

1 SEC. 17. When needed, arrangements shall be made for the care of
2 children during the absence from the home of a person participating in work
3 or training under the program.

1 SEC. 18. Eligible persons and their families shall be offered other
2 social services which the commissioner deems advisable.

1 SEC. 19. For the purposes of the work and training program, the com-
2 missioner may use or transfer to any other agency any of the funds appro-
3 priated for public assistance and any other funds lawfully available. State
4 and federal funds allocated to the program by the commissioner and the
5 employment security commission shall be at least equal to five percent of
6 the total state and federal funds available to the department for assistance
7 under chapter two hundred thirty-nine (239) of the Code, unless the com-
8 missioner determines that a lesser amount is sufficient to provide an ade-
9 quate work and training program for all eligible persons.

1 SEC. 20. The commissioner shall adopt rules to implement this Act
2 and achieve its purposes.

1 SEC. 21. No eligible person shall be deemed to be an employee of the
2 state or any of its subdivisions by reason of his participation in the work
3 and training program. However, this section shall not prevent him from
4 having the status of an employee for the purposes of workmen's compensa-
5 tion.

1 SEC. 22. If it is finally determined that any provision of this Act
2 would cause the work and training program to be ineligible for federal fi-
3 nancial assistance which the state would otherwise receive, such provision
4 may be suspended or modified to the extent which is essential to obtain
5 such assistance.

1 SEC. 23. Each county shall participate in federal commodity or food
2 stamp program.

Approved June 21, 1969.

CHAPTER 166

WELFARE APPLICANTS AND RECIPIENTS

H. F. 238

AN ACT relating to the appeal procedure for welfare applicants and recipients.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section two hundred thirty-nine point seven (239.7), Code
2 1966, as amended by chapter two hundred nine (209), section two hundred
3 ninety (290), Acts of the Sixty-second General Assembly, is hereby repealed
4 and the following enacted in lieu thereof:

5 "If an application is not acted upon within a reasonable time, if it is
6 denied in whole or in part, or if any award of assistance is modified, sus-
7 pended, or canceled under any provision of this chapter, the applicant or
8 recipient may appeal to the department of social services. The department
9 shall give the appellant reasonable notice and opportunity for a fair hear-

10 ing before the commissioner or his designee. An applicant or recipient
11 aggrieved by the result of such hearing may, within thirty days, appeal to
12 the district court of the county in which he resides, by serving notice of
13 such appeal upon the commissioner of social services or his designee, in
14 the manner required for the service of original notice in a civil action. Upon
15 receipt of such notice, the department shall furnish the appellant with a
16 copy of any papers filed by him in support of his position, a transcript of
17 any testimony taken, and a copy of the department's decision. The district
18 court shall review the department's decision to determine its legality."

1 SEC. 2. Section two hundred forty-one point eleven (241.11), Code
2 1966, as amended by chapter two hundred nine (209), section three hundred
3 seven (307), Acts of the Sixty-second General Assembly, is hereby repealed
4 and the following enacted in lieu thereof:

5 "If an application is not acted upon within a reasonable time, if it is
6 denied in whole or in part, or if any award of assistance is modified, sus-
7 pended, or canceled under any provision of this chapter, the applicant or
8 recipient may appeal to the department of social services. The department
9 shall give the appellant reasonable notice and opportunity for a fair hear-
10 ing before the commissioner or his designee. An applicant or recipient ag-
11 grieved by the result of such hearing may, within thirty days, appeal to
12 the district court of the county in which he resides, by serving notice of
13 such appeal upon the commissioner of social services or his designee, in the
14 manner required for the service of original notice in a civil action. Upon
15 receipt of such notice, the department shall furnish the appellant with a
16 copy of any papers filed by him in support of his position, a transcript of
17 any testimony taken, and a copy of the department's decision. The district
18 court shall review the department's decision to determine its legality."

1 SEC. 3. Section two hundred forty-one A point eight (241A.8), Code
2 1966, as amended by chapter two hundred nine (209), section three hun-
3 dred twenty (320), Acts of Sixty-second General Assembly, is hereby re-
4 pealed and the following enacted in lieu thereof:

5 "If an application is not acted upon within a reasonable time, if it is
6 denied in whole or in part, or if any award of assistance is modified, sus-
7 pended, or canceled under any provision of this chapter, the applicant or
8 recipient may appeal to the department of social services. The department
9 shall give the appellant reasonable notice and opportunity for a fair hear-
10 ing before the commissioner or his designee. An applicant or recipient ag-
11 grieved by the result of such hearing may, within thirty days, appeal to
12 the district court of the county in which he resides, by serving notice of
13 such appeal upon the commissioner of social services or his designee, in
14 the manner required for the service of original notice in a civil action. Upon
15 receipt of such notice, the department shall furnish the appellant with a
16 copy of any papers filed by him in support of his position, a transcript of
17 any testimony taken, and a copy of the department's decision. The dis-
18 trict court shall review the department's decision to determine its legality."

1 SEC. 4. Section two hundred forty-nine point eleven (249.11), Code
2 1966, as amended by chapter two hundred nine (209), section three hun-
3 dred ninety-five (395), Acts of the Sixty-second General Assembly, is hereby
4 further amended by striking all of lines thirty-seven (37) through seventy-
5 four (74), inclusive, and inserting in lieu thereof the following:

6 "If an application is not acted upon within a reasonable time, if it is
7 denied in whole or in part, or if any award of assistance is modified,
8 suspended, or canceled under any provision of this chapter, the applicant
9 or recipient may appeal to the department of social services. The depart-
10 ment shall give the appellant reasonable notice and opportunity for a
11 fair hearing before the commissioner or his designee. An applicant or
12 recipient aggrieved by the result of such hearing may, within thirty days,
13 appeal to the district court of the county in which he resides, by serving
14 notice of such appeal upon the commissioner of social services or his des-
15 ignee, in the manner required for the service of original notice in a civil
16 action. Upon receipt of such notice, the department shall furnish the ap-
17 pellant with a copy of any papers filed by him in support of his position,
18 a transcript of any testimony taken, and a copy of the department's de-
19 cision. The district court shall review the department's decision to deter-
20 mine its legality."

Approved June 2, 1969.

CHAPTER 167

AID TO DEPENDENT CHILDREN FUNDS

S. F. 254

AN ACT creating authority in the department of social services to transfer aid to dependent children funds to any other department or agency of the state of Iowa for the purpose of implementing federal assistance programs.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Chapter two hundred thirty-nine (239), Code 1966, is hereby
2 amended by adding the following thereto:
3 "The department of social services shall be authorized to transfer such
4 of the aid to dependent children funds in its control to any other depart-
5 ment or agency of the state of Iowa for the purpose of providing funds to
6 carry out the work incentive program created by Public Law ninety dash
7 two hundred forty-eight (90-248), eighty-one (81) Stat. eight hundred
8 twenty-one (821), Title two (II), Section two hundred four (204), the So-
9 cial Security Amendments of 1967 to the Social Security Act, and nothing
10 in the laws of the state of Iowa shall be construed as limiting the authority
11 granted by that Act."