



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



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	418
<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 September 30, 2012.



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EDMUND G. BROWN JR.
 Governor

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

Fund Condition Statement – PROJECTED
SFY 2012-2013

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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	10,826
Prior Year Adjustment	<u>0</u>
Adjusted Fund Beginning Balance	<u>10,826</u>
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	
Revenues:	
217600 Fines and Penalties - External - Private Sector	3,801
250300 Income from Surplus Money	<u>43</u>
Total Revenues, Transfers and Other Adjustments	<u>3,844</u>
Total Resources	<u>14,670</u>
EXPENDITURES AND EXPENDITURE ADJUSTMENTS	
4265 Department of Public Health (State Operations)	1,188
4265 Department of Public Health (State Operations)	<u>2,149</u>
Total Expenditures and Expenditure Adjustments	<u>3,337</u>
FUND BALANCE, END - JUNE 30, 2012	<u>11,333</u>



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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>0</u>
Adjusted Fund Beginning Balance	<u>10,319</u>
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	
Revenues:	
217600 Fines and Penalties - External - Private Sector	3,801
250300 Income from Surplus Money	<u>43</u>
Total Revenues, Transfers and Other Adjustments	<u>3,844</u>
Total Resources	<u>14,163</u>
EXPENDITURES AND EXPENDITURE ADJUSTMENTS	
Expenditures:	
4170 Department of Aging	1,188
4265 Department of Public Health (State Operations)	<u>2,149</u>
Total Expenditures and Expenditure Adjustments	<u>3,337</u>
FUND BALANCE, END - JUNE 30, 2012	<u>10,826</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 (1st Qtr.), 11-12, 10-11, 09-10
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	Fiscal Year 12-13 (7/1/12-9/30/12)			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	\$367,100.00	100%	72	\$2,397,200.00	100%	585	\$3,093,317.50	99%	611	\$4,142,000.00	100%	700
ALLOWABLE ADJUSTMENTS²	\$48,097.50	13%	1	\$393,177.50	16%	39	\$418,877.50	14%	81	\$798,312.50	19%	109
Reduced	\$0.00	0%	0	\$8,402.50	2%	25	\$65,495.00	16%	74	\$281,897.50	35%	92
Dismissed	\$0.00	0%	0	\$0.00	0%	0	\$20,500.00	5%	2	\$64,450.00	8%	13
35% payment offset	\$38,097.50	79%	(28)	\$355,775.00	90%	(156)	\$329,332.50	77%	(178)	\$370,615.00	46%	(174)
Uncollectable Other	\$10,000.00	21%	1	\$27,000.00	7%	11	\$2,550.00	1%	4	\$80,400.00	8%	2
Withdrawn	\$0.00	0%	0	\$2,000.00	1%	3	\$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	\$319,002.50	87%		\$2,004,022.50	84%		\$2,674,440.00	86%		\$3,343,687.50	81%	
AMOUNT COLLECTED TO DATE⁴	\$89,552.50	24%	42	\$878,122.50	37%	417	\$983,290.00	32%	389	\$1,443,787.50	35%	438
65% payment	\$70,752.50	79%	35	\$660,725.00	75%	311	\$611,617.50	62%	307	\$688,285.00	48%	329
Full payment	\$18,150.00	20%	7	\$174,000.00	20%	106	\$244,500.00	25%	82	\$323,700.00	22%	109
Installment payment	\$0.00	0%	(0)	\$0.00	0%	(0)	\$0.00	0%	0	\$16,950.00	1%	(4)
Continuing Penalty payment	\$0.00	0%	(0)	\$12,200.00	1%	(17)	\$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	\$650.00	1%	(1)	\$6,300.00	1%	(7)	\$3,450.00	1%	(4)	\$4,000.00	1%	(2)
Settlement payment	\$0.00	0%	(0)	\$17,097.50	1%	(27)	\$107,347.50	11%	(71)	\$361,352.50	23%	(89)
Reverse payment	\$0.00	0%	(0)	\$3,200.00	1%	(5)	\$12,900.00	1%	(5)	\$600.00	1%	(1)
PENDING RESOLUTION⁵	\$229,450.00	63%	29	\$1,125,900.00	47%	129	\$1,691,150.00	54%	141	\$1,899,900.00	46%	153
Litigation												
Citation Review Conference	\$0.00	0%	0	\$359,150.00	32%	44	\$781,100.00	46%	110	\$679,750.00	36%	113
Administrative Law Judge	\$7,750.00	3%	5	\$55,450.00	5%	45	\$13,050.00	1%	12	\$9,000.00	1%	11
Superior/Municipal Court	\$153,300.00	67%	6	\$659,700.00	59%	20	\$872,000.00	52%	18	\$1,206,150.00	62%	24
Binding Arbitration	\$3,000.00	1%	2	\$7,000.00	1%	4	\$0.00	0%	0	\$0.00	0%	0
Collection in Process	\$65,400.00	29%	16	\$44,600.00	3%	16	\$25,000.00	1%	1	\$5,000.00	1%	5

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, 9/30/2012