

FY 2021-22 SUPPLEMENTAL APPROPRIATIONS
Summary: House Committee Substitute
House Bill 5523 (H-3)



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Overview

House Bill 5523 (H-3) contains supplemental appropriation adjustments to the Department of Health and Human Services (DHHS) for FY 2021-22. The bill appropriates \$1,227.5 million Gross. Of that, \$395.8 million is from federal Coronavirus State Fiscal Recovery Funds that were authorized through the federal American Rescue Plan Act of 2021, Public Law No. 117-2, in an effort to support the economic recovery of individuals, families, and businesses struggling with effects of the COVID-19 pandemic. Expenditure of federal Coronavirus State Fiscal Recovery Funds would be subject to Coronavirus State Fiscal Recovery Fund rules and regulations, which generally limit expenditures to certain populations, purposes, and/or communities.

Appropriation and boilerplate priorities initiated by the legislature are identified following this overview.

FY 2021-22 APPROPRIATION SUMMARY

| Budget Area | | FY 2021-22 Year-to-Date Appropriations | FY 2021-22 Supplemental Change | % Change |
|---------------------------|--------------|---|---|-----------------|
| Health and Human Services | Gross | \$31,651,808,000 | \$1,227,525,700 | 3.9 |
| | GF/GP | \$5,407,875,000 | \$0 | 0.0 |
| TOTAL | Gross | \$31,651,808,000 | \$1,227,525,700 | 3.9 |
| | GF/GP | \$5,407,875,000 | \$0 | 0.0 |

FY 2021-22 Supplemental Appropriation Items

**Appropriation
Change**

HEALTH AND HUMAN SERVICES

1. Cooperative Agreement for Emergency Response

Includes \$59.4 million of federal funds for DHHS to allocate funding, to the greatest extent possible, to assist in administering monoclonal treatments.

Gross \$59,409,300
 Federal 59,409,300
 GF/GP \$0

2. COVID-19 Early Treatment Sites

Includes \$50.0 million of federal Coronavirus State Fiscal Recovery Funds to establish COVID-19 early treatment sites.

Gross \$50,000,000
 Federal 50,000,000
 GF/GP \$0

3. COVID-19 Early Treatments Procurements Reserve Fund

Includes \$25.0 million of federal Coronavirus State Fiscal Recovery Funds, of which \$10.0 million is available to purchase additional monoclonal treatments in addition to federally allocated supply to distribute to COVID-19 early treatment sites; and the remaining \$15.0 million would not be available to be expended until funds are approved through the legislative transfer process and DHHS notes the early COVID-19 treatments to be purchased.

Gross \$25,000,000
 Federal 25,000,000
 GF/GP \$0

4. Epidemiology and Lab Capacity

Includes \$367.3 million of federal funds for epidemiology and laboratory capacity funds, of which \$100.0 million would assist private businesses with procuring COVID-19 tests for staff that have received an exemption from any government-mandated COVID-19 vaccine mandate and \$117.0 million would assist eligible COVID-19 early treatment sites with procuring COVID-19 tests.

Gross \$367,327,300
 Federal 367,327,300
 GF/GP \$0

5. Epidemiology and Lab Capacity School Safety

Includes a total of \$300.8 million of federal funds, for DHHS to purchase COVID-19 tests and for the Michigan Association of Intermediate School Administrators to distribute, on an equitable headcount basis, to eligible schools, and for the option for eligible schools opt out and instead purchase COVID-19 test directly and request reimbursement from DHHS.

Gross \$300,799,300
 Federal 300,799,300
 GF/GP \$0

6. Healthcare Recruitment and Retention Reserve Fund

Includes a total of \$300.0 million of federal Coronavirus State Fiscal Recovery Funds, of which \$150.0 million is available for federal coronavirus state fiscal recovery-eligible healthcare recruitment and retention programming for new investments and the remaining \$150.0 million is not available to be expended until funds are approved through the legislative transfer process.

Gross \$300,000,000
 Federal 300,000,000
 GF/GP \$0

| | | Appropriation Change |
|---|--------------|---------------------------------|
| <u>FY 2021-22 Supplemental Appropriation Items</u> | | |
| 7. Healthcare Workforce and Staffing | Gross | \$750,000 |
| Includes \$750,000 of federal Coronavirus State Fiscal Recovery Funds as a competitive grant program to school districts and intermediate school districts to expand opportunities for work-based learning health services academies through partnerships with a nation academy foundation. | Federal | 750,000 |
| | GF/GP | \$0 |
| 8. Nursing Facility Room Conversion | Gross | \$10,000,000 |
| Includes \$10.0 million of federal Coronavirus State Fiscal Recovery Funds as a competitive grant program for nursing facilities to convert multi-resident rooms into single resident rooms. Grant awards would reimburse 50% of the cost, and grant awards must prioritize converting rooms with more than 2 residents into single resident rooms. | Federal | 10,000,000 |
| | GF/GP | \$0 |
| 9. Nursing Home Respirators | Gross | \$5,000,000 |
| Includes \$5.0 million of federal Coronavirus State Fiscal Recovery Funds to assist long-term care facilities in complying with Occupational Safety and Health Administration (OSHA) respiratory projection standards. | Federal | 5,000,000 |
| | GF/GP | \$0 |
| 10. Statewide Emergency Preparedness Platform | Gross | \$5,000,000 |
| Includes \$5.0 million of federal Coronavirus State Fiscal Recovery Funds to purchase a 4-year contract with a technology company for integrations to the state's statewide emergency preparedness information technology and data platforms. | Federal | 5,000,000 |
| | GF/GP | \$0 |
| 11. COVID-19 Vaccine Support | Gross | \$90,239,800 |
| Includes \$90.2 million of federal funds for COVID-19 vaccine logistics and distribution and not for marketing, education, outreach, and other community engagement strategies. | Federal | 90,239,800 |
| | GF/GP | \$0 |
| 12. MI Choice Waiver Program Presumptive Eligibility Risk Pool | Gross | \$5,000,000 |
| Includes \$5.0 million of federal funds to develop and implement a statewide risk pool to cover 90% of MI Choice agents' financial exposure for up to 6 weeks of costs associated with incorrect presumptive eligibility determinations; prohibits eligibility for MI Choice agents that incorrectly presume eligibility at 20% or more of their enrollees. | Federal | 5,000,000 |
| | GF/GP | \$0 |
| 13. Program of All-Inclusive Care for the Elderly (PACE) Startup Costs | Gross | \$9,000,000 |
| Includes \$9.0 million of federal funds to assist with facility, equipment, and other startup costs to establish PACE locations in rural, underserved communities. | Federal | 9,000,000 |
| | GF/GP | \$0 |

FY 2021-22 Supplemental Boilerplate Items

GENERAL SECTIONS

Sec. 201. State Spending and State Appropriations Paid to Local Units of Government

States amount of state spending from state sources in the bill and amount of state spending to be paid to local units of government.

Sec. 202. Appropriations Subject to Management and Budget Act

Subjects appropriations to the Management and Budget Act, 1984 PA 431.

Sec. 203. State Administrative Board Transfers

Authorizes the legislature, by a concurrent resolution adopted by a majority of the members elected to and serving in each house, to inter-transfer funds if the State Administrative Board transfers funds.

Sec. 204. Appropriations Subject to Federal Audit and Reporting Requirements

Subjects appropriations to applicable federal audit and reporting requirements; requires prompt action if instances of noncompliance are identified; requires the state budget director to notify appropriations committees and fiscal agencies of instances of noncompliance.

Sec. 205. Appropriations Subject to Public Law 117-2

Subjects Coronavirus State Fiscal Recovery Fund appropriations to federal rules and regulations included in the American Rescue Plan Act of 2021, Public Law 117-2, which generally limit expenditures to certain populations, purposes, and/or communities.

Sec. 206. Report on Status of ARPA Appropriations

Requires the state budget director to report on the status of all funds appropriated related to the coronavirus relief effort on a monthly basis until all funds are exhausted.

HEALTH AND HUMAN SERVICES

Sec. 301. Cooperative Agreement for Emergency Response

Requires DHHS to allocate, to the greatest extent possible, funds to assist in administering monoclonal treatments; requires funds that cannot be used to assist in administering monoclonal treatments to lapse; and requires work project authorization.

FY 2021-22 Supplemental Boilerplate Items

Sec. 302. COVID-19 Early Treatment Sites

Requires DHHS to allocate \$50.0 million to establish COVID-19 early treatment sites; outlines eligibility criteria for COVID-19 early treatment sites; outlines eligible uses of the funds; and sets aside not more than 10% for COVID-19 early treatment costs for individuals without health insurance.

Sec. 303. COVID-19 Early Treatments Procurements Reserve Fund

Requires DHHS to allocate \$10.0 million to purchase additional monoclonal treatments in addition to federally allocated supply to distribute to COVID-19 early treatment sites; and requires the remaining \$15.0 million not be expended until funds are approved through the legislative transfer process and DHHS notes the early COVID-19 treatments to be purchased.

Sec. 304. Epidemiology and Lab Capacity

Requires DHHS to allocate \$100.0 million to assist private businesses with procuring COVID-19 tests for staff that have received an exemption from any government-mandated COVID-19 vaccine mandate; requires DHHS to allocate \$117.0 million to eligible COVID-19 early treatment sites for COVID-19 tests; and requires work project authorization.

Sec. 305. Epidemiology and Lab Capacity School Safety

Requires DHHS to purchase COVID-19 tests and for the Michigan Association of Intermediate School Administrators to distribute, on an equitable headcount basis, to eligible schools; requires DHHS to provide the option for eligible schools opt out and instead purchase COVID-19 test directly and request reimbursement from DHHS; requires DHHS to maintain an online list of all known procurement options; prohibits state government entities from confiscating COVID-19 tests from schools; and requires work project authorization.

Sec. 306. Healthcare Recruitment and Retention Reserve Fund

Requires DHHS to allocate \$150.0 million for federal coronavirus state fiscal recovery-eligible healthcare recruitment and retention programming for new investments; requires 75% be allocated for acute care and behavioral health care providers, which would be administered by the Michigan Health and Hospital Association; requires 25% be allocated to post-acute care providers; requires health care providers to follow COVID-19 vaccine policies as outlined in this section; requires a report; and requires the remaining \$150.0 million not be expended until funds are approved through the legislative transfer process.

Sec. 307. Healthcare Workforce and Staffing

Requires DHHS to allocate \$750,000 as a competitive grant program to school districts and intermediate school districts to expand opportunities for work-based learning health services academies through partnerships with a nation academy foundation; describes grant eligibility; and requires work project authorization.

Sec. 308. Nursing Facility Room Conversion

Requires DHHS to allocate \$10.0 million as a competitive grant program for nursing facilities to convert multi-resident rooms into single resident rooms. Grant awards would reimburse 50% of the cost, and grant awards must prioritize converting rooms with more than 2 residents into single resident rooms.

Sec. 309. Nursing Home Respirators

Requires DHHS to allocate \$5.0 million to assist long-term care facilities in complying with OSHA respiratory protection standards.

Sec. 310. Statewide Emergency Preparedness Platform

Requires DHHS to allocate \$5.0 million to purchase a 4-year contract with a technology company for integrations to the state's statewide emergency preparedness information technology and data platforms.

Sec. 311. COVID-19 Vaccine Support

Requires DHHS to allocate federal vaccine support funds for logistics and distribution and not for marketing, education, outreach, and other community engagement strategies; requires recipients of vaccines administered to be provided with information regarding if and in what manner the vaccine utilized aborted fetal tissue or human embryonic stem cell derivation lines; and requires work project authorization.

Sec. 312. MI Choice Waiver Program Presumptive Eligibility Risk Pool

Requires DHHS to allocate \$5.0 million to develop and implement a statewide risk pool to cover 90% of MI Choice agents' financial exposure for up to 6 weeks of costs associated with incorrect presumptive eligibility determinations; prohibits eligibility for MI Choice agents that incorrectly presume eligibility for 20% or more of their enrollees.

Sec. 313. Program of All-Inclusive Care for the Elderly (PACE) Startup Costs

Requires DHHS to allocate \$9.0 million to assist with facility, equipment, and other startup costs to establish PACE locations in rural, underserved communities.