

SECOND REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 1014**  
**92ND GENERAL ASSEMBLY**

2414S.03C

2004

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**AN ACT**

To appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2004.

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

There is appropriated out of the State Treasury, chargeable to the fund and for the agency and purpose designated, for the period ending June 30, 2004, as follows:

Section 14.005. To the Department of Elementary and Secondary Education  
2 For distributions to the free public schools under the School Foundation  
3 Program as provided in Chapter 163, RSMo, for the Early  
4 Childhood Special Education Program  
5 From Lottery Proceeds Fund ..... \$14,980,488

Section 14.010. To the Department of Elementary and Secondary Education  
2 For State Board of Education operated school programs  
3 Expense and Equipment  
4 From General Revenue ..... \$1,004,000  
5 From Federal Funds ..... 1,000,000  
6 Total ..... \$2,004,000

Section 14.015. To the Department of Elementary and Secondary Education  
2 For the Division of Special Education

Personal Service

2 From General Revenue Fund . . . . . \$10,135

Section 14.020. To the Department of Elementary and Secondary Education

2 For grants to rural and low income schools

3 From Federal Funds . . . . . \$300,000

Section 14.025. To the Department of Elementary and Secondary Education

2 For the First Steps Program provided that any future RFP for the First

3 Steps Program funded under this section shall contain an optional  
4 provision providing for contracting through an intergovernmental  
5 agreement with those agencies authorized pursuant to 205.968  
6 through 205.972, RSMo, for administration of individual family  
7 support plan services for eligible children residing in such county.

8 Any intergovernmental agreement may, at the election of the  
9 agency authorized pursuant to 205.968 through 205.972, RSMo,  
10 include system point of entry, services coordination, and other  
11 early intervention services authorized under the First Steps  
12 Program

13 From General Revenue Fund . . . . . \$7,363,648

Section 14.030. To the Department of Higher Education

2 For the Public Service Officer or Employee Survivor Grant Program  
3 pursuant to Section 173.260, RSMo

4 From Lottery Proceeds Fund . . . . . \$22,460

Section 14.035. To the Department of Higher Education

2 For the Vietnam Veterans Survivors Scholarship Program pursuant to  
3 Section 173.235, RSMo

4 From Lottery Proceeds Fund . . . . . \$23,370

Section 14.040. To the Department of Higher Education

2 For the Missouri Guaranteed Student Loan Program  
3 Expense and Equipment

4 From Guaranty Agency Operating Fund . . . . . \$250,000

Section 14.043. There is transferred out of the state treasury,  
 2 chargeable to the General Revenue Fund, amounts from income  
 3 tax refunds designated by taxpayers for deposit in the Division  
 4 of Aging and Elderly Home Delivered Meals Trust Fund,  
 5 Veterans' Trust Fund, Children's Trust Fund, Workers  
 6 Memorial Fund, and Missouri National Guard Trust Fund  
 7 From General Revenue Fund . . . . . \$3,000E

Section 14.044. There is transferred out of the state treasury,  
 2 chargeable to the Workers Memorial Fund, amounts from income  
 3 tax refunds erroneously deposited to said fund, to the General  
 4 Revenue Fund  
 5 From Workers Memorial Fund . . . . . \$250E

Section 14.045. To the Department of Transportation  
 2 For the Rail Program  
 3 For state participation in the joint/federal Amtrak Rail Passenger Service Program  
 4 From General Revenue Fund . . . . . \$884,815

Section 14.050. To the Office of Administration  
 2 For the Commissioner's Office  
 3 For paying an amount in aid to the counties that is the net amount of costs  
 4 in criminal cases, transportation of convicted criminals to the state  
 5 penitentiaries, and costs for reimbursement of the expenses  
 6 associated with extradition, less the amount of unpaid city or  
 7 county liability to furnish public defender office space and utility  
 8 services pursuant to Section 600.040, RSMo  
 9 From General Revenue Fund . . . . . \$5,715,000

Section 14.055 To the Office of Administration  
 2 For the Children's Services Commission  
 3 Expense and Equipment  
 4 From Children's Services Commission Fund . . . . . \$7,000

Section 14.060. To the Department of Agriculture

2 There is hereby transferred out of the State Treasury, chargeable to the  
 3 General Revenue Fund, to the Single-Purpose Animal Facilities  
 4 Loan Guarantee Fund  
 5 From General Revenue Fund . . . . . \$1E

Section 14.065. To the Department of Agriculture

2 For the purpose of funding loan guarantees as provided in Section  
 3 348.190, RSMo  
 4 From Single-Purpose Animal Facilities Loan Guarantee Fund . . . . . \$1E

Section 14.070. To the Department of Agriculture

2 There is hereby transferred out of the State Treasury, chargeable to the  
 3 General Revenue Fund, to the Agricultural Products Utilization  
 4 and Business Development Loan Guarantee Fund  
 5 From General Revenue Fund . . . . . \$1E

Section 14.075. To the Department of Agriculture

2 For the purpose of funding loan guarantees as provided in Section  
 3 348.409, RSMo  
 4 From Agricultural Products Utilization and Business Development  
 5 Loan Guarantee Fund . . . . . \$1E

Section 14.077. To the Department of Agriculture

2 For the Division of Animal Health  
 3 Personal Service . . . . . \$21,667  
 4 Expense and Equipment . . . . . 2,000  
 5 From General Revenue Fund . . . . . 23,667

6 Personal Service . . . . . 21,667  
 7 Expense and Equipment . . . . . 2,000  
 8 From Federal Funds . . . . . 23,667  
 9 Total . . . . . \$47,334

Section 14.080. To the Department of Economic Development

2 For the Division of Administrative Services  
 3 For the Missouri Downtown and Rural Economic Stimulus Act

4 Expense and Equipment  
 5 From General Revenue Fund . . . . . \$33,333

Section 14.085. To the Department of Economic Development

2 For the Division of Business Services  
 3 Personal Service . . . . . \$8,796  
 4 Expense and Equipment . . . . . 5,815  
 5 From General Revenue Fund . . . . . \$14,611

Section 14.090. To the Department of Economic Development

2 For the Division of Community Development  
 3 Personal Service . . . . . \$8,796  
 4 Expense and Equipment . . . . . 5,815  
 5 From General Revenue Fund . . . . . \$14,611

Section 14.095. To the Department of Economic Development

2 For the Missouri Downtown Economic Stimulus Act, as provided in  
 3 sections 99.915 to 99.980, RSMo  
 4 From State Supplemental Downtown Development Fund . . . . . \$1E  
  
 5 For the Missouri Rural Economic Stimulus Act, as provided in sections  
 6 99.1000 to 99.1060, RSMo  
 7 From State Supplemental Rural Development Fund . . . . . 1E  
 8 Total . . . . . \$2

Section 14.100. To the Department of Economic Development

2 There is hereby transferred out of the State Treasury, chargeable to the  
 3 State Supplemental Downtown Development Fund to the General  
 4 Revenue Fund  
 5 From State Supplemental Downtown Development Fund . . . . . \$1E

6 There is hereby transferred out of the State Treasury, chargeable to the  
 7 State Supplemental Rural Development Fund to the General  
 8 Revenue Fund  
 9 From State Supplemental Rural Development Fund . . . . . 1E  
 10 Total . . . . . \$2

Section 14.105. To the Department of Economic Development  
 2 For the Division of Community Development  
 3 For the Delta Regional Authority, provided that funds may be expended  
 4 only if federal funds are appropriated to the Authority pursuant to  
 5 the Consolidated Farm and Rural Development Act (7 U.S.C. 1921  
 6 et seq.)  
 7 From General Revenue Fund . . . . . \$80,000

Section 14.110. To the Department of Economic Development  
 2 For the Office of Public Counsel  
 3 Expense and Equipment  
 4 From General Revenue Fund . . . . . \$20,850

Section 14.115. To the Department of Economic Development  
 2 For general administration of Utility Regulation activities  
 3 For the Public Service Commission  
 4 Personal Service . . . . . \$87,812  
 5 Expense and Equipment . . . . . 60,599  
 6 From Public Service Commission Fund . . . . . \$148,411

Section 14.120. To the Department of Labor and Industrial Relations  
 2 For the Division of Workers' Compensation  
 3 For payment of special claims  
 4 From Workers' Compensation - Second Injury Fund . . . . . \$1,500,000E

Section 14.125. To the Department of Labor and Industrial Relations  
 2 For the Missouri Commission on Human Rights  
 3 Personal Service  
 4 From Federal Funds . . . . . \$42,673

Section 14.130. To the Department of Public Safety  
 2 For the National Forensic Sciences Improvement Act Program  
 3 From Federal Funds . . . . . \$305,226

Section 14.135. To the Department of Public Safety

- 2 For the State Highway Patrol
- 3 For the Enforcement Program
- 4 Expense and Equipment
- 5 From Criminal Record System Fund . . . . . \$1,210,000

Section 14.137. To the Department of Public Safety

- 2 For the State Highway Patrol
- 3 For gasoline expenses for State Highway Patrol vehicles, including aircraft,
- 4 and Gaming Commission vehicles
- 5 Expense and Equipment
- 6 From State Highways and Transportation Department Fund . . . . . \$228,807

Section 14.140. To the Department of Public Safety

- 2 For the State Highway Patrol
- 3 For Technical Services
- 4 Expense and Equipment
- 5 From State Highways and Transportation Department Fund . . . . . \$892,778

Section 14.145. To the Department of Public Safety

- 2 For the State Water Patrol
- 3 Expense and Equipment
- 4 From Federal Funds . . . . . \$90,000

Section 14.150. To the Adjutant General

- 2 For the Veterans' Recognition Program
- 3 For supplies and professional services
- 4 From Veterans' Commission Capital Improvement Trust Fund . . . . . \$404,949

Section 14.160. To the Department of Mental Health

- 2 For the Division of Alcohol and Drug Abuse
- 3 For treatment of alcohol and drug abuse
- 4 From General Revenue Fund . . . . . \$327,508

Section 14.165. To the Department of Mental Health

- 2 For the Division of Comprehensive Psychiatric Services

3 For the purpose of funding adult community programs provided that up to  
 4 ten percent of this appropriation may be used for services for youth  
 5 From General Revenue Fund . . . . . \$1,211,292

Section 14.170. To the Department of Health and Senior Services

2 For the Office of the Director  
 3 For the purpose of funding federal grants which may become available  
 4 between sessions of the General Assembly  
 5 Personal Service . . . . . \$347,653  
 6 Expense and Equipment . . . . . 1,323,066  
 7 From Federal Funds . . . . . \$1,670,719

Section 14.175. To the Department of Health and Senior Services

2 For the Division of Environmental Health and Communicable Disease  
 3 Prevention  
 4 Personal Service . . . . . \$27,117  
 5 Expense and Equipment . . . . . 10,266  
 6 From Missouri Public Health Services Fund . . . . . \$37,383

Section 14.180. To the Department of Social Services

2 For the Family Support Division  
 3 For the purpose of funding the electronic benefit transfers (EBT) system to  
 4 reduce fraud, waste, and abuse  
 5 From General Revenue Fund . . . . . \$428,331  
 6 From Federal Funds . . . . . 375,442  
 7 Total . . . . . \$803,773

Section 14.185. To the Department of Social Services

2 For the Family Support Division  
 3 For the purpose of funding nursing care payments to aged, blind, or  
 4 disabled persons, provided a portion of this appropriation may be  
 5 transferred to the Department of Mental Health for persons  
 6 removed from the Supplemental Nursing Care Program and placed  
 7 in the Supported Housing Program, resulting in a reduction of  
 8 Department of Mental Health supplemental nursing home clients



9           and for personal funds to recipients of Supplemental Nursing Care  
10           payments as required by section 208.030, RSMo  
11 From General Revenue Fund ..... \$458,937

Section 14.190. To the Department of Social Services

2 For the Division of Medical Services

3 For funding long-term care services

4 For the purpose of funding home health, respite care, homemaker chore,  
5           personal care, advanced personal care, adult day care, AIDS,  
6           children’s waiver services, Program for All-Inclusive Care for the  
7           Elderly, and other related services under the Medicaid fee-for-  
8           service and managed care programs. Provided that an individual  
9           eligible for or receiving nursing home care must be given the  
10          opportunity to have those Medicaid dollars follow them to the  
11          community to the extent necessary to meet their unmet needs as  
12          determined by 13 CSR 15 9.030(5) and further be allowed to  
13          choose the personal care program option in the community that best  
14          meets the individuals’ unmet needs. This includes the Consumer  
15          Directed Medicaid State Plan Amendment that is administered by  
16          the Division of Vocational Rehabilitation in the Department of  
17          Elementary and Secondary Education. And further provided that  
18          individuals eligible for the Medicaid Personal Care Option must be  
19          allowed to choose, from among all the program options, that option  
20          which best meets their unmet need as determined by 13 CSR 15  
21          9.030(5); and also be allowed to have their Medicaid funds follow  
22          them to the extent necessary to meet their unmet needs whichever  
23          option they choose. This language does not create any entitlements  
24          not established by statute. The single state agency administering  
25          the Medicaid program is only authorized to reimburse for benefits  
26          that exceed a recipient’s spend down amount. Monies are not  
27          appropriated for coverage of medical assistance for persons whose  
28          incomes, calculated using less restrictive income methodologies, as  
29          authorized in 42 USC Section 1396(r)(2), exceeds ninety percent of  
30          the federal poverty level, and those persons whose income exceeds  
31          ninety percent of the federal poverty level will not be eligible for

32 old age assistance benefits, permanent and total disability benefits,  
 33 or aid to the blind benefits  
 34 From Federal Funds ..... \$593,200

Section 14.195. To the Department of Social Services

2 For the Division of Medical Services

3 For the purpose of funding all other non-institutional services, including,  
 4 but not limited to, rehabilitation, optometry, audiology, ambulance,  
 5 non-emergency medical transportation, durable medical equipment,  
 6 and eyeglasses following cataract surgery under the Medicaid fee-  
 7 for-service and managed care programs. A portion of this funding  
 8 allows for contracted services related to prior authorization of  
 9 certain Medicaid services. The single agency administering the  
 10 Medicaid program is only authorized to reimburse for benefits that  
 11 exceed a recipients' spend down amount. Monies are not  
 12 appropriated for coverage of medical assistance for persons whose  
 13 incomes, calculated using less restrictive income methodologies, as  
 14 authorized in 42 USC Section 1396(r)(2), exceeds ninety percent of  
 15 the federal poverty level, and those persons whose income exceeds  
 16 ninety percent of federal poverty level will not be eligible for old  
 17 age assistance benefits, permanent and total disability benefits, or  
 18 aid to the blind benefits

19 From General Revenue Fund ..... \$8,803  
 20 From Federal Funds ..... 14,044  
 21 Total ..... \$22,847

Section 14.200. To the Department of Social Services

2 For the Division of Medical Services

3 For the purpose of funding the payment to comprehensive prepaid health  
 4 care plans or for payments to providers of health care services for  
 5 persons eligible for medical assistance under the Medicaid fee-for-  
 6 service programs or State Medical Program as provided by federal  
 7 or state law or for payments to programs authorized by the Frail  
 8 Elderly Demonstration Project Waiver as provided by the Omnibus  
 9 Budget Reconciliation Act of 1990 (P.L. 101-508, Section 4744)  
 10 and by Section 208.152 (22), RSMo. The single agency

11 administering the Medicaid program is only authorized to  
 12 reimburse for benefits that exceed a recipient’s spend down  
 13 amount. Monies are not appropriated for coverage of medical  
 14 assistance for persons whose incomes, calculated using less  
 15 restrictive income methodologies, as authorized in 42 USC Section  
 16 1396(r)(2), exceeds ninety percent of the federal poverty level, and  
 17 those persons whose income exceeds ninety percent of the federal  
 18 poverty level will not be eligible for old age assistance benefits,  
 19 permanent and total disability benefits, or aid to the blind benefits

20 From General Revenue Fund .....	\$3,508,099
21 From Federal Funds .....	<u>5,582,595</u>
22 Total .....	\$9,090,694

Section 14.205. To the Department of Social Services

2 For the Division of Medical Services

3 For the purpose of funding hospital care under the Medicaid fee-for-service  
 4 and managed care programs. The Division of Medical Services  
 5 may adjust SFY 2004 costs of the uninsured payments to hospitals  
 6 to reflect the impact on hospitals of the elimination of Medicaid  
 7 coverage for adults with incomes above 77 percent of the federal  
 8 poverty level and who were covered through a Section 1931  
 9 transfer. The single agency administering the Medicaid program is  
 10 only authorized to reimburse for benefits that exceed a recipient’s  
 11 spend down amount. Monies are not appropriated for coverage of  
 12 medical assistance for persons whose incomes, calculated using less  
 13 restrictive income methodologies, as authorized in 42 USC Section  
 14 1396(r)(2), exceeds ninety percent of the federal poverty level, and  
 15 those persons whose income exceeds ninety percent of the federal  
 16 poverty level will not be eligible for old age assistance benefits,  
 17 permanent and total disability benefits, or aid to the blind benefits

18 From General Revenue Fund .....	\$2,292,613
19 From Federal Funds .....	<u>3,604,653</u>
20 Total .....	\$5,897,266

Section 14.210. To the Department of Social Services

2 For the Division of Medical Services

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 the  
7 Department shall implement co-payments as provided in sections  
8 208.631 to 208.657, RSMo. In order to be eligible, and pursuant to  
9 the provisions of sections 208.631 to 208.657, RSMo, parents and  
10 guardians of uninsured children with incomes between two hundred  
11 twenty-six and three hundred percent of the federal poverty level  
12 shall submit with their application two health insurance quotes from  
13 insurers providing services in their community. Said quotes shall  
14 exceed one hundred thirty-three percent of the average monthly  
15 premium currently required in the Missouri Consolidated Health  
16 Care Plan. The single agency administering the Medicaid program  
17 is only authorized to reimburse for benefits that exceed a recipient's  
18 spend down amount. Monies are not appropriated for coverage of  
19 medical assistance for persons whose incomes, calculated using less  
20 restrictive income methodologies, as authorized in 42 USC Section  
21 1396(r)(2), exceeds ninety percent of the federal poverty level, and  
22 those persons whose income exceeds ninety percent of the federal  
23 poverty level will not be eligible for old age assistance benefits,  
24 permanent and total disability benefits, or aid to the blind benefits

25 From General Revenue Fund .....	\$350,822
26 From Federal Funds .....	<u>946,245</u>
27 Total .....	\$1,297,067

Section 14.215. To the Department of Social Services

2 For the Division of Medical Services

3 For the purpose of funding appropriations for any medical service under the  
4 Medicaid fee-for-service, managed care, or State Medical programs,  
5 including related services. Appropriations shall not be used to  
6 provide reimbursement for adult dental services provided after July  
7 1, 2003. Monies are not appropriated for coverage of medical  
8 assistance for persons whose incomes, calculated using less  
9 restrictive income methodologies, as authorized in 42 USC  
10 Section 1396(r)(2), exceeds ninety percent of the federal poverty

11	level, and those persons whose income exceeds ninety percent of	
12	the federal poverty level will not be eligible for old age assistance	
13	benefits, permanent and total disability benefits, or aid to the blind	
14	benefits. The single agency administering the Medicaid program is	
15	only authorized to reimburse for benefits that exceed a recipient's	
16	spend down amount	
17	From General Revenue Fund . . . . .	\$13,211,671
18	From Federal Funds . . . . .	94,245,071
19	From Uncompensated Care Fund . . . . .	<u>81,900,000</u>
20	Total . . . . .	\$189,356,742

Section 14.220. To the Governor

2	For conducting special audits	
3	From General Revenue Fund . . . . .	\$50,000

Section 14.225. To the Secretary of State

2	For the Missouri State Library	
3	For the purpose of funding costs related to library automation	
4	From General Revenue Fund . . . . .	\$103,204

Section 14.233. To the Supreme Court

2	For the purpose of funding Judicial Proceedings and Review	
3	Personal Service and/or Expense and Equipment, provided that not more	
4	than fifteen percent (15%) flexibility is allowed between each	
5	appropriation	
6	From General Revenue Fund . . . . .	\$56,137

Section 14.235. To the Supreme Court

2	Personal Service . . . . .	\$21,033
3	Expense and Equipment . . . . .	<u>5,266</u>
4	From the Basic Civil Legal Services Fund . . . . .	\$26,299

Section 14.240. To the Supreme Court

2	Expense and Equipment	
3	From Drug Court Resources Fund . . . . .	\$250,000

Section 14.245. To the Senate

2 For the Joint Committee on Transportation

3 From General Revenue Fund ..... \$27,775

**BILL TOTALS**

General Revenue Fund ..... \$37,202,864

Federal Funds ..... 108,793,535

Other Funds ..... 101,631,947

Total ..... \$247,628,346