

Has Appropriations 4/28 Do Pass 5/1 (p. 1975)

FILED APR 25 1986

SENATE FILE 2304
BY COMMITTEE ON APPROPRIATIONS
Approved (p. 1397)

Passed Senate, Date 4-25-86 (p. 1399) Passed House, Date 5-1-86 (p. 2022)

Vote: Ayes 47 Nays 0 Vote: Ayes 97 Nays 0

Approved May 27, 1986

*Repassed Senate 5-2-86 (p. 1562)
44-0*

*Repassed House 5-2-86 (p. 2065)
92-0*

A BILL FOR

1 An Act appropriating federal funds made available from federal
2 block grants, allocating portions of federal block grants, and
3 providing procedures if federal funds are more or less than
4 anticipated or if federal block grants are more or less than
5 anticipated or if categorical grants are consolidated into new
6 or existing block grants.

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

SENATE FILE 2304

S-5748

- 1 Amend Senate File 2304 as follows:
- 2 1. Page 5, line 8, by striking the word
- 3 "hypertension" and inserting the following:
- 4 "fluoridation".

S-5748 Filed and adopted April 25, 1986
BY COLTON *(p. 1399)*

S.F. 2304

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DIVISION I

1
2 Section 1. ALCOHOL AND DRUG ABUSE AND MENTAL HEALTH
3 SERVICES APPROPRIATION.

4 1. There is appropriated from the fund created by section
5 8.41 to the department of public health, two million nine
6 hundred thirty-six thousand (2,936,000) dollars for the
7 federal fiscal year beginning October 1, 1986. Funds
8 appropriated by this section are the anticipated funds to be
9 received from the federal government for the designated
10 federal fiscal year under Pub. L. No. 97-35, Title IX,
11 Subtitle A, and Pub. L. No. 97-414 which provides for the
12 alcohol and drug abuse and mental health services block grant.
13 The department shall expend the funds appropriated by this
14 section as provided in the federal law making the funds
15 available and in conformance with chapter 17A.

16 2. Seventeen and eight-tenths percent of the funds
17 appropriated in subsection 1 shall be transferred to the
18 division of mental health, mental retardation, and
19 developmental disabilities within the department of human
20 services and allocated for community mental health centers.
21 Of this amount, ten percent must be used to initiate new
22 mental services for severely disturbed children and
23 adolescents and new comprehensive community mental health
24 programs for unserved areas or underserved populations.

25 3. Funds appropriated in subsection 1 shall not be used by
26 the department of public health for administrative expenses.
27 The department of public health shall pay to the auditor of
28 state an amount sufficient to pay the cost of auditing the use
29 and administration of the state's portion of the funds
30 appropriated in subsection 1 from funds appropriated to the
31 department from the general fund of the state. The auditor of
32 state shall bill the department of public health for the costs
33 of the audit.

34 4. Five percent of the funds appropriated in subsection 1
35 shall be used to initiate and provide new alcohol and drug

1 abuse services to women.

2 5. After deducting the funds allocated in subsections 2
3 and 4 the remaining funds appropriated in subsection 1 shall
4 be allocated according to the following percentages to
5 supplement appropriations for the following programs within
6 the department of public health:

- 7 a. Drug abuse programs 38.89 percent
- 8 b. Alcohol abuse programs 38.89 percent
- 9 c. Alcohol and drug prevention programs 22.22 percent

10 Sec. 2. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

11 1. There is appropriated from the fund created by section
12 8.41 to the state department of public health, the sum of five
13 million four hundred sixty thousand six hundred seventy-two
14 (5,460,672) dollars for the federal fiscal year beginning
15 October 1, 1986. The funds appropriated by this section are
16 the funds anticipated to be received from the federal
17 government for the designated federal fiscal year under Pub.
18 L. No. 97-35, Title XXI, Subtitle D, as amended, which
19 provides for the maternal and child health services block
20 grant. The department shall expend the funds appropriated by
21 this section as provided in the federal law making the funds
22 available and in conformance with chapter 17A.

23 2. Sixty-three percent of the funds appropriated in
24 subsection 1 shall be allocated to supplement appropriations
25 for maternal and child health programs within the state
26 department of public health. Of these funds, forty-eight
27 thousand seven hundred twenty (48,720) dollars shall be set
28 aside for sudden infant death syndrome, and two hundred eight
29 thousand nine hundred fifty (208,950) dollars shall be set
30 aside for the statewide perinatal care program.

31 Thirty-seven percent of the funds appropriated in
32 subsection 1 shall be allocated to the university of Iowa
33 hospitals and clinics under the control of the state board of
34 regents for mobile and regional child health specialty
35 clinics. The university of Iowa hospitals and clinics shall

1 not receive an allocation for indirect costs from the funds
2 for this program.

3 3. An amount not exceeding one hundred twenty-two thousand
4 thirty (122,030) dollars of the funds allocated in subsection
5 2 to the state department of public health shall be used by
6 the state department of public health for administrative
7 expenses. From the funds set aside by this subsection for
8 administrative expenses, the state department of public health
9 shall pay to the auditor of state an amount sufficient to pay
10 the cost of auditing the use and administration of the state
11 department of public health's portion of the funds allocated
12 in subsection 2. The auditor of state shall bill the state
13 department of public health for the costs of the audit.

14 It is the intent of the general assembly that the
15 departments of public health, human services, and education
16 and the university of Iowa's mobile and regional child health
17 specialty clinics continue to pursue to the maximum extent
18 feasible the coordination and integration of services to women
19 and children in selected pilot areas. It is expected that
20 these agencies prepare a progress report for the general
21 assembly indicating objectives accomplished and barriers en-
22 countered in the pursuit of these integration efforts.

23 4. Those federal maternal and child health services block
24 grant funds transferred from the federal preventive health and
25 health services block grant funds under section 3, subsection
26 4, of this Act for the federal fiscal year beginning October
27 1, 1986, are transferred to the maternal and child health
28 programs and to the university of Iowa's mobile and regional
29 child health specialty clinics according to the percentages
30 specified in section 2, subsection 2, of this Act.

31 5. The department of public health shall administer the
32 statewide maternal and child health program and the crippled
33 children's program by conducting mobile and regional child
34 health specialty clinics and conducting other activities to
35 improve the health of low-income women and children and to

1 promote the welfare of children with actual or potential
2 handicapping conditions and chronic illnesses in accordance
3 with the requirements of Title V of the Social Security Act.

4 Sec. 3. PREVENTIVE HEALTH AND HEALTH SERVICES

5 APPROPRIATIONS.

6 1. There is appropriated from the fund created by section
7 8.41 to the state department of public health, one million
8 forty-seven thousand four hundred ninety-five (1,047,495)
9 dollars for the federal fiscal year beginning October 1, 1986.
10 Funds appropriated by this section are the funds anticipated
11 to be received from the federal government for the designated
12 federal fiscal year under Pub. L. No. 97-35, Title IX,
13 Subtitle A, which provides for the preventive health and
14 health services block grant. The department shall expend the
15 funds appropriated by this section as provided in the federal
16 law making the funds available and in conformance with chapter
17 17A.

18 2. An amount not exceeding one hundred thousand three
19 hundred seventeen (100,317) dollars of the funds appropriated
20 in subsection 1 shall be used by the state department of
21 public health for administrative expenses. From the funds set
22 aside by this subsection for administrative expenses, the
23 state department of public health shall pay to the auditor of
24 state an amount sufficient to pay the cost of auditing the use
25 and administration of the state's portion of the funds
26 appropriated in subsection 1. The auditor of state shall bill
27 the state department of public health for the costs of the
28 audit.

29 3. Of the funds appropriated in subsection 1, the specific
30 amount of funds required by Pub. L. No. 97-35, Title IX,
31 Subtitle A, shall be allocated to the rape prevention program.

32 4. Pursuant to Pub. L. No. 97-35, Title IX, Subtitle A, as
33 amended, seven percent of the funds appropriated in subsection
34 1 is transferred within the special fund in the state treasury
35 established under section 8.41, for use by the state

1 department of public health as authorized by Pub. L. No. 97-
2 35, Title XXI, Subtitle D, as amended, and section 2 of this
3 Act.

4 5. After deducting the funds allocated and transferred in
5 subsections 2, 3, and 4, the remaining funds appropriated in
6 subsection 1 shall be allocated for use of the following
7 programs in amounts determined by the department of public
8 health: hypertension program, risk reduction services, health
9 incentive program, and emergency medical services.

10 DIVISION II

11 Sec. 4. COMMUNITY SERVICES APPROPRIATIONS.

12 1. a. There is appropriated from the fund created by
13 section 8.41 to the division of community action agencies of
14 the department of human rights, the sum of three million seven
15 hundred sixty-eight thousand six hundred (3,768,600) dollars
16 for the federal fiscal year beginning October 1, 1986. Funds
17 appropriated by this section are the funds anticipated to be
18 received from the federal government for the designated
19 federal fiscal year under Pub. L. No. 97-35, Title VI,
20 Subtitle B, which provides for the community services block
21 grant. The division of community action agencies of the
22 department of human rights shall expend the funds appropriated
23 by this section as provided in the federal law making the
24 funds available and in conformance with chapter 17A.

25 b. The director of the division of community action
26 agencies of the department of human rights shall allocate not
27 less than ninety-seven percent of the amount of the block
28 grant to programs benefiting low-income persons based upon the
29 size of the poverty-level population in the area represented
30 by the community action areas compared to the size of the
31 poverty-level population in the state.

32 2. An amount not exceeding three percent of the funds
33 appropriated in subsection 1 for the federal fiscal year
34 beginning October 1, 1986 shall be used by the division of
35 community action agencies of the department of human rights

1 for administrative expenses. From the funds set aside by this
2 subsection for administrative expenses, the division of
3 community action agencies of the department of human rights
4 shall pay to the auditor of state an amount sufficient to pay
5 the cost of auditing the use and administration of the state's
6 portion of the funds appropriated in subsection 1. The
7 auditor of state shall bill the division of community action
8 agencies of the department of human rights for the costs of
9 the audit.

10 Sec. 5. COMMUNITY DEVELOPMENT APPROPRIATIONS.

11 1. There is appropriated from the fund created by section
12 8.41 to the department of economic development, the sum of
13 twenty-four million nine hundred thousand (24,900,000) dollars
14 for the federal fiscal year beginning October 1, 1986. Funds
15 appropriated by this section are the funds anticipated to be
16 received from the federal government for the designated
17 federal fiscal year under Pub. L. No. 97-35, Title III,
18 Subtitle A, which provides for the community development block
19 grant. The department of economic development shall expend
20 the funds appropriated by this section as provided in the
21 federal law making the funds available and in conformance with
22 chapter 17A.

23 2. An amount not exceeding nine hundred ninety-one
24 thousand (991,000) dollars for the federal fiscal year
25 beginning October 1, 1986 shall be used by the department of
26 economic development for administrative expenses for the
27 community development block grant. The total amount used for
28 administrative expenses includes four hundred ninety-five
29 thousand five hundred (495,500) dollars for the federal fiscal
30 year beginning October 1, 1986 of funds appropriated in
31 subsection 1 and a matching contribution from the state equal
32 to four hundred ninety-five thousand five hundred (495,500)
33 dollars from the appropriation of state funds for the
34 community development block grant and state appropriations for
35 related activities of the department of economic development.

1 The total administrative expenses at the state level, from
2 both federal and state sources, shall not exceed four percent
3 of the amount appropriated in subsection 1. From the funds
4 set aside for administrative expenses by this subsection, the
5 department of economic development shall pay to the auditor of
6 state an amount sufficient to pay the cost of auditing the use
7 and administration of the state's portion of the funds
8 appropriated in subsection 1. The auditor of state shall bill
9 the department of economic development for the costs of the
10 audit.

11 DIVISION III

12 Sec. 6. EDUCATION APPROPRIATIONS.

13 1. There is appropriated from the fund created by section
14 8.41 to the department of education for the fiscal year
15 beginning July 1, 1986 and ending June 30, 1987, the amount
16 received from Pub. L. No. 97-35, Title V, Subtitle D, chapter
17 2, not to exceed five million seven hundred thousand
18 (5,700,000) dollars, which provides for the education block
19 grant. The department shall expend the funds appropriated by
20 this section as provided in the federal law making the funds
21 available and in conformance with chapter 17A.

22 2. Twenty percent of the funds appropriated in subsection
23 1, not to exceed one million one hundred forty thousand
24 (1,140,000) dollars, shall be used by the department for basic
25 skills development, state leadership and support services,
26 educational improvement and support services, special
27 projects, and state administrative expenses and auditing.
28 However, not more than two hundred thousand (200,000) dollars
29 shall be used by the department for state administrative
30 expenses.

31 3. Eighty percent of the funds appropriated in subsection
32 1 shall be allocated by the department to local educational
33 agencies in this state, as local educational agency is defined
34 in Pub. L. No. 97-35, Title V, Subtitle D. The amount
35 allocated under this subsection shall be allocated to local

1 educational agencies according to the following percentages
2 and enrollments:

3 a. Seventy-five percent shall be allocated on the basis of
4 enrollments in public and approved nonpublic schools.

5 b. Twenty percent shall be allocated on the basis of the
6 number of disadvantaged children in local educational agencies
7 whose incidence ratio for disadvantaged children is above the
8 state average incidence ratio.

9 c. Five percent shall be allocated on the basis of the
10 number of limited English speaking children whose language
11 imposes a barrier to learning.

12 Sec. 7. Funds appropriated in section 6 of this Act shall
13 not be used to aid schools or programs that illegally
14 discriminate in employment or educational programs on the
15 basis of sex, race, color, national origin, or disability.

16 DIVISION IV

17 Sec. 8. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

18 1. There is appropriated from the fund created by section
19 8.41 to the division of community action agencies of the
20 department of human rights, the sum of thirty-six million
21 seven hundred nineteen thousand eight hundred (36,719,800)
22 dollars for the fiscal year beginning October 1, 1986. The
23 funds appropriated by this section are the funds anticipated
24 to be received from the federal government for the designated
25 federal fiscal years under Pub. L. No. 97-35, Title XXVI, as
26 amended by Pub. L. No. 98-558, which provides for the low-
27 income home energy assistance block grants. The division of
28 community action agencies of the department of human rights
29 shall expend the funds appropriated by this section as
30 provided in the federal law making the funds available and in
31 conformance with chapter 17A.

32 2. An amount not exceeding two million eight hundred
33 ninety-two thousand (2,892,000) dollars or nine percent of the
34 funds appropriated in subsection 1, whichever is less, may be
35 used for administrative expenses, not more than two hundred

1 ninety thousand (290,000) dollars of which shall be used for
2 administrative expenses of the division of community action
3 agencies of the department of human rights. From the total
4 funds set aside by this subsection for administrative
5 expenses, an amount sufficient to pay the cost of an audit of
6 the use and administration of the state's portion of the funds
7 appropriated is allocated for that purpose. The auditor shall
8 bill the division of community action agencies of the
9 department of human rights for the costs of the audit. The
10 remaining funds shall be used for administrative expenses of
11 the community action agencies.

12 3. The remaining funds appropriated in this section shall
13 be allocated to help eligible households, as defined in ac-
14 cordance with Pub. L. No. 97-35, as amended by Pub. L. No. 98-
15 558, to meet the costs of home energy. After reserving a
16 reasonable portion of the remaining funds not to exceed one
17 million (1,000,000) dollars to carry forward into the federal
18 fiscal year beginning October 1, 1987, at least ten percent
19 and not more than fifteen percent of the remaining funds
20 appropriated by this section shall be used for low-income
21 residential weatherization or other related home repairs for
22 low-income households.

23 4. An eligible household must be willing to allow
24 residential weatherization or other related home repairs in
25 order to receive home energy assistance. If the eligible
26 household resides in rental property, the unwillingness of the
27 landlord to allow residential weatherization or other related
28 home repairs shall not prevent the household from receiving
29 home energy assistance.

30 DIVISION V

31 Sec. 9. SOCIAL SERVICES APPROPRIATIONS.

32 1. There is appropriated from the fund created by section
33 8.41 to the department of human services, the sum of thirty-
34 three million eighty-four thousand nine hundred seventy-two
35 (33,084,972) dollars for the fiscal year beginning October 1,

1 1986. Funds appropriated by this subsection are the funds
 2 anticipated to be received from the federal government for the
 3 designated federal fiscal year under Pub. L. No. 97-35, Title
 4 XXIII, Subtitle C, as codified in 42 U.S.C. sections 1397-
 5 1397f, which provides for the social services block grant.
 6 The department of human services shall expend the funds
 7 appropriated by this subsection as provided in the federal law
 8 making the funds available and in conformance with chapter
 9 17A.

10 2. Not more than one million nine hundred seven thousand
 11 nine hundred thirty-two (1,907,932) dollars of the funds
 12 appropriated in subsection 1 shall be used by the department
 13 of human services for general administration for the federal
 14 fiscal year beginning October 1, 1986. From the funds set
 15 aside by this subsection for general administration, the
 16 department of human services shall pay to the auditor of state
 17 an amount sufficient to pay the cost of auditing the use and
 18 administration of the state's portion of the funds
 19 appropriated in subsection 1. The auditor of state shall bill
 20 the department of human services for the costs of the audit.

21 3. In addition to the allocation for general
 22 administration in subsection 2, the remaining funds
 23 appropriated in subsection 1 shall be allocated to supplement
 24 appropriations for the federal fiscal year beginning October
 25 1, 1986 for the following programs within the department of
 26 human services:

	1986-1987
	Federal
	<u>Fiscal Year</u>
30 a. Field operations	\$ 13,068,647
31 b. Home-based services	\$ 153,002
32 c. Foster care	\$ 4,847,444
33 d. Community-based services	\$ 776,329
34 e. Local administrative costs and	
35 other local services	\$ 12,199,070

1 f. Volunteers \$ 132,548

2 Sec. 10. SOCIAL SERVICES BLOCK GRANT PLAN. The department
3 of human services during each fiscal year shall develop a plan
4 for the use of federal social services block grant funds for
5 the subsequent state fiscal year.

6 The proposed plan shall include all programs and services
7 at the state level which the department proposes to fund with
8 federal social services block grant funds, and shall identify
9 state and other funds which the department proposes to use to
10 fund the state programs and services.

11 The proposed plan shall also include all local programs and
12 services which are eligible to be funded with federal social
13 services block grant funds, the total amount of federal social
14 services block grant funds available for the local programs
15 and services, and the manner of distribution of the federal
16 social services block grant funds to the counties. The
17 proposed plan shall identify state and local funds which will
18 be used to fund the local programs and services.

19 The proposed plan shall be submitted with the department's
20 budget requests to the governor and the general assembly.

21 DIVISION VI

22 Sec. 11. PROCEDURE FOR REDUCED FEDERAL FUNDS.

23 1. Except for section 6 of this Act, if the funds received
24 from the federal government for the block grants specified in
25 this Act are less than the amounts appropriated, the funds
26 actually received shall be prorated by the governor for the
27 various programs, other than for the rape prevention program
28 under section 3, subsection 3, of this Act, for which each
29 block grant is available according to the percentages that
30 each program is to receive as specified in this Act. However,
31 if the governor determines that the funds allocated by the
32 percentages will not be sufficient to effect the purposes of a
33 particular program, or if the appropriation is not allocated
34 by percentage, the governor may allocate the funds in a manner
35 which will effect to the greatest extent possible the purposes

1 of the various programs for which the block grants are
2 available.

3 2. Before the governor implements the actions provided for
4 in subsection 1, the following procedures shall be taken:

5 a. The chairpersons and ranking members of the standing
6 committees of the senate and house on appropriations, the
7 director of the legislative fiscal bureau, and the appropriate
8 chairpersons and ranking members of subcommittees of those
9 committees shall be notified of the proposed action.

10 b. The notice shall include the proposed allocations, and
11 information on the reasons why particular percentages or
12 amounts of funds are allocated to the individual programs, the
13 departments and programs affected, and other information
14 deemed useful. Chairpersons notified shall be allowed at
15 least two weeks to review and comment on the proposed action
16 before the action is taken.

17 Sec. 12. PROCEDURE FOR INCREASED FEDERAL FUNDS.

18 1. If funds received from the federal government in the
19 form of block grants exceed the amounts appropriated in
20 sections 1, 2, 3, and 6, subsection 3, of this Act, the excess
21 shall be prorated to the appropriate programs according to the
22 percentages specified in those sections, except additional
23 funds shall not be prorated for administrative expenses.

24 2. If funds received from the federal government from
25 block grants exceed the amounts appropriated in section 5 of
26 this Act, one hundred percent of the excess is appropriated to
27 the community development block grant program. Not more than
28 two percent of the excess may be used for additional
29 administrative expenses if the amount or any portion of it is
30 equally matched by the current state appropriation for related
31 activities of the department of economic development.

32 3. If funds received from the federal government in the
33 form of block grants exceed the amounts appropriated in
34 section 6, subsection 2, of this Act, the excess shall be
35 deposited in the special fund created in section 8.41 and is

1 subject to appropriation by the general assembly.

2 4. If funds received from the federal government from
3 block grants exceed the amounts appropriated in section 8 of
4 this Act, at least ten percent and not more than fifteen
5 percent of the excess shall be allocated to the low-income
6 weatherization program.

7 5. If funds received from the federal government in the
8 form of block grants exceed the amounts appropriated in
9 section 1 and section 9, subsection 1 of this Act, the excess
10 shall be prorated to the appropriate programs according to the
11 percentages specified in those sections, except additional
12 funds shall not be prorated for administrative expenses.

13 6. If funds received from the federal government from
14 community services block grants exceed the amounts
15 appropriated in section 4 of this Act, one hundred percent of
16 the excess is allocated to the community services block grant
17 program.

18 Sec. 13. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR
19 EXPANDED FEDERAL BLOCK GRANTS. Notwithstanding section 8.41,
20 federal funds made available to the state which are authorized
21 for the federal fiscal year beginning October 1, 1986
22 resulting from the federal government consolidating former
23 categorical grants into block grants, or which expand block
24 grants included in Pub. L. No. 97-35, to include additional
25 programs formerly funded by categorical grants, which are not
26 otherwise appropriated by the general assembly, are
27 appropriated for the programs formerly receiving the
28 categorical grants, subject to the conditions of this section.
29 The governor shall, whenever possible, allocate from the block
30 grant to each program in the same proportion as the amount of
31 federal funds received by the program during the 1986 federal
32 fiscal year as modified by the 1986 Session of the Seventy-
33 first General Assembly for the fiscal year beginning July 1,
34 1986 compared to the total federal funds received in the 1986
35 federal fiscal year by all programs consolidated into the

1 block grant. However, if one agency did not have categorical
2 funds appropriated for the federal fiscal year ending
3 September 30, 1986 but had anticipated applying for funds
4 during the fiscal year ending September 30, 1987, the governor
5 may allocate the funds in order to provide funding.

6 If the amount received in the form of a consolidated or
7 expanded block grant is less than the total amount of federal
8 funds received for the programs in the form of categorical
9 grants for the 1986 federal fiscal year, state funds
10 appropriated to the program by the general assembly to match
11 the federal funds shall be reduced by the same proportion of
12 the reduction in federal funds for the program. State funds
13 released by the reduction shall be deposited in a special fund
14 in the state treasury and are available for appropriation by
15 the general assembly. The governor shall notify the
16 chairpersons and ranking members of the senate and house
17 committees on appropriations, the legislative fiscal director,
18 and the appropriate chairpersons and ranking members of the
19 subcommittees of those committees before making the allocation
20 of federal funds or any proportional reduction of state funds
21 under this section. The notice shall state the amount of
22 federal funds to be allocated to each program, the amount of
23 federal funds received by the program during the 1986 federal
24 fiscal year, the amount by which state funds for the program
25 will be reduced according to this section and the amount of
26 state funds received by the program during the 1986 fiscal
27 year. Chairpersons notified shall be allowed at least two
28 weeks to review and comment on the proposed action before the
29 action is taken.

30 If the amount received in the form of a consolidated or
31 expanded block grant is more than the total amount of federal
32 funds received for the programs in the form of categorical
33 grants for the 1986 federal fiscal year, the excess funds
34 shall be deposited in the special fund created in section 8.41
35 and are subject to the provisions of that section.

1 Sec. 14. 1985 Iowa Acts, chapter 268, section 11, is
2 amended to read as follows:

3 SEC. 11. PROCEDURE FOR REDUCED FEDERAL FUNDS.

4 1. Except for section 1, subsections 1 and 2, section 6
5 and section 9, subsection 4 of this Act, if the funds received
6 from the federal government for the block grants specified in
7 this Act are less than the amounts appropriated, the funds
8 actually received shall be prorated by the governor for the
9 various programs, other than for the rape prevention program
10 under section 3, subsection 3, of this Act, for which each
11 block grant is available according to the percentages that
12 each program is to receive as specified in this Act. However,
13 if the governor determines that the funds allocated by the
14 percentages will not be sufficient to effect the purposes of a
15 particular program, or if the appropriation is not allocated
16 by percentage, the governor may allocate the funds in a manner
17 which will effect to the greatest extent possible the purposes
18 of the various programs for which the block grants are
19 available.

20 2. Before the governor implements the actions provided for
21 in subsection 1, the following procedures shall be taken:

22 a. The chairpersons and ranking members of the standing
23 committees of the senate and house on appropriations, the
24 director of the legislative fiscal bureau, and the appropriate
25 chairpersons and ranking members of subcommittees of those
26 committees shall be notified of the proposed action.

27 b. The notice shall include the proposed allocations, and
28 information on the reasons why particular percentages or
29 amounts of funds are allocated to the individual programs, the
30 departments and programs affected, and other information
31 deemed useful. Chairpersons notified shall be allowed at
32 least two weeks to review and comment on the proposed action
33 before the action is taken.

34 3. If the funds received from the federal government for
35 the alcohol and drug abuse and mental health services block

1 grant, pursuant to section 1 of this Act, are less than the
2 amounts appropriated, the difference shall be divided equally
3 between the department of substance abuse and the allocation
4 for community mental health centers within the department of
5 human services until the total difference is equal to six
6 hundred forty-four thousand (644,000) dollars. If the total
7 difference exceeds such amount, the remainder of the reduction
8 shall be prorated according to the percentages set in section
9 1 of this Act.

10 Sec. 15. 1985 Iowa Acts, chapter 268, is amended by adding
11 the following new section:

12 SEC. ____ . REDESIGNATION OF CERTAIN FUNDS. Funds
13 appropriated to a department which ceases to exist June 30,
14 1986 if Senate File 2175 is enacted are appropriated to its
15 successor agency or agency responsible for the affected
16 program after June 30, 1986.

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6074

17 EXPLANATION

18 This bill appropriates funding received from various block
19 grants from the federal government to the appropriate state
20 agencies for the federal fiscal year beginning October 1,
21 1986. The bill establishes a mechanism to regulate the
22 process in the case of receiving more or less federal funding
23 than predicted, or in the case of consolidation of block
24 grants.

25 The bill amends a portion of the block grant legislation
26 enacted in 1985 relating to the division of the reduction
27 incurred in the alcohol and drug abuse and mental health
28 services block grant between the department of substance abuse
29 and the allocation for community mental health centers.

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SENATE FILE 2304

H-6074

Amend Senate File 2304 as amended, and passed by the Senate as follows:

3 1. Page 16, by inserting after line 16 the
4 following:

5 "Sec. ____ . NEW SECTION. 476E.1 AGRICULTURAL
6 ENERGY MANAGEMENT FUND.

7 1. The agricultural energy management fund is
8 created within the department of natural resources.
9 The fund shall be used to finance education and
10 demonstration projects regarding tillage practices and
11 the management of fertilizer and pesticide use which
12 result in management practices that reduce energy
13 inputs in agriculture and reduce potential for
14 groundwater contamination.

15 2. An agricultural energy management advisory
16 council is established which shall consist of the
17 director of the department of natural resources and
18 the chief administrator of each of the following
19 organizations or the administrator's designee:

20 a. The energy and geological resources division of
21 the department of natural resources.

22 b. The environmental protection division of the
23 department of natural resources.

24 c. Iowa state university of science and technology
25 college of agriculture.

26 d. Iowa state university of science and technology
27 college of engineering.

28 e. Iowa state water resource research institute.

29 f. State university of Iowa department of
30 preventative medicine and environmental health.

31 g. Division of soil conservation of the department
32 of agriculture and land stewardship.

33 h. Iowa cooperative extension service in
34 agriculture and home economics.

35 The director of the department of natural resources
36 shall be the chairperson of the council. The

37 presiding officers of the senate and house shall each
38 appoint two nonvoting members, not more than one of

39 any one political party, to serve on the advisory
40 council for a term of two years. The council may

41 invite the administrators of the United States
42 geological survey and the federal environmental

43 protection agency to each appoint a person to meet
44 with the council in an advisory capacity. The council

45 shall meet quarterly or upon the call of the
46 chairperson. The council shall review possible uses

47 of the funds and the effectiveness of current and past
48 expenditures of the fund. The council shall make

49 recommendations to the department of natural resources
50 on the uses of the fund.

1 3. The department of natural resources shall
2 report annually to the standing committees on energy
3 and environmental protection of the house and senate
4 on the projects conducted with the agricultural energy
5 management fund.

6 Sec. ____ . ENERGY CONSERVATION TRUST FUND
7 APPROPRIATIONS.

8 There is appropriated from the funds available in
9 the energy conservation trust fund, established in
10 section 93.11, pursuant to Senate File 2305, for the
11 fiscal year beginning July 1, 1986, and ending June
12 30, 1987 one million (1,000,000) dollars to the
13 agricultural energy management fund created in section
14 467E.1 for use by the department of natural resources.
15 However, if Senate File 2305 is enacted with an
16 appropriation for the agricultural energy management
17 fund this section shall not apply."

18 2. Title page, line 6, by inserting after the
19 word "grants" the following: "and made available to
20 the energy conservation trust fund".

H-6074 FILED APRIL 30, 1986 BY ROSENBERG of Story

W/D 5/1 (p. 2021)

SENATE FILE 2304

H-6109

1 Amend Senate File 2304 as amended and passed by the
2 Senate as follows:

3 1. Page 5, line 9, by inserting after the word
4 "program," the following: "hypertension program,".

FILED MAY 1, 1986

BY SHOULTZ of Black Hawk

ADOPTED *(p. 2021)*

SENATE FILE 2304

H-6122

1 Amend Senate File 2304 as amended and passed by the
2 Senate as follows:

3 1. Page 16, by inserting after line 16 the
4 following:

5 "Sec. ____ . The governor may transfer funds not
6 exceeding one million one hundred eighty thousand
7 (1,180,000) dollars from funds already appropriated
8 from the general fund of the state before June 30,
9 1986, to the department of human services for purposes
10 specified in the 1985 Iowa Acts, chapter 268, section
11 9, subsection 3.

12 Sec. ____ . This Act, being deemed of immediate
13 importance, takes effect on and after its publication
14 in the Ames Daily Tribune, a newspaper published in
15 Ames, Iowa, and in the Grinnell Herald-Register, a
16 newspaper published in Grinnell, Iowa."

17 2. Title page, line 6, by inserting after the
18 word "grants" the following: "and providing an
19 effective date".

H-6122 FILED MAY 1, 1986

BY JOCHUM of Dubuque

ADOPTED *(p. 2021)*

HOUSE AMENDMENT TO
SENATE FILE 2304

S-5944

1 Amend Senate File 2304 as amended and passed by the
2 Senate as follows:
3 1. Page 5, line 9, by inserting after the word
4 "program," the following: "hypertension program,".
5 2. Page 16, by inserting after line 16 the
6 following:
7 "Sec. _____. The governor may transfer funds not
8 exceeding one million one hundred eighty thousand
9 (1,180,000) dollars from funds already appropriated
10 from the general fund of the state before June 30,
11 1986, to the department of human services for purposes
12 specified in the 1985 Iowa Acts, chapter 268, section
13 9, subsection 3.
14 Sec. _____. This Act, being deemed of immediate
15 importance, takes effect on and after its publication
16 in the Ames Daily Tribune, a newspaper published in
17 Ames, Iowa, and in the Grinnell Herald-Register, a
18 newspaper published in Grinnell, Iowa."
19 3. Title page, line 6, by inserting after the
20 word "grants" the following: "and providing an
21 effective date".
22 4. By renumbering, relettering, or redesignating
23 and correcting internal references as necessary.

S-5944 Filed May 2, 1986 REC'D FROM THE HOUSE

SENATE FILE 2304

S-5951

1 Amend House amendment S-5944 to Senate File
2 2304 as amended, passed, and reprinted by the
3 Senate as follows:
4 1. Page 1, line 11, by inserting after the
5 figure "1986," the words "and funds shall not
6 revert to the general fund prior to such transfer".

S-5951 Filed May 2, 1986
BY BRUNER

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 2304
H-6134

1 Amend House amendment S-5944 to Senate File
2 2304 as amended, passed and reprinted by the
3 Senate as follows:
4 1. Page 1, line 11, by inserting after the
5 figure "1986," the words "and funds shall not
6 revert to the general fund prior to such transfer".

H-6134 FILED MAY 2, 1986 RECEIVED FROM THE SENATE
CONCURRED (p. 2064)

SENATE FILE 2304

AN ACT

APPROPRIATING FEDERAL FUNDS MADE AVAILABLE FROM FEDERAL BLOCK GRANTS, ALLOCATING PORTIONS OF FEDERAL BLOCK GRANTS, AND PROVIDING PROCEDURES IF FEDERAL FUNDS ARE MORE OR LESS THAN ANTICIPATED OR IF FEDERAL BLOCK GRANTS ARE MORE OR LESS THAN ANTICIPATED OR IF CATEGORICAL GRANTS ARE CONSOLIDATED INTO NEW OR EXISTING BLOCK GRANTS AND PROVIDING AN EFFECTIVE DATE.

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

DIVISION I

Section 1. ALCOHOL AND DRUG ABUSE AND MENTAL HEALTH SERVICES APPROPRIATION.

1. There is appropriated from the fund created by section 8.41 to the department of public health, two million nine hundred thirty-six thousand (2,936,000) dollars for the federal fiscal year beginning October 1, 1986. Funds appropriated by this section are the anticipated funds to be received from the federal government for the designated federal fiscal year under Pub. L. No. 97-35, Title IX, Subtitle A, and Pub. L. No. 97-414 which provides for the alcohol and drug abuse and mental health services block grant. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. Seventeen and eight-tenths percent of the funds appropriated in subsection 1 shall be transferred to the division of mental health, mental retardation, and developmental disabilities within the department of human services and allocated for community mental health centers. Of this amount, ten percent must be used to initiate new mental services for severely disturbed children and

adolescents and new comprehensive community mental health programs for unserved areas or underserved populations.

3. Funds appropriated in subsection 1 shall not be used by the department of public health for administrative expenses. The department of public health shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1 from funds appropriated to the department from the general fund of the state. The auditor of state shall bill the department of public health for the costs of the audit.

4. Five percent of the funds appropriated in subsection 1 shall be used to initiate and provide new alcohol and drug abuse services to women.

5. After deducting the funds allocated in subsections 2 and 4 the remaining funds appropriated in subsection 1 shall be allocated according to the following percentages to supplement appropriations for the following programs within the department of public health:

- a. Drug abuse programs 38.89 percent
 - b. Alcohol abuse programs 38.89 percent
 - c. Alcohol and drug prevention programs 22.22 percent
- Sec. 2. MATERNAL AND CHILD HEALTH SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the state department of public health, the sum of five million four hundred sixty thousand six hundred seventy-two (5,460,672) dollars for the federal fiscal year beginning October 1, 1986. The funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal year under Pub. L. No. 97-35, Title XXI, Subtitle D, as amended, which provides for the maternal and child health services block grant. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. Sixty-three percent of the funds appropriated in subsection 1 shall be allocated to supplement appropriations for maternal and child health programs within the state department of public health. Of these funds, forty-eight thousand seven hundred twenty (48,720) dollars shall be set aside for sudden infant death syndrome, and two hundred eight thousand nine hundred fifty (208,950) dollars shall be set aside for the statewide perinatal care program.

Thirty-seven percent of the funds appropriated in subsection 1 shall be allocated to the university of Iowa hospitals and clinics under the control of the state board of regents for mobile and regional child health specialty clinics. The university of Iowa hospitals and clinics shall not receive an allocation for indirect costs from the funds for this program.

3. An amount not exceeding one hundred twenty-two thousand thirty (122,030) dollars of the funds allocated in subsection 2 to the state department of public health shall be used by the state department of public health for administrative expenses. From the funds set aside by this subsection for administrative expenses, the state department of public health shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state department of public health's portion of the funds allocated in subsection 2. The auditor of state shall bill the state department of public health for the costs of the audit.

It is the intent of the general assembly that the departments of public health, human services, and education and the university of Iowa's mobile and regional child health specialty clinics continue to pursue to the maximum extent feasible the coordination and integration of services to women and children in selected pilot areas. It is expected that these agencies prepare a progress report for the general assembly indicating objectives accomplished and barriers encountered in the pursuit of these integration efforts.

4. Those federal maternal and child health services block grant funds transferred from the federal preventive health and health services block grant funds under section 3, subsection 4, of this Act for the federal fiscal year beginning October 1, 1986, are transferred to the maternal and child health programs and to the university of Iowa's mobile and regional child health specialty clinics according to the percentages specified in section 2, subsection 2, of this Act.

5. The department of public health shall administer the statewide maternal and child health program and the crippled children's program by conducting mobile and regional child health specialty clinics and conducting other activities to improve the health of low-income women and children and to promote the welfare of children with actual or potential handicapping conditions and chronic illnesses in accordance with the requirements of Title V of the Social Security Act.

Sec. 3. PREVENTIVE HEALTH AND HEALTH SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the state department of public health, one million forty-seven thousand four hundred ninety-five (1,047,495) dollars for the federal fiscal year beginning October 1, 1986. Funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal year under Pub. L. No. 97-35, Title IX, Subtitle A, which provides for the preventive health and health services block grant. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. An amount not exceeding one hundred thousand three hundred seventeen (100,317) dollars of the funds appropriated in subsection 1 shall be used by the state department of public health for administrative expenses. From the funds set aside by this subsection for administrative expenses, the

state department of public health shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the state department of public health for the costs of the audit.

3. Of the funds appropriated in subsection 1, the specific amount of funds required by Pub. L. No. 97-35, Title IX, Subtitle A, shall be allocated to the rape prevention program.

4. Pursuant to Pub. L. No. 97-35, Title IX, Subtitle A, as amended, seven percent of the funds appropriated in subsection 1 is transferred within the special fund in the state treasury established under section 8.41, for use by the state department of public health as authorized by Pub. L. No. 97-35, Title XXI, Subtitle D, as amended, and section 2 of this Act.

5. After deducting the funds allocated and transferred in subsections 2, 3, and 4, the remaining funds appropriated in subsection 1 shall be allocated for use of the following programs in amounts determined by the department of public health: fluoridation program, risk reduction services, health incentive program, hypertension program, and emergency medical services.

DIVISION II

Sec. 4. COMMUNITY SERVICES APPROPRIATIONS.

1. a. There is appropriated from the fund created by section 8.41 to the division of community action agencies of the department of human rights, the sum of three million seven hundred sixty-eight thousand six hundred (3,768,600) dollars for the federal fiscal year beginning October 1, 1986. Funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal year under Pub. L. No. 97-35, Title VI, Subtitle B, which provides for the community services block grant. The division of community action agencies of the

department of human rights shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

b. The director of the division of community action agencies of the department of human rights shall allocate not less than ninety-seven percent of the amount of the block grant to programs benefiting low-income persons based upon the size of the poverty-level population in the area represented by the community action areas compared to the size of the poverty-level population in the state.

2. An amount not exceeding three percent of the funds appropriated in subsection 1 for the federal fiscal year beginning October 1, 1986 shall be used by the division of community action agencies of the department of human rights for administrative expenses. From the funds set aside by this subsection for administrative expenses, the division of community action agencies of the department of human rights shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the division of community action agencies of the department of human rights for the costs of the audit.

Sec. 5. COMMUNITY DEVELOPMENT APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the department of economic development, the sum of twenty-four million nine hundred thousand (24,900,000) dollars for the federal fiscal year beginning October 1, 1986. Funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal year under Pub. L. No. 97-35, Title III, Subtitle A, which provides for the community development block grant. The department of economic development shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. An amount not exceeding nine hundred ninety-one thousand (991,000) dollars for the federal fiscal year beginning October 1, 1986 shall be used by the department of economic development for administrative expenses for the community development block grant. The total amount used for administrative expenses includes four hundred ninety-five thousand five hundred (495,500) dollars for the federal fiscal year beginning October 1, 1986 of funds appropriated in subsection 1 and a matching contribution from the state equal to four hundred ninety-five thousand five hundred (495,500) dollars from the appropriation of state funds for the community development block grant and state appropriations for related activities of the department of economic development. The total administrative expenses at the state level, from both federal and state sources, shall not exceed four percent of the amount appropriated in subsection 1. From the funds set aside for administrative expenses by this subsection, the department of economic development shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the department of economic development for the costs of the audit.

DIVISION III

Sec. 6. EDUCATION APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the department of education for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the amount received from Pub. L. No. 97-35, Title V, Subtitle D, chapter 2, not to exceed five million seven hundred thousand (5,700,000) dollars, which provides for the education block grant. The department shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. Twenty percent of the funds appropriated in subsection 1, not to exceed one million one hundred forty thousand (1,140,000) dollars, shall be used by the department for basic skills development, state leadership and support services, educational improvement and support services, special projects, and state administrative expenses and auditing. However, not more than two hundred thousand (200,000) dollars shall be used by the department for state administrative expenses.

3. Eighty percent of the funds appropriated in subsection 1 shall be allocated by the department to local educational agencies in this state, as local educational agency is defined in Pub. L. No. 97-35, Title V, Subtitle D. The amount allocated under this subsection shall be allocated to local educational agencies according to the following percentages and enrollments:

a. Seventy-five percent shall be allocated on the basis of enrollments in public and approved nonpublic schools.

b. Twenty percent shall be allocated on the basis of the number of disadvantaged children in local educational agencies whose incidence ratio for disadvantaged children is above the state average incidence ratio.

c. Five percent shall be allocated on the basis of the number of limited English-speaking children whose language imposes a barrier to learning.

Sec. 7. Funds appropriated in section 6 of this Act shall not be used to aid schools or programs that illegally discriminate in employment or educational programs on the basis of sex, race, color, national origin, or disability.

DIVISION IV

Sec. 8. LOW-INCOME HOME ENERGY ASSISTANCE APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the division of community action agencies of the department of human rights, the sum of thirty-six million seven hundred nineteen thousand eight hundred (36,719,800)

dollars for the fiscal year beginning October 1, 1986. The funds appropriated by this section are the funds anticipated to be received from the federal government for the designated federal fiscal years under Pub. L. No. 97-35, Title XXVI, as amended by Pub. L. No. 98-558, which provides for the low-income home energy assistance block grants. The division of community action agencies of the department of human rights shall expend the funds appropriated by this section as provided in the federal law making the funds available and in conformance with chapter 17A.

2. An amount not exceeding two million eight hundred ninety-two thousand (2,892,000) dollars or nine percent of the funds appropriated in subsection 1, whichever is less, may be used for administrative expenses, not more than two hundred ninety thousand (290,000) dollars of which shall be used for administrative expenses of the division of community action agencies of the department of human rights. From the total funds set aside by this subsection for administrative expenses, an amount sufficient to pay the cost of an audit of the use and administration of the state's portion of the funds appropriated is allocated for that purpose. The auditor shall bill the division of community action agencies of the department of human rights for the costs of the audit. The remaining funds shall be used for administrative expenses of the community action agencies.

3. The remaining funds appropriated in this section shall be allocated to help eligible households, as defined in accordance with Pub. L. No. 97-35, as amended by Pub. L. No. 98-558, to meet the costs of home energy. After reserving a reasonable portion of the remaining funds not to exceed one million (1,000,000) dollars to carry forward into the federal fiscal year beginning October 1, 1987, at least ten percent and not more than fifteen percent of the remaining funds appropriated by this section shall be used for low-income residential weatherization or other related home repairs for low-income households.

4. An eligible household must be willing to allow residential weatherization or other related home repairs in order to receive home energy assistance. If the eligible household resides in rental property, the unwillingness of the landlord to allow residential weatherization or other related home repairs shall not prevent the household from receiving home energy assistance.

DIVISION V

Sec. 9. SOCIAL SERVICES APPROPRIATIONS.

1. There is appropriated from the fund created by section 8.41 to the department of human services, the sum of thirty-three million eighty-four thousand nine hundred seventy-two (33,084,972) dollars for the fiscal year beginning October 1, 1986. Funds appropriated by this subsection are the funds anticipated to be received from the federal government for the designated federal fiscal year under Pub. L. No. 97-35, Title XXIII, Subtitle C, as codified in 42 U.S.C. sections 1397-1397f, which provides for the social services block grant. The department of human services shall expend the funds appropriated by this subsection as provided in the federal law making the funds available and in conformance with chapter 17A.

2. Not more than one million nine hundred seven thousand nine hundred thirty-two (1,907,932) dollars of the funds appropriated in subsection 1 shall be used by the department of human services for general administration for the federal fiscal year beginning October 1, 1986. From the funds set aside by this subsection for general administration, the department of human services shall pay to the auditor of state an amount sufficient to pay the cost of auditing the use and administration of the state's portion of the funds appropriated in subsection 1. The auditor of state shall bill the department of human services for the costs of the audit.

3. In addition to the allocation for general administration in subsection 2, the remaining funds

appropriated in subsection 1 shall be allocated to supplement appropriations for the federal fiscal year beginning October 1, 1986 for the following programs within the department of human services:

	1986-1987
	Federal
	<u>Fiscal Year</u>
a. Field operations	\$ 13,068,647
b. Home-based services	\$ 153,002
c. Foster care	\$ 4,847,444
d. Community-based services	\$ 776,329
e. Local administrative costs and other local services	\$ 12,199,070
f. Volunteers	\$ 132,548

Sec. 10. SOCIAL SERVICES BLOCK GRANT PLAN. The department of human services during each fiscal year shall develop a plan for the use of federal social services block grant funds for the subsequent state fiscal year.

The proposed plan shall include all programs and services at the state level which the department proposes to fund with federal social services block grant funds, and shall identify state and other funds which the department proposes to use to fund the state programs and services.

The proposed plan shall also include all local programs and services which are eligible to be funded with federal social services block grant funds, the total amount of federal social services block grant funds available for the local programs and services, and the manner of distribution of the federal social services block grant funds to the counties. The proposed plan shall identify state and local funds which will be used to fund the local programs and services.

The proposed plan shall be submitted with the department's budget requests to the governor and the general assembly.

DIVISION VI

Sec. 11. PROCEDURE FOR REDUCED FEDERAL FUNDS.

1. Except for section 6 of this Act, if the funds received from the federal government for the block grants specified in this Act are less than the amounts appropriated, the funds actually received shall be prorated by the governor for the various programs, other than for the rape prevention program under section 3, subsection 3, of this Act, for which each block grant is available according to the percentages that each program is to receive as specified in this Act. However, if the governor determines that the funds allocated by the percentages will not be sufficient to effect the purposes of a particular program, or if the appropriation is not allocated by percentage, the governor may allocate the funds in a manner which will effect to the greatest extent possible the purposes of the various programs for which the block grants are available.

2. Before the governor implements the actions provided for in subsection 1, the following procedures shall be taken:

a. The chairpersons and ranking members of the standing committees of the senate and house on appropriations, the director of the legislative fiscal bureau, and the appropriate chairpersons and ranking members of subcommittees of those committees shall be notified of the proposed action.

b. The notice shall include the proposed allocations, and information on the reasons why particular percentages or amounts of funds are allocated to the individual programs, the departments and programs affected, and other information deemed useful. Chairpersons notified shall be allowed at least two weeks to review and comment on the proposed action before the action is taken.

Sec. 12. PROCEDURE FOR INCREASED FEDERAL FUNDS.

1. If funds received from the federal government in the form of block grants exceed the amounts appropriated in sections 1, 2, 3, and 6, subsection 3, of this Act, the excess shall be prorated to the appropriate programs according to the percentages specified in those sections, except additional funds shall not be prorated for administrative expenses.

2. If funds received from the federal government from block grants exceed the amounts appropriated in section 5 of this Act, one hundred percent of the excess is appropriated to the community development block grant program. Not more than two percent of the excess may be used for additional administrative expenses if the amount or any portion of it is equally matched by the current state appropriation for related activities of the department of economic development.

3. If funds received from the federal government in the form of block grants exceed the amounts appropriated in section 6, subsection 2, of this Act, the excess shall be deposited in the special fund created in section 8.41 and is subject to appropriation by the general assembly.

4. If funds received from the federal government from block grants exceed the amounts appropriated in section 8 of this Act, at least ten percent and not more than fifteen percent of the excess shall be allocated to the low-income weatherization program.

5. If funds received from the federal government in the form of block grants exceed the amounts appropriated in section 1 and section 9, subsection 1 of this Act, the excess shall be prorated to the appropriate programs according to the percentages specified in those sections, except additional funds shall not be prorated for administrative expenses.

6. If funds received from the federal government from community services block grants exceed the amounts appropriated in section 4 of this Act, one hundred percent of the excess is allocated to the community services block grant program.

Sec. 13. PROCEDURE FOR CONSOLIDATED, CATEGORICAL, OR EXPANDED FEDERAL BLOCK GRANTS. Notwithstanding section 8.41, federal funds made available to the state which are authorized for the federal fiscal year beginning October 1, 1986 resulting from the federal government consolidating former categorical grants into block grants, or which expand block

grants included in Pub. L. No. 97-35, to include additional programs formerly funded by categorical grants, which are not otherwise appropriated by the general assembly, are appropriated for the programs formerly receiving the categorical grants, subject to the conditions of this section. The governor shall, whenever possible, allocate from the block grant to each program in the same proportion as the amount of federal funds received by the program during the 1986 federal fiscal year as modified by the 1986 Session of the Seventy-first General Assembly for the fiscal year beginning July 1, 1986 compared to the total federal funds received in the 1986 federal fiscal year by all programs consolidated into the block grant. However, if one agency did not have categorical funds appropriated for the federal fiscal year ending September 30, 1986 but had anticipated applying for funds during the fiscal year ending September 30, 1987, the governor may allocate the funds in order to provide funding.

If the amount received in the form of a consolidated or expanded block grant is less than the total amount of federal funds received for the programs in the form of categorical grants for the 1986 federal fiscal year, state funds appropriated to the program by the general assembly to match the federal funds shall be reduced by the same proportion of the reduction in federal funds for the program. State funds released by the reduction shall be deposited in a special fund in the state treasury and are available for appropriation by the general assembly. The governor shall notify the chairpersons and ranking members of the senate and house committees on appropriations, the legislative fiscal director, and the appropriate chairpersons and ranking members of the subcommittees of those committees before making the allocation of federal funds or any proportional reduction of state funds under this section. The notice shall state the amount of federal funds to be allocated to each program, the amount of federal funds received by the program during the 1986 federal

fiscal year, the amount by which state funds for the program will be reduced according to this section and the amount of state funds received by the program during the 1986 fiscal year. Chairpersons notified shall be allowed at least two weeks to review and comment on the proposed action before the action is taken.

If the amount received in the form of a consolidated or expanded block grant is more than the total amount of federal funds received for the programs in the form of categorical grants for the 1986 federal fiscal year, the excess funds shall be deposited in the special fund created in section 8.41 and are subject to the provisions of that section.

Sec. 14. 1985 Iowa Acts, chapter 268, section 11, is amended to read as follows:

SEC. 11. PROCEDURE FOR REDUCED FEDERAL FUNDS.

1. Except for section 1, subsections 1 and 2, section 6 and section 9, subsection 4 of this Act, if the funds received from the federal government for the block grants specified in this Act are less than the amounts appropriated, the funds actually received shall be prorated by the governor for the various programs, other than for the rape prevention program under section 3, subsection 3, of this Act, for which each block grant is available according to the percentages that each program is to receive as specified in this Act. However, if the governor determines that the funds allocated by the percentages will not be sufficient to effect the purposes of a particular program, or if the appropriation is not allocated by percentage, the governor may allocate the funds in a manner which will effect to the greatest extent possible the purposes of the various programs for which the block grants are available.

2. Before the governor implements the actions provided for in subsection 1, the following procedures shall be taken:

a. The chairpersons and ranking members of the standing committees of the senate and house on appropriations, the

director of the legislative fiscal bureau, and the appropriate chairpersons and ranking members of subcommittees of those committees shall be notified of the proposed action.

b. The notice shall include the proposed allocations, and information on the reasons why particular percentages or amounts of funds are allocated to the individual programs, the departments and programs affected, and other information deemed useful. Chairpersons notified shall be allowed at least two weeks to review and comment on the proposed action before the action is taken.

3. If the funds received from the federal government for the alcohol and drug abuse and mental health services block grant, pursuant to section 1 of this Act, are less than the amounts appropriated, the difference shall be divided equally between the department of substance abuse and the allocation for community mental health centers within the department of human services until the total difference is equal to six hundred forty-four thousand (644,000) dollars. If the total difference exceeds such amount, the remainder of the reduction shall be prorated according to the percentages set in section 1 of this Act.

Sec. 15. 1985 Iowa Acts, chapter 268, is amended by adding the following new section:

SEC. ____ . REDESIGNATION OF CERTAIN FUNDS. Funds appropriated to a department which ceases to exist June 30, 1986 if Senate File 2175 is enacted are appropriated to its successor agency or agency responsible for the affected program after June 30, 1986.

Sec. 16. The governor may transfer funds not exceeding one million one hundred eighty thousand (1,180,000) dollars from funds already appropriated from the general fund of the state before June 30, 1986, and funds shall not revert to the general fund prior to such transfer to the department of human services for purposes specified in the 1985 Iowa Acts, chapter 268, section 9, subsection 3.

Sec. 17. This Act, being deemed of immediate importance, takes effect on and after its publication in the Ames Daily Tribune, a newspaper published in Ames, Iowa, and in the Grinnell Herald-Register, a newspaper published in Grinnell, Iowa.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2304, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved May 27, 1986

TERRY E. BRANSTAD
Governor

S.F. 2304