to pay for such education per student, per
28 educational day. Other Idaho state agencies shall not be precluded from
29 exercising their responsibility to ensure a free and appropriate education
30 for these students within the requirements of federal disability law. The
31 fiscal impact of this section is included within existing department base
32 appropriations.

33 SECTION 8. INTERAGENCY PAYMENT FOR JUVENILE DETENTION CLINICIANS CON-
34 TRACT. No later than July 16, 2019, the Children's Mental Health Program
35 shall make an interagency payment of \$327,000 from the Cooperative Welfare
36 (General) Fund to the Department of Juvenile Corrections to be used for the
37 purchase of contract clinician services with juvenile detention facilities
38 in Idaho for the period July 1, 2019, through June 30, 2020.

39 SECTION 9. BEHAVIORAL HEALTH COMMUNITY CRISIS CENTERS. The Behavioral
40 Health Community Crisis Centers located in Idaho Falls, Coeur d'Alene, Twin
41 Falls, and Boise shall submit their plans for achieving non-state funding
42 with the Legislature in conformance with the requirements of their contracts
43 with the Department of Health and Welfare and shall demonstrate the extent to
44 which the centers will receive financial support from non-state sources for

1 ongoing operations. These plans shall be submitted to the Legislative Ser-
2 vices Office no later than December 31, 2019. Further, all other community
3 crisis centers shall submit their plans upon completion of two (2) years of
4 operations.

5 SECTION 10. EXEMPTIONS FROM PROGRAM TRANSFER LIMITATIONS. The Commu-
6 nity Hospitalization Program is hereby exempted from the provisions of Sec-
7 tion 67-3511(2), Idaho Code, allowing unlimited transfers into the Commu-
8 nity Hospitalization Program from other programs within the Department of
9 Health and Welfare for all moneys appropriated to it for the period July 1,
10 2019, through June 30, 2020.