

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2014
100TH GENERAL ASSEMBLY

2014H.03C

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2020.

Be it enacted by the General Assembly of the state of Missouri, as follows:

There is appropriated out of the State Treasury, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the purpose of funding each department, division, agency, and program described herein for the item or items stated, and for no other purpose whatsoever chargeable to the fund designated for the period ending June 30, 2020, as follows:

PART 1

Section 14.000. Each appropriation in this act shall consist of the item or items in each section of Part 1 of this act, for the amount and purpose and from the fund designated in each section of Part 1, as well as all additional clarifications of purpose in Part 2 of this act that make reference by section to said item or items in Part 1. Any clarification of purpose in Part 2 shall state the section or sections in Part 1 to which it attaches and shall, together with the language of said section(s) in Part 1, form the complete statement of purpose of the appropriation. As such, the provisions of Part 2 of this act shall not be severed from Part 1, and if any clarification of purpose in Part 2 is for any reason held to be invalid, such decision shall

12 invalidate all of the appropriations in this act of which said
 13 clarification of purpose is a part. Part 3 of this act shall consist of
 14 guidance to the Department of Mental Health, the Department of
 15 Health and Senior Services, and the Department of Social Services
 16 in implementing the appropriations found in Part 1 and Part 2 of
 17 this act.

Section 14.005. To the Department of Elementary and Secondary
 2 Education

3 For distributions to the free public schools of \$15,865,787 under the
 4 School Foundation Program as provided in Chapter 163, RSMo,
 5 provided that no funds are used to support the distribution or
 6 sharing of any individually identifiable student data for
 7 non-educational purposes, marketing or advertising, as follows:

8 For the Foundation Formula	
9 From General Revenue Fund (0101).	\$15,865,787
10 For Early Childhood Special Education	
11 From General Revenue Fund (0101).	<u>11,976,004</u>
12 Total	\$27,841,791

Section 14.007. To the Department of Elementary and Secondary
 2 Education

3 For organizations, including but not limited to Parents as Teachers and
 4 Adoption Resource Centers in Northeast Missouri, providing
 5 prevention services and programs, home visiting services, family
 6 training, family and newborn health education services, and other
 7 programs authorized under the Family First Prevention Services
 8 Act

9 From Elementary and Secondary Education - Federal Fund (0105).	\$5,000,000
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Section 14.010. To the Department of Elementary and Secondary
 2 Education

3 For receiving and expending early childhood education grants

4 From Elementary and Secondary Education - Federal Fund (0105).	\$4,676,961
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Section 14.020. To the Department of Elementary and Secondary
 2 Education
 3 For Student Support and Enrichment grants pursuant to Title IV, Part A of
 4 the Elementary and Secondary Education Act of 1965 as amended
 5 by the Every Student Succeeds Act of 2015
 6 From Elementary and Secondary Education - Federal Fund (0105).....\$8,000,000

Section 14.022. To the Department of Higher Education and Workforce
 2 Development
 3 For the Division of Workforce Development
 4 For funding for persons with autism through a contract with a Southeast
 5 Missouri organization concentrating on the maximization of
 6 giftedness, workforce transition skills, independent living skills,
 7 and employment support services
 8 From General Revenue Fund (0101). \$28,000

Section 14.025. To Southeast Missouri State University
 2 For the payment of refunds set off against debt as required by Section
 3 143.786, RSMo
 4 From Debt Offset Escrow Fund (0753). \$150,000

Section 14.030. To the Department of Revenue
 2 Funds are to be transferred out of the State Treasury, chargeable to
 3 the General Revenue Fund, to the State Highways and
 4 Transportation Department Fund, for reimbursement of collection
 5 expenditures in excess of the three percent (3%) limit established
 6 by Article IV, Sections 29, 30(a), 30(b), and 30(c) of the
 7 Constitution of Missouri
 8 From General Revenue Fund (0101). \$243,428

Section 14.035. To the Department of Revenue
 2 For distribution of emblem use fee contributions collected for specialty
 3 plates
 4 From General Revenue Fund (0101). \$19,000

Section 14.040. To the Department of Revenue

- 2 For refunds for overpayment or erroneous payment of any tax or any
- 3 payment credited to the General Revenue Fund
- 4 From General Revenue Fund (0101). \$100,000,000

Section 14.060. To the Department of Transportation

- 2 For the Construction Program
- 3 To pay the costs of reimbursing counties and other political
- 4 subdivisions for the acquisition of roads and bridges taken over by
- 5 the state as permanent parts of the state highway system and for
- 6 the costs of locating, relocating, establishing, acquiring,
- 7 constructing, reconstructing, widening, and improving those
- 8 highways, bridges, tunnels, parkways, travelways, tourways, and
- 9 coordinated facilities authorized under Article IV, Section 30(b) of
- 10 the Constitution of Missouri and for acquiring materials,
- 11 equipment, and buildings necessary for such purposes and for
- 12 other purposes and contingencies relating to the location and
- 13 construction of highways and bridges and to expend funds from
- 14 the United States Government for like purposes
- 15 Expense and Equipment
- 16 From State Road Fund (0320). \$5,000,000

Section 14.065. To the Department of Transportation

- 2 For the Transit Program
- 3 For grants to public transit providers to replace, rehabilitate, and
- 4 purchase vehicles and related equipment and to construct
- 5 vehicle-related facilities
- 6 From Multimodal Operations Federal Fund (0126). \$7,000,000

Section 14.066. To the Department of Transportation

- 2 For the Waterways Program
- 3 For ferryboat operation grants
- 4 From State Road Fund (0320). \$50,000

Section 14.070. To the Office of Administration

- 2 For the Division of Accounting

3 For interest payments on federal grant monies in accordance with the Cash
 4 Management Improvement Act of 1990 and 1992, and any other
 5 interest or penalties due to the federal government
 6 From General Revenue Fund (0101). \$385,775

Section 14.075. To the Office of Administration

2 For transferring funds for state employees and participating political
 3 subdivision to the OASDHI Contributions Fund
 4 From Federal Funds (Various). \$1,000,000
 5 From Other Funds (Various). 1,000,000
 6 Total \$2,000,000

Section 14.080. To the Office of Administration

2 For transferring funds for the state's contribution to the Missouri State
 3 Employees' Retirement System to the State Retirement
 4 Contributions Fund
 5 From Federal Funds (Various). \$1,765,396
 6 From Other Funds (Various). 1,765,396
 7 Total \$3,530,792

Section 14.085. To the Office of Administration

2 For transferring funds for the state's contribution to the Missouri
 3 Consolidated Health Care Plan to the Missouri Consolidated
 4 Health Care Plan Benefit Fund
 5 From General Revenue Fund (0101). \$3,233,750
 6 From Federal Funds (Various). 1,765,395
 7 From Other Funds (Various). 1,765,396
 8 Total \$6,764,541

Section 14.090. To the Office of Administration

2 For the Division of Accounting
 3 For payment of the state's contribution to the Missouri Consolidated
 4 Health Care Plan
 5 From Missouri Consolidated Health Care Plan Benefit Fund (0765). \$3,233,750

Section 14.091. To the Department of Conservation

- 2 For the Office of Director
- 3 For the purchase of a replacement helicopter, provided none of these
- 4 funds be expended for vehicle checkpoints
- 5 Expense and Equipment
- 6 From Conservation Commission Fund (0609).....\$3,689,781

Section 14.095. To the Department of Economic Development

- 2 For the Business and Community Solutions Division
- 3 For the Missouri Community Service Commission
- 4 Personal Service. \$10,000
- 5 Expense and Equipment. 480,458
- 6 From Community Service Commission Fund (0197)..... \$490,458

Section 14.100. To the Department of Mental Health

- 2 For the Office of the Director
- 3 For paying overtime to state employees. Nonexempt state employees
- 4 identified by Section 105.935, RSMo, will be paid first with any
- 5 remaining funds being used to pay overtime to any other state
- 6 employees
- 7 Personal Service
- 8 From General Revenue Fund (0101). \$3,922,500

Section 14.105. To the Department of Mental Health

- 2 For the Office of the Director
- 3 For receiving and expending grants, donations, contracts, and payments
- 4 from private, federal, and other governmental agencies which may
- 5 become available between sessions of the General Assembly
- 6 provided that the General Assembly shall be notified of the source
- 7 of any new funds and the purpose for which they shall be
- 8 expended, in writing, prior to the use of said funds
- 9 Personal Service. \$70,000
- 10 Expense and Equipment. 900,000
- 11 From Department of Mental Health Federal Fund (0148) \$970,000

Section 14.110. To the Department of Mental Health

- 2 For the Division of Behavioral Health

3 For funding youth community programs
 4 Expense and Equipment
 5 From General Revenue Fund (0101). \$834,127

Section 14.115. To the Department of Mental Health

2 For the Division of Developmental Disabilities
 3 To pay the state operated Intermediate Care Facilities for
 4 Individuals with Intellectual Disabilities (ICF/ID) provider tax
 5 Expense and Equipment
 6 From General Revenue Fund (0101). \$200,000

Section 14.120. To the Department of Mental Health

2 For the Division of Developmental Disabilities
 3 For funding developmental disabilities services
 4 Expense and Equipment
 5 From Department of Mental Health Federal Fund (0148) \$348,724

Section 14.125. To the Department of Mental Health

2 Funds are to be transferred out of the State Treasury to
 3 Department of Mental Health Federal Fund
 4 From Intermediate Care Facility Intellectually Disabled Reimbursement
 5 Allowance Fund (0901). \$676,996

Section 14.130. To the Department of Health and Senior Services

2 For the Division of Senior and Disability Services
 3 For funding non-Medicaid reimbursable senior and disability programs
 4 Expense and Equipment
 5 From General Revenue Fund (0101). \$400,000

Section 14.135. To the Department of Health and Senior Services

2 Funds are to be transferred out of the State Treasury, chargeable to
 3 the General Revenue Fund - County Foreign Tax Distribution, to
 4 the Senior Services Growth and Development Program Fund
 5 From General Revenue Fund (0101). \$3,968,860

Section 14.140. To the Department of Health and Senior Services

2 For the Division of Senior and Disability Services
 3 For funding Home and Community Services grants to be distributed to the
 4 Area Agency on Aging
 5 From Senior Services Growth and Development Program Fund (0419).....\$3,968,860

Section 14.142. To the Department of Social Services

2 Funds are to be transferred out of the State Treasury to the
 3 Elementary and Secondary Education Federal Fund
 4 From Department of Social Services Federal Fund (0610). \$5,000,000

Section 14.145. To the Department of Social Services

2 For the Division of Finance and Administrative Services
 3 For the receipt and disbursement of refunds and incorrectly deposited
 4 receipts to allow the over-collection of accounts receivables to be
 5 paid back to the recipient
 6 From Title XIX - Federal Fund (0163).....\$2,428,211
 7 From Premium Fund (0885)..... 672,900
 8 Total \$3,101,111

Section 14.150. To the Department of Social Services

2 For the Family Support Division
 3 For nursing care payments to aged, blind, or disabled persons, and for
 4 personal funds to recipients of Supplemental Nursing Care
 5 payments as required by Section 208.030, RSMo
 6 From General Revenue Fund (0101). \$333,715

Section 14.155. To the Department of Social Services

2 For the Family Support Division
 3 For the Food Distribution Program and the receipt and disbursement of
 4 Donated Food Program payments
 5 From Department of Social Services Federal Fund (0610). \$2,175,029

Section 14.160. To the Department of Social Services

2 For the Family Support Division
 3 For business enterprise programs for the blind
 4 From Department of Social Services Federal Fund (0610). \$1,513,105

Section 14.165. To the Department of Social Services

- 2 For the Children's Division
- 3 For transactions involving personal funds of children in the custody of the
- 4 Children's Division
- 5 From Alternative Care Trust Fund (0905)..... \$3,000,000

Section 14.170. To the Department of Social Services

- 2 For the MO HealthNet Division
- 3 For pharmaceutical payments under the MO HealthNet fee-for-service
- 4 program, professional fees for pharmacists, and for a
- 5 comprehensive chronic care risk management program, provided
- 6 that not more than twenty-five percent (25%) flexibility is allowed
- 7 between Sections 14.170, 14.180, 14.185, 14.195, 14.200, 14.210,
- 8 14.220, and 14.225
- 9 From General Revenue Fund (0101). \$6,010,111
- 10 From Title XIX - Federal Fund (0163)..... 11,214,428
- 11 Total \$17,224,539

Section 14.175. To the Department of Social Services

- 2 For the MO HealthNet Division
- 3 For the purpose of funding pharmaceutical payments under the
- 4 Missouri Rx Plan authorized by Sections 208.780 through
- 5 208.798, RSMo
- 6 From General Revenue Fund (0101). \$32,303

Section 14.180. To the Department of Social Services

- 2 For the MO HealthNet Division
- 3 For physician services and related services including, but not limited to,
- 4 clinic and podiatry services, telemedicine services,
- 5 physician-sponsored services and fees, laboratory and x-ray
- 6 services, asthma related services, services provided by chiropractic
- 7 physicians, and family planning services under the MO HealthNet
- 8 fee-for-service program, and for a comprehensive chronic care risk
- 9 management program, Major Medical Prior Authorization,
- 10 provided that not more than twenty-five percent (25%) flexibility

11 is allowed between Sections 14.170, 14.180, 14.185, 14.195,
 12 14.200, 14.210, 14.220, and 14.225
 13 From General Revenue Fund (0101). \$2,034,796

Section 14.185. To the Department of Social Services

2 For the MO HealthNet Division
 3 For funding long-term care services
 4 For care in nursing facilities under the MO HealthNet fee-for-service
 5 program and for contracted services to develop model policies and
 6 practices that improve the quality of life for long-term care
 7 residents, provided that not more than twenty-five percent (25%)
 8 flexibility is allowed between Sections 14.170, 14.180, 14.185,
 9 14.195, 14.200, 14.210, 14.220, and 14.225
 10 From General Revenue Fund (0101). \$965,887

Section 14.190. To the Department of Social Services

2 For the MO HealthNet Division
 3 For Nursing Facility Reimbursement Allowance payments as provided
 4 by law
 5 From Nursing Facility Reimbursement Allowance Fund (0196). \$14,381,258

Section 14.195. To the Department of Social Services

2 For the MO HealthNet Division
 3 For all other non-institutional services including, but not limited to,
 4 rehabilitation, optometry, audiology, ambulance, non-emergency
 5 medical transportation, durable medical equipment, and eyeglasses
 6 under the MO HealthNet fee-for-service program, and for
 7 rehabilitation services provided by residential treatment facilities
 8 as authorized by the Children's Division for children in the care
 9 and custody of the Children's Division, provided that not more
 10 than twenty-five percent (25%) flexibility is allowed between
 11 Sections 14.170, 14.180, 14.185, 14.195, 14.200, 14.210, 14.220,
 12 and 14.225
 13 From General Revenue Fund (0101). \$186,168

Section 14.200. To the Department of Social Services

2 For the MO HealthNet Division

3 For hospital care under the MO HealthNet fee-for-service program, and
4 for a comprehensive chronic care risk management program,
5 provided that the MO HealthNet Division shall track payments to
6 out-of- state hospitals by location, and further provided that not
7 more than twenty-five percent (25%) flexibility is allowed between
8 Sections 14.170, 14.180, 14.185, 14.195, 14.200, 14.210, 14.220,
9 and 14.225

10 From General Revenue Fund (0101). \$1,102,543

Section 14.205. To the Department of Social Services

2 For the MO HealthNet Division

3 For payment to Tier 1 Safety Net Hospitals, by maximizing eligible costs
4 for federal Medicaid funds, utilizing current state and local
5 funding sources as match for services that are not currently
6 matched with federal Medicaid payments

7 From Title XIX - Federal Fund (0163). \$787,800

8 From Department of Social Services Intergovernmental Transfer Fund
9 (0139). 412,200

10 Total \$1,200,000

Section 14.210. To the Department of Social Services

2 For the MO HealthNet Division

3 For health homes, provided that not more than twenty-five percent (25%)
4 flexibility is allowed between Sections 14.170, 14.180, 14.185,
5 14.195, 14.200, 14.210, 14.220, and 14.225

6 From General Revenue Fund (0101). \$687,797

Section 14.215. To the Department of Social Services

2 For the MO HealthNet Division

3 For payments to hospitals under the Federal Reimbursement Allowance
4 Program including state costs to pay for an independent audit of
5 Disproportionate Share Hospital payments as required by the
6 Centers for Medicare and Medicaid Services, for the expenses of
7 the Poison Control Center in order to provide services to all

8 hospitals within the state, and for the Gateway to Better Health
 9 1115 Demonstration
 10 For a continuation of the services provided through Medicaid
 11 Emergency Psychiatric Demonstration as required by Section
 12 208.152(16), RSMo
 13 From Federal Reimbursement Allowance Fund (0142). \$225,789,964

Section 14.220. To the Department of Social Services

2 For the MO HealthNet Division
 3 For funding programs to enhance access to care for uninsured children
 4 using fee for services, prepaid health plans, or other alternative
 5 service delivery and reimbursement methodology approved by the
 6 director of the Department of Social Services, provided that
 7 families of children receiving services under this section shall pay
 8 the following premiums to be eligible to receive such services:
 9 zero percent on the amount of a family's income which is less than
 10 or equal to 150 percent of the federal poverty level; four percent on
 11 the amount of a family's income which is less than or equal to 185
 12 percent of the federal poverty level but greater than 150 percent of
 13 the federal poverty level; eight percent on the amount of a family's
 14 income which is less than or equal to 225 percent of the federal
 15 poverty level but greater than 185 percent of the federal poverty
 16 level; fourteen percent on the amount of a family's income which
 17 is less than or equal to 300 percent of the federal poverty level but
 18 greater than 225 percent of the federal poverty level not to exceed
 19 five percent of total income; families with an annual income of
 20 more than 300 percent of the federal poverty level are ineligible for
 21 this program, provided that not more than twenty-five percent
 22 (25%) flexibility is allowed between Sections 14.170, 14.180,
 23 14.185, 14.195, 14.200, 14.210, 14.220, and 14.225
 24 From General Revenue Fund (0101). \$3,644,370

Section 14.225. To the Department of Social Services

2 For the MO HealthNet Division
 3 For the Show-Me Healthy Babies Program authorized by Section 208.662,
 4 RSMo, provided that not more than twenty-five percent (25%)

5 flexibility is allowed between Sections 14.170, 14.180, 14.185,
 6 14.195, 14.200, 14.210, 14.220, and 14.225
 7 From General Revenue Fund (0101). \$1,717,957

Section 14.227. To the State Treasurer

2 Funds are to be transferred out of the State Treasury to the General
 3 Revenue Fund
 4 From Other Funds (Various). \$10,000,000

Section 14.230. To the Office of Administration

2 For the Division of Facilities Management, Design and Construction
 3 For receipt and expenditure of insurance or other reimbursements for
 4 damage from natural or man-made events
 5 From Facilities Maintenance Reserve Fund (0124). \$5,000,000

PART 2

Section 14.400. To the Department of Transportation

2 In reference to Sections 14.060, 14.065 and 14.066 of Part 1 of this
 3 act:
 4 No funds shall be expended for the development, implementation,
 5 advancement, construction, maintenance, or operation of toll roads
 6 on interstate highways.

Section 14.405. To the Department of Mental Health

2 In reference to Section 14.110 of Part 1 of this act:
 3 No funds shall be expended in furtherance of provider rates greater
 4 than 1.5% above the rate in effect on January 1, 2019, except for
 5 Certified Community Behavioral Health Clinics, for whom no
 6 funds shall be expended in furtherance of actuarial rates greater
 7 than those approved by the Department of Mental Health, and
 8 further excepting providers of children’s residential treatment
 9 services, for whom no funds shall be expended in furtherance of
 10 provider rates greater than: \$119.67 daily for children’s basic
 11 residential treatment services, \$113.67 daily for children’s infant,
 12 toddler, or preschool residential treatment services, \$133.04 daily

13 for children’s level 2 residential treatment services, \$133.33 daily
14 for children’s level 3 residential treatment services, \$175.26 daily
15 for children’s level 4 residential treatment services, and 1.5%
16 above the rate in effect on January 1, 2019, for all other services.

Section 14.410. To the Department of Social Services

2 In reference to Sections 14.180 and 14.210 of Part 1 of this act:
3 No funds shall be expended in furtherance of provider rates greater
4 than 1.5% above the rate in effect on January 1, 2019, except for
5 Certified Community Behavioral Health Clinics, for whom no
6 funds shall be expended in furtherance of actuarial rates greater
7 than those approved by the Department of Mental Health.

Section 14.415. To the Department of Social Services

2 In reference to Section 14.185 of Part 1 of this act:
3 No funds shall be expended in furtherance of nursing facility
4 provider rates greater than \$2.03 per bed day above the rate in
5 effect on January 1, 2019. If the effective date of the rate increase
6 is after July 1, 2019, any nursing facility provider rate increase
7 shall be prorated over the remaining portion of the fiscal year, but
8 in no event shall the total amount resulting from all provider rate
9 increases to any provider be greater than the amount that would
10 result from implementing a \$2.03 per bed day increase, on July 1,
11 2019, over the rate in effect on January 1, 2019, to said provider.
12 No funds shall be expended in furtherance of home health provider
13 rates greater than 1.5% above the rate in effect on January 1, 2019.

Section 14.420. To the Department of Social Services

2 In reference to Section 14.195 of Part 1 of this act:
3 No funds shall be expended in furtherance of provider rates greater
4 than 1.5% above the rate in effect on January 1, 2019, except for
5 providers of non-emergency medical transportation for MO
6 HealthNet, for whom no funds shall be expended in furtherance of
7 provider rates greater than 5.4% above the rate in effect on January
8 1, 2019; and further excepting providers of non-emergency
9 medical transportation for the Department of Mental Health for

10 whom no funds shall be expended in furtherance of provider rates
11 greater than 2.3% above the rate in effect on January 1, 2019, and
12 further excepting providers of hospice care, for whom no funds
13 shall be expended in furtherance of room and board rates greater
14 than \$1.93 above the rate in effect on January 1, 2019 and for
15 whom no funds shall be expended in furtherance of provider rates
16 for routine home care, continuous home care, inpatient respite
17 care, service intensity add-on care, and inpatient care greater than
18 2.11% above the rate in effect on January 1, 2019, and further
19 excepting providers of children's residential treatment services, for
20 whom no funds shall be expended in furtherance of provider rates
21 greater than: \$133.04 daily for children's level 2 residential
22 treatment services, \$133.33 daily for children's level 3 residential
23 treatment services, \$175.26 daily for children's level 4 residential
24 treatment services, and 1.5% above the rate in effect on January 1,
25 2019, for all other services.

Section 14.425. To the Department of Mental Health, the Department of
2 Health and Senior Services, and the Department of Social Services
3 In reference to Section 14.100 through and including Section
4 14.225 in Part 1 of this act:
5 No funds shall be expended on any program that performs
6 abortions or that counsels women to have an abortion other than
7 the exceptions required by federal law.

Section 14.430. To the Department of Mental Health, the Department of
2 Health and Senior Services, and the Department of Social Services
3 In reference to Section 14.100 through and including Section
4 14.225 in Part 1 of this act:
5 No funds shall be expended for the purpose of Medicaid expansion
6 as outlined under the Affordable Care Act.

PART 3

Section 14.500. To the Department of Mental Health, the Department of
2 Health and Senior Services, and the Department of Social Services

3 In reference to Section 14.100 through and including Section
4 14.225 in Part 1 of this act:

5 No funds shall be expended to any clinic, physician’s office, or any
6 other place or facility in which abortions are performed or induced
7 other than a hospital, or any affiliate or associate of any such
8 clinic, physician’s office, or place or facility in which abortions are
9 performed or induced other than a hospital.

Bill Totals

General Revenue Fund.....	\$57,592,878
Federal Funds.....	46,707,296
Other Funds.....	<u>256,853,995</u>
Total	\$361,154,169

