

fiscal year beginning July 1, 1978, and the state comptroller approves allocation of the funds appropriated by this Act.

Sec. 2. This Act, being deemed of immediate importance, shall be in force from and after its publication in The Daily Freeman-Journal, a newspaper published in Webster City, Iowa, and in the Ames Daily Tribune, a newspaper published in Ames, Iowa.

Approved June 1, 1979

I hereby certify that the foregoing Act, Senate File 498, was published in the Ames Daily Tribune, Ames, Iowa on June 6, 1979, and in the Daily Freeman-Journal, Webster City, Iowa on June 8, 1979.

MELVIN D. SYNHORST, *Secretary of State*

CHAPTER 16 ELDERLY CARE

H. F. 758

AN ACT establishing and making an appropriation for an elderly care program.

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

Section 1. There is appropriated from the general fund to the commission on the aging eight hundred thousand (800,000) dollars, or so much thereof as may be necessary, for the 1979-1980 fiscal year for the elderly care program to be used for chore, adult day care, and home repair services, including the winterizing of homes, and for the construction of entrance ramps which meet the requirements of section one hundred four A point four (104A.4) of the Code and make residences accessible to the physically handicapped, for citizens of Iowa over sixty-five years of age. All funds appropriated under this section shall be received and disbursed by the commission and shall not be used for administrative purposes.

Sec. 2. PURPOSES. It is the purpose of sections three (3) through eleven (11) of this Act to establish an elderly care program to reduce the need and incidence of institutionalization of elderly Iowans by encouraging community involvement in the provision of services which help elderly Iowans remain in their own homes. The elderly care program is established to increase the availability of chore, adult day care and home repair services to elderly citizens and to fund those local innovative projects, with a minimum of state regulation, which demonstrate local input in their planning, funding and general operations. The program shall give preference to projects and services provided for the benefit of the low income elderly. The program is established under the authority of the commission on the aging pursuant to the responsibilities vested in the commission by section two hundred forty-nine B point four (249B.4), subsections two (2), four (4), five (5), six (6), and seven (7) of the Code.

Sec. 3. Chapter two hundred forty-nine B (249B), Code 1979, is amended by adding sections four (4) through ten (10) of this Act.

Sec. 4. NEW SECTION. DEFINITIONS. As used in sections five (5) through ten (10) of this Act:

1. "Commission" means the commission on the aging of the state of Iowa.
2. "Equivalent support" means in kind contributions of services, goods, volunteer support time, administrative support, or other support reasonably determined by the commission as equivalent to a dollar amount.

Sec. 5. NEW SECTION. ELDERLY CARE PROGRAM. The executive director of the commission shall, with the advice and assistance of the interagency coordinating committee, establish an elderly care program to implement and effectuate the provisions of sections three (3) through ten (10) of this Act. After formulation of rules by the executive director of the commission, in consultation with the interagency coordinating committee, the commission shall promulgate rules, pursuant to chapter seventeen A (17A) of the Code, necessary to implement the provisions of sections three (3) through ten (10) of this Act.

Sec. 6. NEW SECTION. INTERAGENCY COORDINATING COMMITTEE CREATED. An interagency coordinating committee is created to advise and assist the commission in the establishment of the elderly care program and in the implementation of sections three (3) through eleven (11) of this Act. The interagency coordinating committee shall consist of a representative of the commission selected by the executive director of the commission, a representative of the department of social services selected by the commissioner of social services, a representative of the state department of health selected by the commissioner of public health, and two consumer representatives, appointed by the governor and not subject to senate confirmation. The consumer representatives, while engaged in their official duties, shall be reimbursed for their actual and necessary expenses out of funds appropriated to the commission.

Sec. 7. NEW SECTION. DUTIES OF THE INTERAGENCY COORDINATING COMMITTEE. The interagency coordinating committee shall assist and advise the commission in establishing the elderly care program by:

1. Recommending rules, eligibility guidelines and procedures necessary to approve grants and disburse funds appropriated to the commission from the general fund for the elderly care program and other funds available to the program.
2. Recommending uniform financial reporting procedures for all funds appropriated to the commission from the general fund for the elderly care program.
3. Reviewing applications for grants to local area agencies on aging and approving any waivers or modifications of the local match requirement contained in the grants. However, rejection of any waiver or modification request shall only affect that portion of the grant for which the waiver or modification was requested.
4. Advising on the reallocation and redistribution of funds, the handling of appeals, grievances and waiver requests and other matters relevant to the program when requested by the commission.

5. Evaluating local projects and the overall state program periodically.
6. Assisting with liaison efforts to the general assembly, governmental agencies, private organizations and individuals, and with the dissemination of information relating to the program as requested by the commission.

Sec. 8. NEW SECTION. ALLOCATION OF FUNDS. All funds appropriated to the commission from the general fund for the elderly care program shall be allocated initially to the area agencies on aging on the basis of population over sixty-five years of age, double-weighted for the low income population over sixty-five years of age. Area agencies on aging may apply for grants of funds not to exceed the amount allocated to the area by this method. Area agency on aging applications shall consist of grant requests from local, public and private organizations recommended and prioritized by the area agency to the commission based upon area wide needs assessment for elderly low income Iowans and compatibility with the comprehensive aging plan for the area. The interagency coordinating committee shall review the grant applications of area agencies on aging and make recommendations to the commission regarding the awarding of grants to area agencies on aging. The commission shall have final responsibility for awarding grants to the area agencies on aging. The funds allocated to area agencies on the basis of population and income and not granted by the commission to the area agencies by December first and the funds granted by the commission to the area agencies by December first which the commission determines will not be expended during the fiscal year shall be considered excess funds and shall be transferred to a reallocation pool. The reallocation pool shall be reallocated to area agencies on aging by a method recommended by the interagency coordinating committee and approved by the commission. Area agencies on aging may apply for grants of funds from the reallocation pool. The interagency coordinating committee shall review these applications and make recommendations to the commission regarding the awarding of reallocation grants. The commission shall have final authority for awarding reallocation grants. Excess funds not reallocated or granted by January thirty-first may be transferred to the office for planning and programming to be used to assist the low income elderly in the payment of winter utility bills.

Sec. 9. NEW SECTION. LOCAL MATCH. Funds appropriated to the commission from the general fund for the elderly care program shall only be awarded and distributed to local projects which match each state dollar with two dollars of local funds in cash or in equivalent support. Funds appropriated to the commission from the general fund for the elderly care program shall only be used to establish new projects or to expand existing programs and shall not be used to replace funds in existing programs or to free funds for other state supported services. The interagency coordinating committee may waive or modify the local match requirements of this section in accordance with rules promulgated by the commission.

Sec. 10. NEW SECTION. RECORDS. The commission shall maintain uniform records on all local projects receiving funds appropriated to the commission from the general fund for the elderly care program. The commission shall require such uniform reporting and financial accounting by area agencies on aging and local projects as may be necessary to fulfill the purposes of this

section. The records maintained by the commission shall include, but need not be limited to, the following information:

1. A description of the project.
2. The nature and size of the local match provided as a condition for the receipt of state funds.
3. The number of elderly citizens including low income elderly citizens served by the project.
4. The method by which elderly citizens with particular attention to low income elderly citizens are located and served by the project.
5. The items for which state funds are expended by the project.
6. Evaluation by the executive director of the commission of the effectiveness of the project.
7. Financial records indicating all state and federal funds and local matching funds allocated to and expended by the project.
8. Documentation of participant and other community involvement in program direction.

Sec. 11. REPORT TO THE GENERAL ASSEMBLY. The interagency coordinating committee shall evaluate the impact and effectiveness of the overall elderly care program as established by sections three (3) through ten (10) of this Act and shall make a recommendation to the general assembly by February 1, 1980, regarding the continuation of the appropriation under section one (1) of this Act for future fiscal years.

Approved June 10, 1979

CHAPTER 17 SUBSTANCE ABUSE

H. F. 765

AN ACT relating to the funding of substance abuse programs by appropriating funds to the Iowa department of substance abuse for administration and program grants and by providing for the transfer of certain funds.

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

Section 1. There is appropriated from the general fund of the state to the Iowa department of substance abuse for each fiscal year of the fiscal biennium beginning July 1, 1979 and ending June 30, 1981 the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

<u>1979-1980</u>	<u>1980-1981</u>
<u>Fiscal Year</u>	<u>Fiscal Year</u>

1. For salaries and support of not more than twenty-seven point six full-time equivalent positions in the fiscal year beginning July 1,