

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 14
95TH GENERAL ASSEMBLY

0014S.03T

2009

AN ACT

To appropriate money for supplemental purposes for the several departments and offices of state government, and for the purchase of equipment, 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, 2009.

Be it enacted by the General Assembly of the state of Missouri, 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, as follows: At least
4 \$12,773,414 for the foundation formula; and no more than
5 \$14,319,304 for Early Childhood Special Education
6 From State School Moneys Fund \$1E
7 From Schools First Elementary and Secondary Education Improvement Fund . 27,092,714E
8 From Lottery Proceeds Fund 1E
9 From Outstanding Schools Trust Fund 1E
10 From Classroom Trust Fund 1E
11 Total \$27,092,718

Section 14.020. To the Department of Elementary and Secondary Education

2 For the Wallace Leadership Grants Program
3 From Federal Funds \$200,000

Section 14.025. To the Department of Elementary and Secondary Education

- 2 For the Vocational Rehabilitation Program
- 3 From General Revenue Fund \$32,767
- 4 From Federal Funds 121,067
- 5 Total \$153,834

Section 14.030. To the Department of Elementary and Secondary Education

- 2 For special education excess costs
- 3 From Schools First Elementary and Secondary Education Improvement Fund . . . \$2,500,000

Section 14.035. To the Department of Elementary and Secondary Education

- 2 Funds are to be transferred out of the State Treasury, chargeable to the
- 3 General Revenue Fund, to the State School Moneys Fund
- 4 From General Revenue Fund \$1E

Section 14.040. To the Department of Elementary and Secondary Education

- 2 Funds are to be transferred out of the State Treasury, chargeable to the
- 3 Gaming Proceeds for Education Fund, to the Schools First
- 4 Elementary and Secondary Education Improvement Fund
- 5 From Gaming Proceeds for Education Fund \$29,592,714E

Section 14.045. To the Department of Higher Education

- 2 Funds are to be transferred out of the State Treasury, chargeable to the
- 3 Advantage Missouri Trust Fund, to the General Revenue Fund
- 4 From Advantage Missouri Trust Fund \$735,000E

Section 14.050. To the Department of Revenue

- 2 For the purpose of funding additional postage for plate reissuance
- 3 From State Highways and Transportation Department Fund \$169,452

Section 14.055. To the Department of Revenue

- 2 For the Division of Customer Services-Motor Vehicle and Driver
- 3 Licensing
- 4 Expense and Equipment
- 5 From General Revenue Fund \$10,500

6	Personal Service	500E
7	Expense and Equipment	250,000E
8	From Federal Funds	250,500
9	Total	\$261,000

Section 14.060. To the Department of Revenue

2	For payment of fees to counties for the filing of lien notices and lien releases	
3	From General Revenue Fund	\$25,000

Section 14.065. Funds are to be transferred out of the State Treasury,

2	chargeable to the General Revenue Fund, to the State Highways	
3	and Transportation Department Fund, for reimbursement of	
4	collection expenditures in excess of the three percent limit	
5	established by Article IV, Sections 29, 30(a), 30(b), and 30(c)	
6	From General Revenue Fund	\$1,110,269

Section 14.070. To the Department of Revenue

2	For the State Lottery Commission	
3	For motor fuel cost increases	
4	From Lottery Enterprise Fund	\$34,450

Section 14.080. To the Office of Administration

2	For the Information Technology Services Division	
3	Expense and Equipment	
4	From Unemployment Automation Fund	\$5,000,000

Section 14.085. To the Office of Administration

2	For the Division of Facilities Management, Design and Construction	
3	Asset Management	
4	For the payment of fuel and utilities	
5	From State Facility Maintenance and Operation Fund	\$1,746,297

Section 14.095. To the Department of Economic Development

2	For the Division of Business and Community Services	
3	For refunding any overpayment or erroneous payment of any amount that	
4	is credited to the Economic Development Advancement Fund	
5	From Economic Development Advancement Fund	\$1E

Section 14.100. To the Department of Economic Development

- 2 For the Office of the Film Commission
- 3 Expense and Equipment
- 4 From General Revenue Fund \$97,480

Section 14.105. To the Department of Economic Development

- 2 For Manufactured Housing
- 3 From Manufactured Housing Consumer Recovery Fund \$48,000

Section 14.110. To the Department of Economic Development

- 2 Funds are to be transferred out of the State Treasury, chargeable to the
- 3 Manufactured Housing Fund, to the Manufactured Housing
- 4 Consumer Recovery Fund
- 5 From Manufactured Housing Fund \$48,000

Section 14.115. To the Department of Insurance, Financial Institutions

- 2 and Professional Registration
- 3 For the Missouri Dental Board
- 4 Expense and Equipment
- 5 From Dental Board Fund \$51,984

Section 14.120. To the Department of Insurance, Financial Institutions

- 2 and Professional Registration
- 3 For the State Board of Nursing
- 4 Expense and Equipment
- 5 From Board of Nursing Fund \$50,128

Section 14.125. 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 \$14,453,281

Section 14.130. To the Department of Public Safety

- 2 For the State Highway Patrol
- 3 For gasoline expenses for State Highway Patrol vehicles, including
- 4 aircraft and Gaming Commission vehicles
- 5 Expense and Equipment
- 6 From General Revenue Fund \$70,169

7	From Gaming Commission Fund	88,834
8	From State Highways and Transportation Department Fund	637,010
9	Total	\$796,013

Section 14.135. To the Department of Public Safety

2	For the State Water Patrol	
3	Expense and Equipment	
4	From General Revenue Fund	\$232,533

Section 14.140. To the Department of Public Safety

2	For the Division of Alcohol and Tobacco Control	
3	Expense and Equipment	
4	From General Revenue Fund	\$22,002

Section 14.145. To the Department of Public Safety

2	For the Division of Fire Safety	
3	Expense and Equipment	
4	From Elevator Safety Fund	\$1,212
5	From Boiler and Pressure Vessels Safety Fund	1,212
6	From Missouri Explosives Safety Act Administration Fund	303
7	Total	\$2,727

Section 14.150. To the Department of Public Safety

2	For the Missouri Veterans' Commission	
3	For Missouri Veterans' Homes	
4	Expense and Equipment	
5	From Missouri Veterans' Homes Fund	\$491,716

Section 14.155. To the Department of Corrections

2	For the Division of Human Services	
3	For the purchase, transportation, and storage of food and food service	
4	items, and operational expenses of food preparation facilities at all	
5	correctional institutions	
6	Expense and Equipment	
7	From General Revenue Fund	\$775,871

Section 14.160. To the Department of Corrections

- 2 For the purpose of funding the Board of Probation and Parole
- 3 Personal Service
- 4 General Revenue Fund \$2,931,580

Section 14.165. To the Department of Mental Health

- 2 For the Office of the Director
- 3 For the purpose of paying overtime to state employees and/or paying
- 4 otherwise authorized personal service expenditures in lieu of such
- 5 overtime payments. Non-exempt state employees identified by
- 6 Section 105.935, RSMo, will be paid first with any remaining
- 7 funds being used to pay overtime to any other state employees
- 8 From General Revenue Fund \$4,243,854

Section 14.170. To the Department of Mental Health

- 2 For MO HealthNet treatment services department-wide
- 3 From General Revenue Fund \$2,188,618
- 4 From Federal Funds 3,682,391E
- 5 Total \$5,871,009

Section 14.175. To the Department of Mental Health

- 2 For the Office of the Director
- 3 For the purpose of funding Shelter Plus Care grants
- 4 From Federal Funds \$1,696,475

Section 14.180. To the Department of Mental Health

- 2 For the Division of Comprehensive Psychiatric Services
- 3 For the provision of mental health services and support services to other
- 4 agencies
- 5 From Mental Health Interagency Payments Fund \$895,350

Section 14.185. To the Department of Mental Health

- 2 To pay the state operated ICF/MR provider tax
- 3 From General Revenue Fund \$227,276E

Section 14.190. To the Department of Mental Health

- 2 For the Division of Developmental Disabilities
3 For services for children who are clients of the Department of Social Services
4 From Mental Health Interagency Payments Fund \$2,000,000E

Section 14.192. To the Department of Mental Health

- 2 There is hereby transferred out of the State Treasury, chargeable to the
3 General Revenue Fund, to the Department of Social Services
4 Intergovernmental Transfer Fund for the purpose of providing
5 the state match for the Department of Mental Health payments
6 From General Revenue Fund \$82,200,000E

Section 14.195. To the Department of Health and Senior Services

- 2 For the Division of Senior and Disability Services
3 For the purpose of funding respite care, homemaker chore, personal care,
4 advanced personal care, adult day care, AIDS, children's waiver
5 services, home-delivered meals, and other related services under
6 the MO HealthNet fee-for-service and managed care programs.
7 Provided that individuals eligible for or receiving nursing home
8 care must be given the opportunity to have those MO HealthNet
9 dollars follow them to the community to the extent necessary to
10 meet their unmet needs as determined by 19 CSR 30 81.030 and
11 further be allowed to choose the personal care program option in
12 the community that best meets the individuals' unmet needs. This
13 includes the Consumer Directed MO HealthNet State Plan. And
14 further provided that individuals eligible for the MO HealthNet
15 Personal Care Option must be allowed to choose, from among all
16 the program options, that option which best meets their unmet
17 needs as determined by 19 CSR 30 81.030; and also be allowed to
18 have their MO HealthNet funds follow them to the extent
19 necessary to meet their unmet needs whichever option they choose.
20 This language does not create any entitlements not established by
21 statute. Upon receipt of a properly completed referral for MO
22 HealthNet funded home and community-based care containing a
23 nurse assessment or physician's order, the department shall review
24 the recommendations regarding services and process the referral
25 within fifteen (15) business days. When information contained in
26 the referral is sufficient to establish eligibility for MO HealthNet

27 funded long-term care and determine the level of service need as
 28 required pursuant to state and federal regulations, the department
 29 shall prior-authorize Home and Community-based services and
 30 arrange for the provision of services and the in-home provider
 31 shall be reimbursed for one authorized nurse visit to complete the
 32 nurse assessment. For authorized referrals, MO HealthNet
 33 reimbursement for personal care benefits shall be effective the date
 34 of the assessment or physician's order, and MO HealthNet
 35 reimbursement for Waiver services shall be effective the date the
 36 state reviews and approves the care plan. At such time the state
 37 shall notify the referring entity. The department shall notify the
 38 referring entity if additional information is required to process the
 39 referral within five (5) business days of receiving the referral. The
 40 in-home provider shall be reimbursed a minimum of one (1) and
 41 no more than two (2) authorized nurse visits to make a properly
 42 completed referral. When information is insufficient or the
 43 proposed care plan requires additional evaluation by state staff that
 44 is not obtainable from the referring entity, the department shall
 45 inform the provider and contact the individual to schedule an in-
 46 home assessment to be conducted by the state staff within thirty
 47 (30) days

48	From General Revenue Fund	\$15,688,000
49	From Federal Funds	26,712,000
50	Total	\$42,400,000

Section 14.200. To the Department of Social Services

2	For the MO HealthNet Division	
3	For payment of attorney fees	
4	From General Revenue Fund	\$105,000

Section 14.205. To the Department of Social Services

2	For the MO HealthNet Division	
3	For the purpose of funding health care technology projects and initiatives	
4	to improve the delivery of care, reduce administrative burdens, and	
5	reduce waste, fraud, and abuse	
6	From Health Care Technology Fund	\$250,000

Section 14.215. To the Department of Social Services

2 For the MO HealthNet Division

3 For the purpose of supplementing appropriations for any medical service

4 under the MO HealthNet fee-for-service, managed care, or state

5 medical programs, including related services and for the treatment

6 of Sickle Cell Disease using the comprehensive chronic care risk

7 management model as implemented by the state's Chronic Care

8 Improvement Program, provided that the funds appropriated herein

9 shall not be used to implement new programs or services and that

10 such programs and services are in existence as of the effective date

11 of this section

12 From Federal Funds \$11,668,707

13 From Uncompensated Care Fund 8,317,899

14 Total \$19,986,606

Section 14.217. To the Department of Social Services

2 There is hereby transferred out of the State Treasury, chargeable to

3 the Department of Social Services Intergovernmental Transfer

4 Fund to the General Revenue Fund for the purpose of providing the

5 state match for Medicaid payments

6 From Department of Social Services Intergovernmental Transfer Fund \$82,200,000E

Section 14.218. To the Department of Social Services

2 For the MO HealthNet Division

3 For the purpose of funding payments to the Tier 1 Safety Net

4 Hospitals using Intergovernmental transfers

5 From Department of Social Services Intergovernmental Transfer Fund \$66,300,000E

6 From Federal Funds 112,900,000E

7 Total \$179,200,000

Section 14.220. To the State Auditor

2 Personal Service and/or Expense and Equipment

3 From General Revenue Fund \$44,067

Section 14.225. To the Office of Administration

2 For the Division of Facilities Management, Design and Construction

3 For the Office of Administration

4 For collection and payment due for the operation of state-owned and
 5 institutional facilities, related services, utilities, systems furniture,
 6 structural modifications, and related expenses for space occupied
 7 by non-state agencies
 8 Expense and Equipment
 9 From General Revenue Fund \$50,000

Section 14.230. To the Office of Administration

2 For the Division of Facilities Management, Design and Construction
 3 For payment of fuel and utilities
 4 From General Revenue Fund \$835,727
 5 From Federal and Other Funds 1,440,681
 6 Total \$2,276,408

Section 14.235. To the Department of Transportation

2 For the Construction and Maintenance Programs
 3 Funds are to be transferred out of the State Treasury, chargeable to the Federal Stimulus Fund,
 4 to the State Road Fund, for reimbursement of expenditures for highway infrastructure
 5 investment projects pursuant to Title XII of the American Recovery and Reinvestment
 6 Act of 2009 as enacted by the 111th United States Congress
 7 From the Federal Stimulus Fund \$125,000,000E

Section 14.240. To the Department of Transportation

2 For the Transit Program
 3 Funds are to be transferred out of the State Treasury, chargeable to the Federal Stimulus Fund,
 4 to Federal Funds, for expenditures for transit capital assistance and capital investment
 5 projects pursuant to Title XII of the American Recovery and Reinvestment Act of 2009
 6 as enacted by the 111th United States Congress
 7 From the Federal Stimulus Fund \$7,000,000E

Section 14.245. To the Department of Transportation

2 For the Rail Program
 3 Funds are to be transferred out of the State Treasury, chargeable to the Federal Stimulus Fund,
 4 to the Federal Funds, for expenditures for capital assistance for rail improvement projects
 5 pursuant to Title XII of the American Recovery and Reinvestment Act of 2009 as enacted
 6 by the 111th United States Congress
 7 From the Federal Stimulus Fund \$2,000,000E

Section 14.250. To the Department of Transportation

2 For the Aviation Program

3 Funds are to be transferred out of the State Treasury, chargeable to the Federal Stimulus Fund,
4 to Federal Funds, for expenditures for construction, capital improvements, planning and
5 maintenance of aviation projects pursuant to Title XII of the American Recovery and
6 Reinvestment Act of 2009 as enacted by the 111th United States Congress

7 From the Federal Stimulus Fund \$2,500,000E

BILL TOTALS

General Revenue Fund \$28,463,438

Federal Funds 157,863,090

Other Funds 125,987,186

Total \$312,313,714

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