

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2018

COUNCIL BILL NO. CB18-XXXX
COMMITTEE OF REFERENCE:
Committee of Reference

A BILL

For an ordinance amending Article XVII of the Revised Municipal Code of the City and County of Denver concerning property taxes dedicated for the purchase of services on behalf of persons with intellectual and developmental disabilities.

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. Section 53-550 of the Denver Revised Municipal Code is hereby amended by adding the underlined language and deleting the stricken language to read as follows:

ARTICLE XVII. - DEDICATED PROPERTY TAXES FOR PURCHASE OF SERVICES ON BEHALF OF PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES

Sec. 53-550. – Developmental Disabilities Mill Levy

(a) *Dedicated mill levy increases for purchase of services to persons with intellectual and developmental disabilities, children up to age five with developmental delays, and persons seeking a developmental disability or delay determination.* The city shall assess on an annual basis, in addition to any and all other city and county ad valorem property tax levies, a levy at the rate of 1.0 mill on all taxable property in the City and County of Denver. The revenue derived from said levy shall be credited to the human services special revenue fund, fund number 13000 of the fund plan as set forth in section 20-18 and used exclusively for the purposes set forth in this article XVII.

(b) *Permitted uses of mill levy revenue.* Revenue derived from the dedicated levy shall be used exclusively for the following purposes:

(1) Contracts for purchasing services and supports for persons with intellectual and developmental disabilities, children up to age five with developmental delays, and persons seeking a developmental disability or delay determination through the community centered board for Denver County as designated by the Colorado Department of Health Care Policy and Financing pursuant to §§ 25.5-10-209 and 27-15.5-104, C.R.S., as amended.

(2) Contracts for purchasing services and supports for persons with intellectual and developmental disabilities, children up to age five with developmental delays, and persons seeking a developmental disability or delay determination through any other entity or organization that provides such services.

(3) Transfer of revenue to the Colorado Department of Health Care Policy and Financing in order to receive matching federal funds to provide Medicaid-approved waiver services to persons with intellectual and developmental disabilities.

1 (4) Costs incurred by the Denver Department of Human Services in order to administer
2 and enforce any contracts for purchasing supports to eligible persons ~~with intellectual~~
3 ~~and developmental disabilities~~ as permitted by this section, in an amount not to
4 exceed three-quarters of one percent (.75%) of the revenue derived from the
5 dedicated levy per annum.

6 (c) *Residency requirement for beneficiaries of dedicated revenue.* Any contract for purchase
7 of supports or services as permitted by this section shall include provisions to require
8 and ensure that revenue derived from the dedicated levy is expended for the benefit of
9 children and adults who are residents of Denver in accordance with rules and
10 regulations of the executive director of the Colorado Department of Health Care Policy
11 and Financing promulgated pursuant to § 25.5-10-204, C.R.S., as amended.

12 (d) *Cap on administrative expenses paid from dedicated funds.* Except as permitted in this
13 subsection (d), Any contract for supports or services as permitted by this section shall
14 include a provision limiting the amount of the service provider's administrative and
15 overhead expenses that may be paid by the city to the service provider to no more than
16 fifteen (15) percent of the total amount of dedicated mill levy funds disbursed to the
17 service provider per annum. From July 1, 2018, until December 31, 2020, a service
18 provider may recover up to eighteen percent of the total amount of dedicated mill levy
19 funds disbursed to the service provider per annum.

20 (e) *Reporting.* The community centered board for Denver County shall provide an annual
21 report to the council of the City and County of Denver in accordance with the terms of
22 the contract for purchasing services and supports for persons with intellectual and
23 developmental disabilities.

24 COMMITTEE APPROVAL DATE: ***Committee Agenda Date*** **IF
25 CommitteeAgendaConsentYESORNO***

26 MAYOR-COUNCIL DATE: ***Mayor-Council Agenda Date***

27 PASSED BY THE COUNCIL: _____

28 _____ - PRESIDENT

29 APPROVED: _____ - MAYOR _____

30 ATTEST: _____ - CLERK AND RECORDER,
31 EX-OFFICIO CLERK OF THE
32 CITY AND COUNTY OF DENVER

33 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____;

34 PREPARED BY: ***Assistant City Attorney***, Assistant City Attorney DATE: ***Date of Bill Filing***

35 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
36 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
37 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
38 3.2.6 of the Charter.

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40 Kristin M. Bronson, Denver City Attorney

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42 BY: _____, Assistant City Attorney DATE: _____