



State of California – Health and Human Services Agency
California Department of Public Health
 Center for Health Care Quality
 Licensing and Certification



EDMUND G. BROWN JR.
 Governor

State Health Facilities Citation Penalties Account (Fund 0942-601)

<u>SPECIAL DEPOSIT FUND</u> <u>0942-601</u>	<u>FUND</u> <u>CONDITION</u> <u>STATEMENT</u>	<u>FUNDING FISCAL</u> <u>YEAR</u>	<u>BUDGET ACT</u> <u>APPROPRIATION *</u>	<u>EXPENDITURES *</u>	<u>BUDGET ACT</u> <u>APPROPRIATION</u> <u>BALANCE *</u>	<u>REVENUES *</u>
<u>STATE HEALTH FACILITIES</u> <u>CITATION PENALTIES</u> <u>ACCOUNT</u>		SFY 2012-2013**	2,149	0	2,149	970
<u>STATE CITATION PENALTY</u> <u>ACCOUNTS SUMMARY</u>		SFY 2011-2012	2,149	828	1,321	3,085
		SFY 2010-2011	2,149	36	2,113	3,837

*Figures in thousand dollars

** SFY 2012-2013 Reflects actual data from quarter ending December 31, 2012.



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Fund Condition Statement – PROJECTED
SFY 2012-2013

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SPECIAL DEPOSIT FUND 0942-601	
STATE HEALTH FACILITIES CITATION PENALTY ACCOUNT	
<i>* Figures in thousand dollars</i>	
FUND BEGINNING BALANCE - JULY 1, 2012	11,088
Prior Year Adjustment (Dept. of Aging Expenditure Correction) *	-1,185
Adjusted Fund Beginning Balance	<u>9,903</u>
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	
Revenues:	
217600 Fines and Penalties - External - Private Sector	2,681
250300 Income from Surplus Money	<u>36</u>
Total Revenues, Transfers and Other Adjustments	<u>2,717</u>
Total Resources	<u>12,620</u>
EXPENDITURES AND EXPENDITURE ADJUSTMENTS	
4170 Department of Aging	1,187
4265 Department of Public Health (State Operations)	<u>2,149</u>
Total Expenditures and Expenditure Adjustments	<u>3,336</u>
FUND BALANCE, END - JUNE 30, 2012	<u>9,284</u>
*SCO move of Dept. of Aging FY 11-12 expenditures from 0942-605 on 08/01/2012.	



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Fund Condition Statement – ACTUAL
SFY 2011-2012
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SPECIAL DEPOSIT FUND 0942-601	
STATE HEALTH FACILITIES CITATION PENALTY ACCOUNT	
* Figures in thousand dollars	
FUND BEGINNING BALANCE - JULY 1, 2011	10,319
Prior Year Adjustment	<u>-1,488</u>
Adjusted Fund Beginning Balance	<u>8,831</u>
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	
Revenues:	
217600 Fines and Penalties - External - Private Sector	3,050
250300 Income from Surplus Money	<u>35</u>
Total Revenues, Transfers and Other Adjustments	<u>3,085</u>
Total Resources	<u>11,916</u>
EXPENDITURES AND EXPENDITURE ADJUSTMENTS	
Expenditures:	
4170 Department of Aging	0
4265 Department of Public Health (State Operations)	<u>828</u>
Total Expenditures and Expenditure Adjustments	<u>828</u>
FUND BALANCE, END - JUNE 30, 2012	<u>11,088</u>



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Fund Condition Statement – ACTUAL
SFY 2010-2011
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SPECIAL DEPOSIT FUND 0942-601	
STATE HEALTH FACILITIES CITATION PENALTY ACCOUNT	
* Figures in thousand dollars	
FUND BEGINNING BALANCE - JULY 1, 2010	6,518
Prior Year Adjustment	<u>0</u>
Adjusted Fund Beginning Balance	<u>6,518</u>
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	
Revenues:	
217600 Fines and Penalties - External – State Licensing	3,801
250300 Income from Surplus Money	<u>36</u>
Total Revenues, Transfers and Other Adjustments	<u>3,837</u>
Total Resources	<u>10,355</u>
EXPENDITURES AND EXPENDITURE ADJUSTMENTS	
Expenditures:	
4265 Department of Public Health (State Operations)	<u>36</u>
Total Expenditures and Expenditure Adjustments	<u>36</u>
FUND BALANCE, END - JUNE 30, 2011	<u>10,319</u>



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Expenditures - ACTUAL
SFY 2011-2012
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SPECIAL DEPOSIT FUND 0942-601		
STATE HEALTH FACILITIES CITATION PENALTY ACCOUNT		
* Figures in thousand dollars		
<u>TEMPORARY MANAGER</u>	<u>FACILITY NAME</u>	<u>EXPENDITURES *</u>
HFS CONSULTANTS	GRANITE HILLS HEALTHCARE, INC.	524
BRIUS, LLC	CENTRAL COAST NURSING CENTER	<u>304</u>
	TOTAL	<u>828</u>

* Figures in thousand dollars
* SFY 2011-12 Expenditures reflects actual data from quarter ending June 30, 2012.



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Expenditures - ACTUAL
SFY 2010-2011
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SPECIAL DEPOSIT FUND 0942-601		
STATE HEALTH FACILITIES CITATION PENALTY ACCOUNT		
* Figures in thousand dollars		
<u>TEMPORARY MANAGER</u>	<u>FACILITY NAME</u>	<u>EXPENDITURES *</u>
HFS CONSULTANTS	GOLDEN CROSS HEALTH CARE OF FRESNO	<u>36</u>
	TOTAL	<u>36</u>

* Figures in thousand dollars
 * SFY 2010-11 Expenditures reflects actual data from quarter ending June 30, 2011.



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Citation Summary Report
 Fiscal Years¹ 12-13 (2nd Qtr.), 11-12, 10-11, 09-10
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	Fiscal Year 12-13 (7/1/12-12/31/12)			Fiscal Year 11-12			Fiscal Year 10-11			Fiscal Year 09-10		
	Total Amount Assessed	% of \$ Assessed	# of Citations Issued	Total Amount Assessed	% of \$ Assessed	# of Citations Issued	Total Amount Assessed	% of \$ Assessed	# of Citations Issued	Total Amount Assessed	% of \$ Assessed	# of Citations Issued
TOTAL AMOUNT ASSESSED	\$800,150.00	100%	192	\$2,338,950.00	100%	589	\$3,093,317.50	100%	611	\$4,142,000.00	100%	700
ALLOWABLE ADJUSTMENTS²	\$128,317.50	16%	1	\$452,177.50	19%	48	\$510,477.50	17%	90	\$944,892.50	23%	122
Reduced	\$0.00	0%	0	\$19,402.50	4%	28	\$153,795.00	30%	80	\$427,477.50	45%	104
Dismissed	\$0.00	0%	0	\$1,000.00	0%	1	\$23,500.00	5%	3	\$65,450.00	7%	14
35% payment offset	\$118,317.50	92%	(111)	\$355,775.00	79%	(311)	\$329,332.50	63%	(307)	\$370,615.00	39%	(329)
Uncollectable Other	\$10,000.00	8%	1	\$58,000.00	13%	15	\$2,850.00	1%	6	\$80,400.00	8%	2
Withdrawn	\$0.00	0%	0	\$18,000.00	4%	4	\$1,000.00	1%	1	\$1,750.00	2%	2
Reverse offset payment	\$0.00	0%	(0)	\$0.00	0%	(0)	\$0.00	0%	(0)	\$800.00	1%	(1)
NET AMOUNT SUBJECT TO COLLECTION³	\$671,832.50	84%		\$1,886,772.50	81%		\$2,582,840.00	83%		\$3,197,107.50	77%	
AMOUNT COLLECTED TO DATE⁴	\$273,507.50	34%	142	\$912,672.50	39%	418	\$1,095,490.00	35%	392	\$1,601,207.50	39%	442
65% payment	\$219,732.50	79%	111	\$660,725.00	72%	311	\$611,617.50	56%	307	\$688,285.00	43%	329
Full payment	\$53,000.00	19%	31	\$194,000.00	21%	107	\$297,000.00	27%	85	\$369,200.00	23%	113
Installment payment	\$0.00	0%	(0)	\$0.00	0%	(0)	\$0.00	0%	0	\$16,950.00	1%	(4)
Continuing Penalty payment	\$450.00	1%	(3)	\$12,250.00	1%	(20)	\$5,400.00	1%	(17)	\$6,200.00	1%	(19)
Medi-Cal Offset payment	\$0.00	0%	(0)	\$11,000.00	1%	(4)	\$23,875.00	2%	(7)	\$43,900.00	3%	(14)
Other payment	\$325.00	1%	(1)	\$7,300.00	1%	(8)	\$3,450.00	1%	(4)	\$4,000.00	1%	(2)
Settlement payment	\$0.00	0%	(0)	\$31,597.50	1%	(31)	\$167,047.50	12%	(77)	\$473,272.50	23%	(97)
Reverse payment	\$0.00	0%	(0)	\$4,200.00	1%	(6)	\$12,900.00	1%	(5)	\$600.00	1%	(1)
PENDING RESOLUTION⁵	\$398,325.00	50%	49	\$974,100.00	42%	123	\$1,487,350.00	48%	129	\$1,595,900.00	39%	136
Litigation												
Citation Review Conference	\$0.00	0%	0	\$268,150.00	28%	36	\$601,550.00	40%	95	\$296,105.00	19%	84
Administrative Law Judge	\$15,300.00	4%	13	\$55,450.00	6%	45	\$13,050.00	1%	12	\$9,000.00	1%	11
Superior/Municipal Court	\$280,000.00	71%	14	\$567,000.00	58%	17	\$845,250.00	57%	18	\$1,079,650.00	62%	31
Binding Arbitration	\$5,900.00	1%	4	\$7,000.00	1%	4	\$0.00	0%	0	\$0.00	0%	0
Collection in Process	\$97,125.00	24%	18	\$76,500.00	3%	21	\$27,500.00	2%	4	\$211,145.00	1%	10

Footnotes:

- Fiscal Year dates refer to the date the citation was issued and is not reflective of the date the data was updated.
- Allowable Adjustments include reduction amount of citations paid @ 65% discount rate per HSC Sections 1428.1, and 1424.5(b). Citations paid within 15 days (30 days for skilled nursing or intermediate care facilities) are reduced by 35%. Amount reduced in Appeals and/or Settlements, Uncollectable due to bankruptcy (discharged), change of ownership, facility closure or withdrawn by the Department.
- Net Amount Subject to Collection reflects the collectable amount after allowable adjustments.
- Amount Collected to Date - Note: Citation numbers reflected in brackets are non-add figures for purposes of this report only. The collections that result in a closed citation are counted in the total.
- Pending Resolution includes citations in litigation/appealed to a citation review conference, administrative law judge, binding arbitration or court. Collection in Process includes payment demands, Medi-Cal offset, settlement money pending

Source: ELMS Disposition of Civil Money Penalty Assessments, 12/31/2012