



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> STATE HEALTH FACILITIES CITATION PENALTIES ACCOUNT	<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 CITATION PENALTY</u> <u>ACCOUNTS SUMMARY</u>		SFY 2010-2011**	2,149	36	2,113	3,837
		SFY 2009-2010	2,149	189	1,960	1,905
		SFY 2008-2009	2,111	1,276	835	2,045

* Figures in thousand dollars

** SFY 2010-2011 Expenditures and Revenues reflect actual data from quarter ending June 30, 2011.



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Expenditures
SFY 2009-2010

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	185
HFS CONSULTANTS	STATE OF CALIFORNIA	<u>4</u>
	TOTAL	<u>189</u>



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Expenditures
SFY 2010-2011

SPECIAL DEPOSIT FUND 0942-601		
STATE HEALTH FACILITIES CITATION PENALTY ACCOUNT		
<i>* Figures in thousand dollars</i>		
<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>



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**Fund Condition Statement – ACTUAL
 SFY 2009-2010**

SPECIAL DEPOSIT FUND 0942-601	
STATE HEALTH FACILITIES CITATION PENALTY ACCOUNT	
* Figures in thousand dollars	
FUND BEGINNING BALANCE - JULY 1, 2009	4,817
Prior Year Adjustment	<u>-15</u>
Adjusted Fund Beginning Balance	<u>4,802</u>
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	
Revenues:	
217600 Fines and Penalties - External - Private Sector	1,904
250300 Income from Surplus Money	<u>1</u>
Total Revenues, Transfers and Other Adjustments	<u>1,905</u>
Total Resources	<u>6,707</u>
EXPENDITURES AND EXPENDITURE ADJUSTMENTS	
Expenditures:	
4265 Department of Public Health (State Operations)	<u>189</u>
Total Expenditures and Expenditure Adjustments	<u>189</u>
FUND BALANCE, END - JUNE 30, 2010	<u>6,518</u>



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**Fund Condition Statement – ACTUAL
 SFY 2010-2011**

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

Citation Summary Report
 Fiscal Years¹ 10-11 (4th Qtr.), 09-10, 08-09, 07-08

	Fiscal Year 10-11			Fiscal Year 09-10			Fiscal Year 08-09			Fiscal Year 07-08		
	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	\$2,633,350.00	100%	568	\$4,116,350.00	100%	693	\$4,691,250.00	100%	784	\$5,018,664.06	99%	880
ALLOWABLE ADJUSTMENTS²	\$319,070.00	12%	2	\$529,532.00	13%	37	\$1,602,115.00	34%	130	\$1,293,356.00	25%	150
Reduced	\$0.00	0%	0	\$149,967.00	28%	27	\$828,165.00	51%	101	\$569,445.00	44%	115
Dismissed	\$0.00	0%	0	\$7,950.00	2%	7	\$223,700.00	14%	13	\$118,000.00	9%	6
35% payment offset	\$317,870.00	99%	(171)	\$370,265.00	68%	(172)	\$414,837.00	26%	(206)	\$421,680.00	33%	(232)
Uncollectable Other	\$1,200.00	1%	2	\$400.00	1%	1	\$123,413.00	8%	12	\$181,081.00	13%	26
Withdrawn	\$0.00	0%	0	\$1,750.00	1%	2	\$12,000.00	1%	4	\$3,150.00	1%	3
NET AMOUNT SUBJECT TO COLLECTION³	\$2,314,280.00	88%		\$3,586,818.00	87%		\$3,089,135.00	66%		\$3,725,308.06	74%	
AMOUNT COLLECTED TO DATE⁴	\$826,435.00	31%	360	\$1,037,330.00	25%	421	\$1,938,647.00	41%	521	\$2,039,319.00	41%	609
65% payment	\$590,330.00	71%	293	\$687,635.00	66%	328	\$770,412.50	40%	386	\$783,120.00	38%	452
Full payment	\$230,200.00	26%	67	\$177,400.00	17%	93	\$313,150.00	16%	135	\$528,550.00	26%	157
Installment payment	\$0.00	0%	(0)	\$16,462.00	2%	(4)	\$114,212.50	6%	(17)	\$58,012.50	3%	(10)
Continuing Penalty payment	\$3,600.00	1%	(14)	\$6,200.00	1%	(19)	\$7,700.00	1%	(27)	\$18,500.00	1%	(42)
Medi-Cal Offset payment	\$600.00	1%	(1)	\$7,500.00	1%	(10)	\$16,950.00	1%	(16)	\$13,400.00	1%	(12)
Other payment	\$4,555.00	1%	(6)	\$4,000.00	1%	(2)	\$6,500.00	1%	(1)	\$12,417.00	1%	(17)
Settlement payment	\$0.00	0%	(0)	\$138,133.00	12%	(20)	\$716,622.00	35%	(90)	\$635,136.50	30%	(128)
Reverse payment	\$2,850.00		(3)	\$0.00		(0)	\$6,900.00		(3)	\$9,817.00		(15)
PENDING RESOLUTION⁵	\$1,487,845.00	57%	206	\$2,549,488.00	62%	235	\$1,150,488.00	25%	133	\$1,685,989.06	34%	121
Litigation												
Citation Review Conference	\$632,650.00	43%	158	\$1,180,905.00	46%	167	\$709,250.00	62%	83	\$544,332.83	32%	68
Administrative Law Judge	\$17,350.00	1%	17	\$25,900.00	1%	24	\$19,575.00	2%	20	\$8,250.00	1%	11
Superior/Municipal Court	\$805,495.00	54%	19	\$1,305,295.00	51%	31	\$344,775.00	30%	11	\$1,061,100.00	63%	27
Binding Arbitration	\$500.00	1%	1	\$6,900.00	1%	6	\$4,000.00	1%	4	\$0.00	0%	0
Collection in Process	\$31,850.00	1%	11	\$30,488.00	1%	7	\$72,888.00	5%	15	\$72,306.23	4%	15

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 withdrawal 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, 6/30/2011