

FILED JUN 8 1973

the Appropriation 6/19, Passed w/ H-841 6/19

SENATE FILE

604

By COMMITTEE ON APPROPRIATIONS

Passed Senate, Date 6-18-73 (1846) Passed House, Date 6-20-73 (2135)
Vote: Ayes 44 Nays 4 Vote: Ayes 73 Nays 12

Approved 7-17-73

Passed Senate as amended by House (1973) 6-21-73 (1973) 42-4 *Passed House as amended by Senate (2271) 6-22-73 77-15*

A BILL FOR

1 An Act making an appropriation to the department of social
2 services for certain public assistance programs and
3 contractual services, changing the procedure for handling
4 county claims arising from foster care for veterans'
5 children, and relating to eligibility for assistance
6 under the aid to dependent children program.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

8
9
10
11
12

S-841

1 Amend Senate File 604, page 2, by striking line 11 and
2 inserting in lieu thereof the following:
3 3. Aid to Dependent Children \$17,748,000 \$21,368,000

S-841 Filed
June 12, 1973

Lost 6/18

By BLOUIN, GLUBA, PALMER,
GLENN, KENNEDY, DODERER,
ORR, WILLITS and KINLEY

9
10
11
12
1
2
3
4
5
6
7
8
9
10
11
12

S-823

1 Amend Senate File 604, page 2, by striking line 11 and insert-
2 ing in lieu thereof the following:
3 "3. Aid to Dependent Children \$16,448,490 \$17,268,490".

S-823 Filed
June 11, 1973

Lost 6/18

By GLUBA, BLOUIN, DODERER,
PALMER and MILLIGAN

1 Section 1. There is appropriated from the general fund
 2 of the state for the biennium beginning July 1, 1973 and
 3 ending June 30, 1975 to the department of social services
 4 for the designated public assistance programs and contrac-
 5 tual services the following amounts, or so much thereof as
 6 may be necessary:

	1973-74	1974-75
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
9 1. Old Age Assistance	\$ 2,770,000	\$
10 2. Aid to the Blind	\$ 178,000	\$ 40,000
11 3. Aid to Dependent Children	\$13,766,000	\$14,586,000
12 4. Work and Training Program	\$ 350,000	\$ 350,000
13 5. Aid to the Disabled	\$ 621,000	\$
14 6. Aid to Indians Residing on		
15 a Settlement	\$ 43,000	\$ 43,000
16 7. Medical Assistance	\$27,522,000	\$33,442,000
17 8. Child Support Recoveries	\$ 75,000	\$ 75,000
18 9. Contractual Services-Medical		
19 Carrier	\$ 800,000	\$ 900,000
20 10. Contractual Services-other,		
21 including group homes, and		
22 child welfare foster care	\$ 2,750,000	\$ 2,750,000
23 11. Services to the Elderly,		
24 Blind and Disabled	\$ 799,423	\$ 799,423
25 12. Homemaker services	\$ 669,600	\$ 740,000
26 13. Adult Assistance Program-		
27 Special Situations for De-		
28 cember 31, 1973 caseload	\$ 1,100,000	\$ 2,200,000

29 Sec. 2. No funds appropriated by this Act shall be used
 30 for capital improvements.

31 Sec. 3. Notwithstanding the provisions of section eight
 32 point thirty-three (8.33) of the Code, the unencumbered or
 33 unobligated balance of the appropriation made by subsection
 34 twelve (12) of section one (1) of this Act for the first
 35 fiscal year of the biennium commencing July 1, 1973, shall,

1 on August 31, 1974, revert to the state treasury, and to the
2 credit of the fund from which appropriated. In all other
3 respects, the provisions of section eight point thirty-three
4 (8.33) of the Code shall apply to appropriations made for
5 the first fiscal year of such biennium by section one (1)
6 of this Act.

7 Sec. 4. All federal grants to and the federal receipts
8 of the agencies receiving funds under this Act are appro-
9 priated for the purpose set forth in the federal grants or
10 receipts.

11 Sec. 5. The department of social services shall prepare
12 and submit to the appropriations committees of the senate
13 and house of representatives of the Sixty-fifth General
14 Assembly, not later than January 15, 1974, a report on the
15 exact purposes for which money appropriated by section one
16 (1), subsection six (6) of this Act has been and is then being
17 expended. The report shall also set forth the department's
18 conclusions as to what is being accomplished by the expenditure
19 of that money.

20 Sec. 6. Chapter two hundred thirty-two point fifty-three
21 (232.53), Code 1973, is amended to read as follows:

22 232.53 RECOVERY OF COSTS--FROM ANOTHER COUNTY OR FROM
23 THE STATE. The county charged with the cost and expenses
24 under sections 232.51 and 232.52 may recover the costs and
25 expenses from the county where the child has legal settle-
26 ment by filing verified claims which shall be payable as are
27 other claims against the county. A detailed statement of
28 the facts upon which the claim is based shall accompany the
29 claim. Any dispute involving the legal settlement of a child
30 for which the court has ordered payment under authority of
31 this section shall be settled in accordance with sections
32 252.22 and 252.23. The county charged with the cost of foster
33 home care for a child may recover the cost of such care from
34 the general fund of the state if the child would otherwise
35 have been eligible for admission to the Iowa juvenile home

1 or The Annie Wittenmyer Home under the provisions of subsection
2 1 of section 244.3. The county shall make claim to the state
3 department of social services which shall audit the ~~same and~~
4 ~~forward-it-to-the-state-treasurer~~ claim and certify it to
5 the state comptroller for payment.

6 Sec. 7. Section two hundred thirty-nine point one (239.1),
7 subsection three (3), Code 1973, is amended to read as fol-
8 lows:

9 3. A "Dependent child" means a needy child under the age
10 of sixteen years, or under the age of twenty years and a
11 student regularly attending a high school in pursuance of
12 a course of study leading to a high school diploma or its
13 equivalent, or regularly attending a course of vocational
14 or technical training designed to fit him for gainful
15 employment, who has been deprived of parental support and
16 care by reason of death, continued absence from home, or
17 physical or mental incapacity or unfitness of either parent,
18 or partial or total unemployment of the father, and who is
19 living with his father, or mother, or both, or with his
20 grandfather, grandmother, brother, sister, stepfather,
21 stepmother, stepbrother, stepsister, uncle or aunt, in a place
22 of residence maintained by one or more of such relatives as
23 his or their home or has been placed in a licensed foster
24 home or with a public or nonprofit child-care agency by the
25 state division or by the county department of social welfare
26 in lieu of living with any relative designated in this
27 subsection.

28 Sec. 8. Section two hundred thirty-nine point two (239.2),
29 Code 1973, is amended by adding the following new subsec-
30 tion:

31 NEW SUBSECTION. Is not, with respect to assistance applied
32 for by reason of partial or total unemployment of the father,
33 the child of a father who:

34 a. Has been unemployed for less than thirty days prior
35 to receipt of assistance under this chapter.

1 of the non-federally funded cost of the Aid to Dependent
2 Children program through the 1973-75 biennium.

3 Section 5 requires the Department of Social Services to
4 report to the Appropriations Committee of each house in the
5 second session of the present General Assembly on use of the
6 money appropriated for Aid to Indians residing on a settle-
7 ment, so that the committees may evaluate the effectiveness
8 of this program.

9 The state reimburses counties for cost of foster care of
10 veteran's children. At present the bill is forwarded from
11 the state department of social services to the state treasurer
12 for payment. Section 6 would have the state comptroller
13 handle the claims instead of the state treasurer's office.

14 Currently, section 239.1 subsection 3 provides that children
15 may be eligible for assistance under the aid to dependent
16 children program when they are deprived of parental care and
17 support by reason of the death, continued absence from home,
18 or physical or mental incapacity of either parent. Section
19 7 would additionally allow a child to be eligible for
20 assistance if he is deprived of parental care and support
21 by reason of the father being partially or totally unemployed,
22 even though the father remains in the home, so long as the
23 father meets the requirements of section 8 of the bill.

24
25
26
27
28
29
30
31
32
33
34
35

H-841

1 Amend Senate File 604 as follows:
2 1. Page 2, by striking line 11 and inserting in
3 lieu thereof the following:
4 "3. Aid to Dependent
5 Children \$20,649,000 \$29,172,000".
6 2. Page 2, by striking line 16 and inserting in
7 lieu thereof the following:
8 "7. Medical Assistance \$27,522,000 -0-".
9 3. Page 2, by striking lines 23 and 24 and insert-
10 ing in lieu thereof the following:
11 "11. Services to the
12 Elderly, Blind and Dis-
13 abled \$ 500,000 \$ 500,000".
14 4. Page 4, by striking from lines 29 and 30 the
15 word "subsection" and inserting in lieu thereof the
16 word "subsections".
17 5. Page 5, by striking lines 4, 5, 6 and 7 and
18 inserting in lieu thereof the words "was last employed."
19 6. Page 5, line 18, by inserting before the word
20 "The" the words "NEW SUBSECTION."

H-841 #4 w. d. #6 w. d.
Filed 1, 2, 3, 5 adopted 4/20
June 19, 1973

By COMMITTEE ON APPROPRIATIONS
Grassley of Butler, Chairman

H-843

1 Amend Senate File 604 as follows:
2 Page 5, line 19, by striking the words
3 "or in lieu of".

H-843 Filed and adopted
June 20, 1973

By KREAMER of Polk
WYCKOFF of Benton

H-844

1 Amend Senate File 604, as follows:
2 Page 4, line 10, by striking the word
3 "twenty" and inserting the word "eighteen".

H-844 Filed and Lost
June 20, 1973

By WYCKOFF of Benton

H-847

1 Amend the committee Amendment (H-841) to Senate File
2 604 on line 5 by striking the figures "\$20,649,000"
3 and "\$29,172,000" and inserting in lieu thereof the
4 figures "\$22,847,000" and "\$32,181,000".

H-847 Filed and Lost
June 20, 1973

By SMALL of Johnson
MENNENGA of Clinton
CARR of Dubuque
HIGGINS of Scott
RAPP of Blackhawk
MONROE of Des Moines

H-842

1 Amend Senate File 604, page 5, by striking lines
2 8 through 17 and inserting in lieu thereof the
3 following:

4 c. At any time during the thirty-day period
5 prior to receipt of assistance under this chapter or
6 at any time thereafter while assistance is payable
7 under this chapter, has not been available for
8 employment, has not actively sought employment, or
9 has without good cause refused any bona fide offer of
10 employment or training for employment. The following
11 reasons for refusing employment or training are not
12 good cause: unsuitable or unpleasant work or training,
13 if the father is able to perform the work or training
14 without unusual danger to his health; or the amount
15 of wages or compensation, unless the wages for
16 employment are below the federal minimum wage in
17 effect on January 1, 1973.

18 d. Has not registered for work with the state
19 employment service established pursuant to section
20 ninety-six point twelve (96.12) of the Code, or
21 thereafter has failed to report at an employment
22 office in accordance with regulations prescribed
23 pursuant to section ninety-six point four (96.4),
24 subsection one (1) of the Code.

25 e. Has failed to participate in or to co-
26 operate in any work or training program made available
27 to him under chapter two hundred forty-nine C (249C)
28 of the Code, or has without good cause withdrawn from
29 such program before completion. The department of
30 social services shall promptly make available a
31 program under chapter two hundred forty-nine C (249C)
32 of the Code to each father whose partial or total
33 unemployment is the reason for assistance under this
34 chapter.

H-842 Filed, amended ^{by H-852} and
adopted
June 20, 1973

By STANLEY of Muscatine
GRASSLEY of Butler
DEN HERDER of Sioux
KREAMER of Polk
WYCKOFF of Benton
HUSAK of Tama

H-850

1 Amend Senate File 604 as follows: Page 5, after
2 line 23, by inserting the following new section:
3 Sec. _____. Chapter two hundred thirty nine (239),
4 Code 1973, is amended by adding the following new
5 section:

6 Sec. _____. Standard of Need. The department of
7 social services shall compute, on an annual basis,
8 the need standard used for the aid to dependent
9 children program. The department shall update the
10 need standard at the beginning of each fiscal year.

H-850 Filed and lost
June 20, 1973

By HIGGINS of Scott

HOUSE AMENDMENT TO SENATE FILE 604

- 1 Amend Senate File 604 as follows:
2 1. Page 2, by striking line 11 and inserting in lieu
3 thereof the following:
4 "3. Aid to Dependent
5 Children \$20,649,000 \$29,172,000".
6 2. Page 2, by striking line 16 and inserting in
7 lieu thereof the following:
8 "7. Medical Assistance \$27,522,000 -0-".
9 3. Page 2, by striking lines 23 and 24 and insert-
10 ing in lieu thereof the following:
11 "11. Services to the
12 Elderly, Blind and Dis-
13 abled \$ 500,000 \$ 500,000".
14 4. Page 4, line 10, by striking the word "and"
15 and inserting in lieu thereof the words "and who is".
16 5. Page 4, line 13, by inserting after the word
17 "or" the words "who is, in lieu of pursuing a course
18 of study leading to a high school diploma or its
19 equivalent,".
20 6. Page 5, by striking lines 4, 5, 6 and 7 and
21 inserting in lieu thereof the words "was last employed."
22 7. Page 5, by striking lines 8 through 17 and

Page 2

- 1 inserting in lieu thereof the following:
2 c. At any time during the thirty-day period
3 prior to receipt of assistance under this chapter or
4 at any time thereafter while assistance is payable
5 under this chapter, has not been available for
6 employment, has not actively sought employment, or
7 has without good cause refused any bona fide offer of
8 employment or training for employment. The following
9 reasons for refusing employment or training are not
10 good cause: unsuitable or unpleasant work or training,
11 if the father is able to perform the work or training
12 without unusual danger to his health; or the amount
13 of wages or compensation, unless the wages for
14 employment are below the federal minimum wage.
15 d. Has not registered for work with the state
16 employment service established pursuant to section
17 ninety-six point twelve (96.12) of the Code, or
18 thereafter has failed to report at an employment
19 office in accordance with regulations prescribed
20 pursuant to section ninety-six point four (96.4),
21 subsection one (1) of the Code.
22 3. Has failed to participate in or to co-
23 operate in any work or training program made available
24 to him under chapter two hundred forty-nine C (249C)
25 of the Code, or has without good cause withdrawn from

Page 3

- 1 such program before completion. The department of
2 social services shall promptly make available a
3 program under chapter two hundred forty-nine C (249C)
4 of the Code to each father whose partial or total
5 unemployment is the reason for assistance under this
6 chapter.
7 8. Page 5, line 19, by striking the words "or in
8 lieu of".

S-974

Division S-974A

1 Amend House Amendment to Senate File 604 as follows:

- 2 1. Page 1, by striking line 8 and inserting in lieu
3 thereof the following:
4 "7. Medical Assistance \$27,522,000 \$33,442,000".
5 2. Page 3, by striking lines 1 through 6 and inserting
6 in lieu thereof the following:
7 "such program before completion. The department of
8 social services shall have a program under chapter
9 two hundred forty-nine C (249C) of the Code for the
10 partially or totally unemployed father under this
11 subsection."

Division S-974B

- 12 3. Page 3, by striking lines 7 and 8.

S-974 Filed
division S-974A adopted
division S-974B adopted
June 21, 1973

By SCHWIEGER, DE KOSTER, LAMBORN,
DODERER, TIEDEN, MURRAY and
COLEMAN

S-981

- 1 Amend the House Amendment to Senate File 604, page 2, line 12
2 by inserting after the word "health;" the words "or the work
3 is in conflict with his moral or religious convictions;".

S-981 Filed *Withdrawn*
June 21, 1973

By GLUBA and DODERER

S-982

- 1 Amend the House Amendment to Senate File 604, page 2, line 8
2 by inserting after the word "employment" the words "unless
3 such employment or training is in conflict with his moral or
4 religious convictions".

S-982 Filed and lost
June 21, 1973

By GLUBA and DODERER

S-840

- 1 Amend Senate File 604, page 5, by adding the following section
2 after line 23:
3 Sec. ____ . The department of social services, in computing
4 the first old age assistance, aid to the blind, aid to dependent
5 children and aid to the disabled cash assistance grants paid from
6 funds appropriated by this Act, shall as nearly as possible
7 within the limitations of those appropriations and on the basis
8 of the department's current caseload for those respective
9 programs, fix the level of grants under those respective programs
10 at amounts equal to, but not in excess of, the amounts which the
11 department determines are necessary to meet the minimum needs of
12 recipients. The level of grants for the respective programs so
13 fixed shall not thereafter be lowered during the balance of the
14 1973-1975 biennium, any other provisions of law to the contrary
15 notwithstanding. There is appropriated from the general fund of
16 the state to the department of social services, in addition to
17 the funds appropriated by section one (1) of this Act, any addi-
18 tional amount required to implement the provisions of this
19 section.

S-840 Filed
June 12, 1973

*Lost
6/8*

By BLOUIN, GLUBA, PALMER,
GLENN, KENNEDY, KINLEY,
SCHABEN, DODERER, ORR and
WILLITS

Public Assistance Programs

Section 1.

Subsection 1 appropriates \$2,770,000 for the Old Age Assistance program for the first six months of the 1973-1974 fiscal year. This program will be taken over by the Federal government on January 1, 1974.

Subsection 2 appropriates \$178,000 for 1973-1974 and \$40,000 for 1974-1975 for the Aid to the Blind program. Funds for the grant portion of this program are for the first six months of the 1973-1974 fiscal year, after which this portion will be taken over by the Federal government. The remaining portion of this appropriation, which is both years of the biennium, is for remedial eye care which the federal government is not going to take over.

Subsection 3 appropriates \$20,649,000 for the fiscal year 1973-1974 and \$29,172,000 for the fiscal year 1974-1975 for Aid to Dependent Children. This appropriation is for what is currently the state's portion of this program's expense and is intended to include the unemployed father provision in the Aid to Dependent Children program.

Subsection 4 appropriates \$350,000 for the fiscal year 1973-1974 and \$350,000 for the fiscal year 1974-1975 for the Work and Training Program.

Subsection 5 appropriates \$621,000 for the Aid to the Disabled program for the first six months of the 1973-1974 fiscal year. This program will be taken over by the federal government on January 1, 1974.

Subsection 6 appropriates \$43,000 each year of the biennium for Aid to Indians Residing on a Settlement. Section 5 of the bill requires the Department of Social Services to report to the appropriations committee of each house in the second session of the present General Assembly on the use of the money appropriated for Aid to Indians residing on a settlement, so that the committees may evaluate the effectiveness of this program.

Subsection 7 appropriates \$27,522,000 for the fiscal year 1973-1974 for the Medical Assistance program. In addition to medical assistance, Intermediate Care Facility (ICF) payments are made from this appropriation. It is the intent of the committee in making this appropriation that the maximum allowable payment to nursing homes not exceed \$11.45 per day.

Subsection 8 appropriates \$75,000 each year of the biennium for Child Support Recoveries. It is intended that these funds be used to pay legal fees incurred for child support recoveries.

Subsection 9 appropriates \$800,000 for the fiscal year 1973-1974 and \$900,000 for the fiscal year 1974-1975 for Contractual Services—Medical Carrier. This appropriation is to pay the expense of having a private company process Title XIX claims for payment.

Subsection 10 appropriates \$2,750,000 each year of the biennium for Contractual Services—other, including group homes, and child welfare foster care. This is intended to pay for child welfare—foster care, day care services, group homes and fire inspection of day care centers.

Subsection 11 appropriates \$500,000 each year of the biennium for Services to the Elderly, Blind and Disabled. It is intended that these funds provide the elderly, blind and disabled, who qualify, with supportive services which will enable them to stay in their own homes and out of nursing homes for as long as possible.

Subsection 12 appropriates \$669,600 for the fiscal year 1973-1974 and \$750,000 for the fiscal year 1974-1975 for Homemaker Services. It is intended that these funds provide services for the care of individuals, who qualify, in their own homes and helping individual caretaker relatives to overcome specific barriers to achievement of optimum household and family management through services of a trained and supervised homemaker.

Subsection 13 appropriates \$1,100,000 for the second six months of the 1973-1974 fiscal year and \$2,200,000 for the 1974-1975 fiscal year for special situations which occur for individuals on the Adult Assistance Programs when the Federal Government takes over these programs on January 1, 1974. It is the intent of the committee that this appropriation take care of these special situations for individuals on the December 31, 1973 caseload only:

1. 1,500 people in custodial homes not needing nursing care but are in need of supervision. The monthly grant to these individuals will be reduced under federal take-over.

2. 500 people currently receive grants as essential persons. This is not included under the federal take-over.

3. 300 people currently receive nursing care and live in their own homes. This program would not be eligible under the federal take-over.

This appropriation also includes the cost of funerals of adult recipients which is not included in the federal take-over.

H-849

- 1 Amend Senate File 604 as follows:
2 1. Page 4, line 10, by striking the word "and"
3 and inserting in lieu thereof the words "and who is".
4 2. Page 4, line 13, by inserting after the word
5 "or" the words "who is, in lieu of pursuing a course
6 of study leading to a high school diploma or its
7 equivalent,".

H-849 Filed and adopted
June 20, 1973

By HORN of Linn

H-852

- 1 Amend the Stanley, et. al., amendment, H-842,
2 by inserting a period after the word "wage" in
3 line 16, by striking the remainder of line 16 and
4 all of line 17.

H-852 Filed and Adopted
June 20, 1973

By HILL of Polk

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 604

- 1 Amend the House Amendment to Senate File 604 as follows:
2 1. Page 1, by striking line 8 and inserting in lieu thereof
3 the following:
4 "7. Medical Assistance \$27,522,000 \$33,442,000".
5 2. Page 3, by striking lines 1 through 6 and inserting in
6 lieu thereof the following:
7 "such program before completion. The department of
8 social services shall have a program under chapter two hundred
9 forty-nine C (249C) of the Code for the partially or totally
10 unemployed father under this subsection."
11 3. Page 3, by striking lines 7 and 8.

Received from the Senate
June 21, 1973

File received 6/22