



California Department of Public Health
 Center for Health Care Quality
 Licensing and Certification Program



ARNOLD SCHWARZENEGGER
 Governor

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

SPECIAL DEPOSIT FUND 0942-601 STATE HEALTH FACILITIES CITATION PENALTIES ACCOUNT	FUND CONDITION STATEMENT	FUNDING FISCAL YEAR	BUDGET ACT APPROPRIATION *	EXPENDITURES *	BUDGET ACT APPROPRIATION BALANCE *	REVENUES *
STATE CITATION PENALTY ACCOUNTS SUMMARY (Info pending for updates)		SFY 2009-2010**	2,149	175	1974	1965
		SFY 2008-2009	2,111	1,277	834	2,044
		SFY 2007-2008	3,573	0	3,573	1,808

* Figures in thousand dollars

** SFY 2009-2010 Expenditures and Revenues reflect data from quarter ending March 31, 2010.



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Expenditures
SFY 2008-2009
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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>
SYCAMORE ASSET MANAGEMENT	APPLEWOOD INN	418
SYCAMORE ASSET MANAGEMENT	VILLA MARIA ELENA HEALTH CARE CENTER	272
SYCAMORE ASSET MANAGEMENT	REHAB SPECIALTIES INN	228
SYCAMORE ASSET MANAGEMENT	HUNTINGTON HEALTH CARE CENTER	192
SYCAMORE ASSET MANAGEMENT	ST. ERNE HEALTH CARE CENTER	78
SYCAMORE ASSET MANAGEMENT	CASA MARIA HEALTH CARE CENTER	15
HFS CONSULTANTS	GOLDEN CROSS HEALTH CARE OF FRESNO	74
	TOTAL	1,277



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Expenditures
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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	172
HFS CONSULTANTS	STATE OF CALIFORNIA	3
	TOTAL	175



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**Fund Condition Statement – ACTUAL
 SFY 2008-2009**

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SPECIAL DEPOSIT FUND 0942-601	
STATE HEALTH FACILITIES CITATION PENALTY ACCOUNT	
* Figures in thousand dollars	
FUND BEGINNING BALANCE - JULY 1, 2008	4,053
Prior Year Adjustment	-5
Adjusted Fund Beginning Balance	4,048
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	
Revenues:	
Revenue SFY 2008-2009:	
217600 Fines and Penalties - External - Private Sector	2,045
Total Revenues, Transfers and Other Adjustments	2,045
Total Resources	6,093
EXPENDITURES AND EXPENDITURE ADJUSTMENTS	
Expenditures:	
4265 Department of Public Health (State Operations)	1,276
Total Expenditures and Expenditure Adjustments	1,276
FUND BALANCE, END - JUNE 30, 2009	4,817



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Fund Condition Statement – PROJECTED

SFY 2009-2010

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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	0
Adjusted Fund Beginning Balance	4,817
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	
Revenues:	
Revenue SFY 2009-2010:	
217600 Fines and Penalties - External - Private Sector	1,965
Total Revenues, Transfers and Other Adjustments	1,965
Total Resources	6,782
EXPENDITURES AND EXPENDITURE ADJUSTMENTS	
Expenditures:	
4265 Department of Public Health (State Operations)	2,149
Total Expenditures and Expenditure Adjustments	2,149
FUND BALANCE, END - JUNE 30, 2010	4,633



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

Citation Summary Report
Fiscal Years¹ 09-10 (2nd Qtr), 08-09, 07-08, 06-07, 05-06, 04-05
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	Fiscal Year 09-10 (7/1/09-3/31/10)		Fiscal Year 08-09		Fiscal Year 07-08		Fiscal Year 06-07		Fiscal Year 05-06		Fiscal Year 04-05	
	Total Amount Assessed	# of Citations Issued	Total Amount Assessed	# of Citations Issued	Total Amount Assessed	# of Citations Issued	Total Amount Assessed	# of Citations Issued	Total Amount Assessed	# of Citations Issued	Total Amount Assessed	# of Citations Issued
TOTAL AMOUNT ASSESSED	\$3,369,750.00	513	\$4,712,500.00	784	\$5,000,550.00	880	\$4,623,650.00	752	\$2,430,975.00	547	\$3,068,700.00	585
ALLOWABLE ADJUSTMENTS²	\$290,672.00	1	\$1,029,650.00	31	\$978,091.00	72	\$2,186,850.00	134	\$814,295.00	69	\$1,000,092.00	83
Reduced	\$0.00	0	\$277,000.00	11	\$300,830.00	48	\$1,134,175.00	75	\$443,427.00	50	\$662,249.00	56
Dismissed	\$0.00	0	\$220,000.00	11	\$75,000.00	1	\$46,000.00	3	\$10,000.00	1	\$6,500.00	3
35% payment offset	\$289,922.00	(139)	\$414,837.00	(208)	\$421,680.00	(231)	\$400,225.00	(194)	\$295,776.00	(185)	\$308,193.00	(191)
Uncollectable Other	\$0.00	0	\$105,813.00	5	\$178,031.00	21	\$577,450.00	43	\$65,092.00	18	\$14,550.00	16
Withdrawn	\$750.00	1	\$12,000.00	4	\$2,550.00	2	\$29,000.00	13	\$0.00	0	\$8,600.00	8
NET AMOUNT SUBJECT TO COLLECTION³	\$3,079,078.00		\$3,682,850.00		\$4,022,459.00		\$2,436,800.00		\$1,616,680.00		\$2,068,608.00	
AMOUNT COLLECTED TO DATE⁴	\$627,737.00	304	\$1,233,850.00	529	\$1,554,659.00	610	\$1,798,601.00	501	\$1,198,330.00	407	\$1,860,008.00	440
65% payment	\$537,387.00	251	\$770,413.00	386	\$783,120.00	452	\$743,275.00	377	\$549,299.00	330	\$572,357.00	355
Full payment	\$80,450.00	53	\$305,900.00	143	\$372,450.00	158	\$268,150.00	124	\$190,325.00	77	\$369,300.00	85
Installment payment	\$0.00	(0)	\$17,550.00	(2)	\$5,200.00	(1)	\$88,167.00	(4)	\$0.00	(0)	\$154,500.00	(4)
Continuing Penalty payment	\$5,500.00	(18)	\$7,700.00	(26)	\$16,800.00	(42)	\$15,900.00	(24)	\$37,800.00	(21)	\$28,350.00	(21)
Medi-Cal Offset payment	\$1,400.00	(1)	\$14,950.00	(3)	\$12,400.00	(4)	\$9,950.00	(10)	\$80,615.00	(17)	\$85,450.00	(9)
Other payment	\$3,000.00	(1)	\$6,500.00	(3)	\$11,417.00	(15)	\$1,650.00	(2)	\$14,585.00	(5)	\$2,600.00	(4)
Settlement payment	\$0.00	(0)	\$117,737.00	(12)	\$362,089.00	(59)	\$677,559.00	(80)	\$358,456.00	(46)	\$650,901.00	(52)
Reverse payment	\$0.00	(0)	\$6,900.00	(3)	\$8,817.00	(13)	\$6,050.00	(7)	\$32,750.00	(6)	\$3,450.00	(5)
PENDING RESOLUTION⁵	\$2,451,341.00	208	\$2,449,000.00	224	\$2,467,800.00	198	\$638,199.00	117	\$418,350.00	71	\$208,600.00	62
Litigation												
Citation Review Conference	\$1,873,741.00	147	\$884,725.00	127	\$1,514,700.00	133	\$535,749.00	100	\$349,700.00	64	\$170,150.00	56
Administrative Law Judge	\$17,350.00	16	\$67,075.00	54	\$33,250.00	33	\$14,800.00	11	\$1,900.00	2	\$2,450.00	3
Superior/Municipal Court	\$421,500.00	16	\$1,469,800.00	35	\$883,750.00	24	\$85,450.00	4	\$66,750.00	5	\$26,000.00	2
Binding Arbitration	\$11,950.00	11	\$4,700.00	5	\$5,000.00	5	\$2,200.00	2	\$0.00	0	\$0.00	0
Collection in Process	\$126,800.00	18	\$22,700.00	3	\$31,100.00	3	\$0.00	0	\$0.00	0	\$10,000.00	1

Footnotes:
1. Fiscal Year dates refer to the date the citation was issued and is not reflective of the date the data was updated.
2. 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.
3. Net Amount Subject to Collection reflects the collectable amount after allowable adjustments.
4. 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.
5. 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 3/31/10