

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 264

BY APPROPRIATIONS COMMITTEE

AN ACT

1 APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DI-  
 2 VISIONS OF MENTAL HEALTH SERVICES, PSYCHIATRIC HOSPITALIZATION AND  
 3 SUBSTANCE ABUSE TREATMENT AND PREVENTION FOR FISCAL YEAR 2016; LIMIT-  
 4 ING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING  
 5 FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING  
 6 EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING LEGISLATIVE  
 7 INTENT FOR PROGRAM INTEGRITY; LIMITING TRANSFER OF LEGISLATIVE APPRO-  
 8 PRIATIONS; CLARIFYING RESPONSIBILITY FOR EDUCATION OF CERTAIN CHILDREN  
 9 IN STATE CARE; DIRECTING AN INTERAGENCY PAYMENT FOR JUVENILE DETENTION  
 10 CLINICIANS CONTRACT; PROVIDING FOR COURT SERVICES FUND TRANSFERS; AND  
 11 PROVIDING LEGISLATIVE INTENT RELATING TO A BEHAVIORAL HEALTH CRISIS  
 12 CENTER LOCATION.  
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14 Be It Enacted by the Legislature of the State of Idaho:

15 SECTION 1. There is hereby appropriated to the Department of Health and  
 16 Welfare, the following amounts to be expended according to the designated  
 17 programs and expense classes, from the listed funds for the period July 1,  
 18 2015, through June 30, 2016:

	FOR	FOR	FOR	FOR	
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND	
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	TOTAL
				PAYMENTS	
23 I. MENTAL HEALTH SERVICES:					
24 A. CHILDREN'S MENTAL HEALTH:					
25 FROM:					
26 Cooperative Welfare (General)					
27 Fund	\$4,084,200	\$630,000		\$3,304,000	\$8,018,200
28 Cooperative Welfare (Dedicated)					
29 Fund				164,500	164,500
30 Cooperative Welfare (Federal)					
31 Fund	<u>1,951,600</u>	<u>1,356,100</u>		<u>1,117,600</u>	<u>4,425,300</u>
32 TOTAL	\$6,035,800	\$1,986,100		\$4,586,100	\$12,608,000
33 B. ADULT MENTAL HEALTH:					
34 FROM:					
35 Cooperative Welfare (General)					
36 Fund	\$13,133,500	\$1,417,600		\$4,657,900	\$19,209,000

	FOR	FOR	FOR	FOR	TOTAL
	PERSONNEL	OPERATING	CAPITAL	TRUSTEE AND	
	COSTS	EXPENDITURES	OUTLAY	BENEFIT	
				PAYMENTS	
5	Cooperative Welfare (Dedicated)				
6	Fund	101,400		350,000	451,400
7	Drug Court, Mental Health and Family Court Services				
8	Fund	159,800	98,000		257,800
9	Cooperative Welfare (Federal)				
10	Fund	<u>2,033,000</u>	<u>1,350,100</u>	<u>803,700</u>	<u>4,186,800</u>
11	TOTAL	\$15,427,700	\$2,865,700	\$5,811,600	\$24,105,000
12	DIVISION TOTAL	\$21,463,500	\$4,851,800	\$10,397,700	\$36,713,000
13	II. PSYCHIATRIC HOSPITALIZATION:				
14	A. COMMUNITY HOSPITALIZATION:				
15	FROM:				
16	Cooperative Welfare (General)				
17	Fund			\$3,069,000	\$3,069,000
18	B. STATE HOSPITAL NORTH:				
19	FROM:				
20	Cooperative Welfare (General)				
21	Fund	\$6,487,900	\$497,200	\$33,300	\$7,040,800
22	Cooperative Welfare (Dedicated)				
23	Fund	145,300			145,300
24	State Hospital North Endowment Income				
25	Fund	<u>371,900</u>	<u>815,200</u>	<u>0</u>	<u>44,500</u>
26	TOTAL	\$7,005,100	\$1,312,400	\$33,300	\$8,417,700
27	C. STATE HOSPITAL SOUTH:				
28	FROM:				
29	Cooperative Welfare (General)				
30	Fund	\$8,861,100		\$217,300	\$9,078,400
31	Cooperative Welfare (Dedicated)				
32	Fund	3,003,900	\$984,200	\$98,500	4,087,500
33	Mental Hospital Endowment Income				
34	Fund	2,810,900	1,626,500	145,000	4,582,400

				FOR		
	FOR	FOR	FOR	TRUSTEE AND		
	PERSONNEL	OPERATING	CAPITAL	BENEFIT		
	COSTS	EXPENDITURES	OUTLAY	PAYMENTS	TOTAL	
5	Cooperative Welfare (Federal)					
6	Fund	<u>3,968,700</u>	<u>1,346,700</u>	<u>42,000</u>	<u>25,800</u>	<u>5,383,200</u>
7	TOTAL	\$18,644,600	\$3,957,400	\$285,500	\$244,000	\$23,131,500
8	DIVISION TOTAL	\$25,649,700	\$5,269,800	\$318,800	\$3,379,900	\$34,618,200
9	III. SUBSTANCE ABUSE TREATMENT AND PREVENTION:					
10	FROM:					
11	Cooperative Welfare (General)					
12	Fund	\$526,600	\$573,500	\$1,455,400	\$2,555,500	
13	Prevention of Minors' Access to Tobacco					
14	Fund	6,600	43,800		50,400	
15	Cooperative Welfare (Dedicated)					
16	Fund	47,500	438,300		485,800	
17	Liquor Control					
18	Fund			650,000	650,000	
19	Cooperative Welfare (Federal)					
20	Fund	<u>846,600</u>	<u>3,459,200</u>	<u>8,628,400</u>	<u>12,934,200</u>	
21	TOTAL	\$1,427,300	\$4,514,800	\$10,733,800	\$16,675,900	
22	GRAND TOTAL	\$48,540,500	\$14,636,400	\$318,800	\$24,511,400	\$88,007,100

23 SECTION 2. FTP AUTHORIZATION. In accordance with Section 67-3519,  
 24 Idaho Code, each of the programs in the Department of Health and Welfare  
 25 listed below is authorized no more than the number of full-time equivalent  
 26 positions at any point during the period July 1, 2015, through June 30, 2016,  
 27 unless specifically authorized by the Governor. The Joint Finance-Appropriations  
 28 Committee will be notified promptly of any increased positions so  
 29 authorized.

30	Adult Mental Health .....	207.49
31	Children's Mental Health .....	79.67
32	State Hospital North .....	100.27
33	State Hospital South .....	268.85
34	Substance Abuse Treatment and Prevention .....	16.72

35 SECTION 3. GENERAL FUND TRANSFERS. As appropriated, the State Con-  
 36 troller shall make transfers from the General Fund to the Cooperative

1 Welfare Fund periodically, as requested by the director of the Department of  
2 Health and Welfare and approved by the Board of Examiners.

3 SECTION 4. TRUSTEE AND BENEFIT PAYMENTS. Notwithstanding the provi-  
4 sions of Section 67-3511, Idaho Code, funds budgeted in the trustee and  
5 benefit payments expenditure class shall not be transferred to any other  
6 expense class during fiscal year 2016.

7 SECTION 5. PROGRAM INTEGRITY. Notwithstanding any other provisions of  
8 law, it is hereby declared to be the intent of the Legislature that the De-  
9 partment of Health and Welfare shall be required to provide those services  
10 authorized or mandated by law in each program, only to the extent of funding  
11 and available resources appropriated for each budgeted program.

12 SECTION 6. LIMITING TRANSFER OF LEGISLATIVE APPROPRIATIONS. Notwith-  
13 standing the provisions of Section 67-3511, Idaho Code, Cooperative Welfare  
14 (General) Fund moneys appropriated to the Adult Mental Health Program and  
15 Children's Mental Health Program shall not be transferred to any other pro-  
16 gram outside of Mental Health Services without legislative approval.

17 SECTION 7. LEGISLATIVE INTENT. It is the finding of the Legislature  
18 that the Department of Health and Welfare is responsible for the educational  
19 needs of school-age children placed in their custody by the courts for either  
20 child protective or for mental health issues. If the Department of Health  
21 and Welfare places a child in a licensed residential treatment facility that  
22 includes a non-public accredited school, and it is determined by the Depart-  
23 ment of Health and Welfare that it is in the best interests of the child to be  
24 educated at the residential treatment facility, then it is the responsibil-  
25 ity of the Department of Health and Welfare to pay for such education at the  
26 rate of \$71.05 per student per educational day. This intent language does  
27 not preclude other Idaho state agencies from exercising their responsibil-  
28 ity to ensure a free and appropriate education for these students within the  
29 requirements of federal disability law. The fiscal impact of this language  
30 is approximately \$690,000 from existing appropriations.

31 SECTION 8. INTERAGENCY PAYMENT FOR JUVENILE DETENTION CLINICIANS CON-  
32 TRACT. The Children's Mental Health Program shall, no later than July 16,  
33 2015, make an interagency payment of \$327,000 from the Cooperative Welfare  
34 (General) Fund to the Department of Juvenile Corrections to be used for the  
35 purchase of contract clinician services with juvenile detention facilities  
36 in Idaho, for the period July 1, 2015, through June 30, 2016.

37 SECTION 9. COURT SERVICES FUND TRANSFERS. As appropriated, the State  
38 Controller shall make transfers from the Court Services Fund to the Cooper-  
39 ative Welfare Fund periodically, as requested by the director of the Depart-  
40 ment of Health and Welfare and approved by the Board of Examiners.

41 SECTION 10. BEHAVIORAL HEALTH CRISIS CENTER LOCATION. It is the intent  
42 of the Legislature that \$1,720,000 of the amount provided in Section 1 of  
43 this act is for a Behavioral Health Crisis Center, to be located in Health and

1 Welfare Region 1 or Region 2. The communities have demonstrated the need for  
2 additional behavioral health services and the willingness to support a Be-  
3 havioral Health Crisis Center. This center will be in addition to the first  
4 crisis center that was funded by the appropriation made in Section 1, Chapter  
5 315, Laws of 2014.