

Boettger
Szymoniak
Tinsman

SSB-3200
Human Resources
Succeeded By
SF/HF 2341

SENATE FILE
BY (PROPOSED COMMITTEE ON HUMAN
RESOURCES BILL BY CHAIRPERSON
BOETTGER)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to community empowerment areas by revising the
2 Iowa empowerment board membership and establishing a formula
3 for distribution of school ready children grant funding and
4 including related provisions and providing an effective date.

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

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1 Section 1. Section 28.3, subsection 2, Code Supplement
2 1999, is amended to read as follows:

3 2. The Iowa board shall consist of ~~fifteen~~ seventeen
4 voting members with ~~twelve~~ thirteen citizen members and ~~three~~
5 four state agency members. The ~~three~~ four state agency
6 members shall be the directors of the following departments:
7 education, human rights, human services, and public health.
8 The ~~twelve~~ thirteen citizen members shall be appointed by the
9 governor, subject to confirmation by the senate. The
10 governor's appointments of citizen members shall be made in a
11 manner so that each of the state's congressional districts is
12 represented by two citizen members and so that all the
13 appointments as a whole reflect the ethnic, cultural, social,
14 and economic diversity of the state. The governor's
15 appointees shall be selected from individuals nominated by
16 community empowerment area boards. The nominations shall
17 reflect the range of interests represented on the community
18 boards so that the governor is able to appoint one or more
19 members each for education, health, human services, business,
20 faith, and public interests. At least one of the citizen
21 members shall be a service consumer or the parent of a service
22 consumer. Terms of office of all citizen members are three
23 years. A vacancy on the board shall be filled in the same
24 manner as the original appointment for the balance of the
25 unexpired term.

26 Sec. 2. Section 28.4, subsection 12, paragraph d,
27 unnumbered paragraph 1, Code Supplement 1999, is amended to
28 read as follows:

29 The Iowa empowerment board shall regularly make information
30 available identifying community empowerment funding and
31 funding distributed through the funding streams listed under
32 this paragraph "d" to communities. It is the intent of the
33 general assembly that the community empowerment area boards
34 and the administrators of the programs located within the
35 community empowerment areas that are supported by the listed

1 funding streams shall fully cooperate with one another on or
 2 before the indicated fiscal years, in order to avoid
 3 duplication, enhance efforts, combine planning, and take other
 4 steps to best utilize the funding to meet the needs of the
 5 families in the areas. The agencies involved with the
 6 programs shall work with the community empowerment areas and
 7 the local entities providing the programs to outline the
 8 efforts for full cooperation in a written agreement. The
 9 community empowerment area boards and the administrators shall
 10 annually submit a report concerning such efforts and a copy of
 11 the written agreement to the community empowerment office. If
 12 a community empowerment area is receiving a school ready
 13 children grant, this report shall be an addendum to the annual
 14 report required under section 28.8. The state community
 15 empowerment facilitator shall compile and summarize the
 16 reports which shall be submitted to the governor, general
 17 assembly, and Iowa board. The funding streams shall include
 18 all of the following:

19 Sec. 3. Section 28.8, subsection 4, Code Supplement 1999,
 20 is amended to read as follows:

21 4. The community board shall submit an annual report on
 22 the effectiveness of the grant program in addressing school
 23 readiness and children's health and safety needs to the Iowa
 24 empowerment board and to the local governing bodies. The
 25 annual report shall indicate describe the effectiveness of the
 26 community board in achieving state and locally determined
 27 goals by reporting the community empowerment area's status
 28 with the statewide indicators established by the Iowa board
 29 and with the community-specific performance indicators
 30 submitted in the grant plan.

31 Sec. 4. Section 28.8, subsection 5, paragraph a, Code
 32 Supplement 1999, is amended to read as follows:

33 a. A school ready children grant shall be awarded to a
 34 community board ~~for a three-year period, with annual payments~~
 35 ~~made to the community board~~ on an annual basis. The Iowa

1 empowerment board may grant an extension from the award date
2 and any application deadlines based upon the award date, to
3 allow for a later implementation date in the initial year in
4 which a community board submits a comprehensive school ready
5 grant plan to the Iowa empowerment board. However, receipt of
6 continued funding is subject to submission of the required
7 annual report and the Iowa board's determination that the
8 community board is measuring, through the use of performance
9 indicators developed by the Iowa board with input from
10 community boards, progress toward and is achieving the desired
11 results identified in the grant plan. If progress is not
12 measured through the use of performance indicators toward
13 achieving the identified results, the Iowa board may request a
14 plan of corrective action or may withdraw grant funding.

15 Sec. 5. Section 28.8, subsection 5, paragraph b, Code
16 Supplement 1999, is amended to read as follows:

17 b. The Iowa board shall distribute school ready children
18 grant moneys to community boards with approved comprehensive
19 school ready children grant plans based upon a determination
20 of readiness of the community empowerment area to effectively
21 utilize the moneys, ~~with the grant moneys being adjusted for~~
22 ~~other federal and state grant moneys to be received by the~~
23 ~~area for services to children from birth through five years of~~
24 age.

25 Sec. 6. Section 28.8, subsection 5, paragraph d, Code
26 Supplement 1999, is amended by striking the paragraph.

27 Sec. 7. NEW SECTION. 28.8A SCHOOL READY CHILDREN GRANT
28 FUNDING FORMULA.

29 1. For the purposes of this section, unless the context
30 otherwise requires, "federal poverty level" means the federal
31 poverty level as defined by the most recently revised poverty
32 income guidelines published by the United States department of
33 health and human services.

34 2. A distribution formula is established for allocation of
35 school ready children grant funding appropriated for a fiscal

1 year. The distribution formula factors shall be applied to
2 all counties in the state and the resulting individual county
3 amounts shall be combined to conform with the county area or
4 areas participating in a community empowerment area.

5 3. A community empowerment area must have an official
6 designation in good standing from the Iowa empowerment board
7 and comply with other requirements applicable to community
8 empowerment areas and school ready children grant funding in
9 order to maintain eligibility for the area's allocation.

10 4. A county's allocation from the amount available for
11 grant funding distribution in a fiscal year shall be
12 equivalent to the sum of the amounts determined pursuant to
13 following three percentage factors:

14 a. Forty-five percent based upon the proportion that the
15 county's population of children from birth through age five
16 whose family income is equal to or less than one hundred
17 eighty-five percent of the federal poverty level bears to the
18 state's population of children in that same age group and
19 income level.

20 b. Thirty-five percent based upon the proportion that the
21 county's population of children from birth through age five
22 bears to the state's general population of children in that
23 age group.

24 c. An amount determined by equally dividing among all
25 counties twenty percent of the amount available for
26 distribution in that fiscal year.

27 5. The formula allocation in this section shall be
28 implemented in phases for a community empowerment area
29 receiving a school ready children grant as of June 30, 2000.
30 If the amount available for distribution for a particular
31 fiscal year is insufficient for full funding of all
32 allocations for that phase, the shortfall shall be distributed
33 by reductions in the allocations to all community empowerment
34 areas in the proportion that an individual allocation bears to
35 the total amount of allocations for that phase. The

1 implementation phases shall be as follows:

2 a. For the fiscal year beginning July 1, 2001, the
3 community empowerment area's allocation shall be the greater
4 of the formula allocation or seventy-five percent of the
5 annual amount received by the area in the fiscal year
6 beginning July 1, 2000.

7 b. For the fiscal year beginning July 1, 2002, the
8 community empowerment area's allocation shall be the greater
9 of the formula allocation or fifty percent of the annual
10 amount received by the area in the fiscal year beginning July
11 1, 2000.

12 c. For the fiscal year beginning July 1, 2003, the
13 community empowerment area's allocation shall be the greater
14 of the formula allocation or twenty-five percent of the annual
15 amount received by the area in the fiscal year beginning July
16 1, 2000.

17 d. For the fiscal year beginning July 1, 2004, and
18 subsequent fiscal years, the community empowerment area shall
19 be eligible to receive the formula allocation.

20 6. It is the intent of the general assembly to implement a
21 practice of appropriating for school ready children grant
22 funding during the fiscal year that occurs two years in
23 advance of the fiscal year to which the appropriation applies.

24 Sec. 8. FUNDING FORMULA -- FISCAL YEAR 2000-2001.

25 1. For the fiscal year beginning July 1, 2000, the
26 department of management shall apply the funding formula
27 described in section 28.8A, as enacted by this Act, to the
28 entire amount available in that fiscal year for distribution
29 for school ready children grants. However, the formula shall
30 only be used to establish an allocation amount for those
31 community empowerment areas that have never been awarded a
32 school ready children grant as of June 30, 2000.

33 2. For designated community empowerment areas that have
34 never been awarded a school ready children grant as of June
35 30, 2000, the maximum amount that may be awarded for the

1 fiscal year beginning July 1, 2000, to those areas, shall be
 2 50 percent of the amount that would be allocated to the areas
 3 under the formula and the grant period shall be January 1,
 4 2001, through June 30, 2001. If the amount available for
 5 distribution to all such areas is not sufficient to fully fund
 6 the total of the allocations for the areas, the shortfall
 7 shall be distributed by reductions in the allocations of those
 8 areas in the proportion that an individual allocation bears to
 9 the total of the allocations for those areas.

10 Sec. 9. IOWA EMPOWERMENT BOARD NOMINEES. Community
 11 empowerment boards are encouraged to act expeditiously to
 12 submit nominees for the governor's appointment of citizen
 13 members to the Iowa empowerment board in order to fulfill the
 14 requirements under section 28.3 for the board to include
 15 representatives of business, faith, and other interests.

16 Sec. 10. EFFECTIVE DATE. Section 9 of this Act, relating
 17 to Iowa empowerment board nominees, being deemed of immediate
 18 importance, takes effect upon enactment.

19 EXPLANATION

20 This bill relates to community empowerment areas by adding
 21 members to the Iowa empowerment board, by establishing a
 22 formula for distribution of school ready children grant
 23 funding, and including other provisions involving the grants.

24 The bill amends Code section 28.3, relating to the
 25 membership of the Iowa empowerment board, by adding the
 26 director of the department of human rights as a voting member
 27 of the board and an additional citizen member. Under current
 28 law, the board consists of 15 voting members with 12 citizen
 29 members and three state agency directors. Under the bill,
 30 this total would increase to 17 members. Current law requires
 31 the agencies represented on the board to provide staffing
 32 services to the board and for local representatives of the
 33 agencies to be part of a technical assistance system developed
 34 for community empowerment areas.

35 Code section 28.4, relating to the Iowa empowerment board

1 duties, is amended to require agencies that administer certain
2 locally operated early childhood programs to work with
3 community empowerment areas and the local programs to outline
4 in writing the efforts for full cooperation between the
5 programs. The written agreement is to be included in the
6 annual report of the empowerment area.

7 The bill includes a number of amendments to Code section
8 28.8, the major statutory provision for the grants. The
9 annual report is to include specific reporting on the
10 empowerment area's status with statewide indicators and those
11 submitted in the area's grant plan. The bill changes the
12 grant period from three years to one year. The bill strikes
13 language for adjusting the grant amount for federal and state
14 moneys to be received by the area for services to children
15 from birth through age five. The bill strikes language
16 authorizing the Iowa empowerment board to adjust grant amounts
17 based upon population, existence of other funding, local
18 capacity to generate funding, and other factors.

19 New Code section 28.8A establishes a school ready grant
20 program funding formula. Only community empowerment areas
21 designated by the Iowa empowerment board are eligible to
22 receive an allocation. The formula uses counties as basic
23 allocation units with these amounts to be combined to
24 establish an allocation amount for a community empowerment
25 area. The formula establishes allocations using the following
26 factors: proportion of general population of children from
27 birth through age five, proportion of population of children
28 from birth through age five whose family income is equal to or
29 less than 185 percent of the federal poverty level, and a base
30 amount for each county. The formula is to be implemented in
31 phases with allocations adjusted to address prior annual grant
32 levels.

33 The bill includes a temporary provision for allocations in
34 fiscal year 2000-2001 to those designated community
35 empowerment areas that have never received a school ready

1 children grant.

2 The bill includes language encouraging the community
3 empowerment board to act expeditiously in submitting nominees
4 for the governor's appointment of citizen members to the Iowa
5 empowerment board representing business, faith, and other
6 interests. This section takes effect upon enactment.

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REPRINTED

FILED FEB 24 '00

SENATE FILE 2341
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 3200)

(P.657)
Passed Senate, Date 3-14-00 Passed House, Date _____
Vote: Ayes 48 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

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2 Iowa empowerment board membership and establishing a formula
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SF 2341

1 Section 1. Section 28.3, subsection 2, Code Supplement
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3 2. The Iowa board shall consist of ~~fifteen~~ seventeen
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6 members shall be the directors of the following departments:
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8 The ~~twelve~~ thirteen citizen members shall be appointed by the
9 governor, subject to confirmation by the senate. The
10 governor's appointments of citizen members shall be made in a
11 manner so that each of the state's congressional districts is
12 represented by two citizen members and so that all the
13 appointments as a whole reflect the ethnic, cultural, social,
14 and economic diversity of the state. The governor's
15 appointees shall be selected from individuals nominated by
16 community empowerment area boards. The nominations shall
17 reflect the range of interests represented on the community
18 boards so that the governor is able to appoint one or more
19 members each for education, health, human services, business,
20 faith, and public interests. At least one of the citizen
21 members shall be a service consumer or the parent of a service
22 consumer. Terms of office of all citizen members are three
23 years. A vacancy on the board shall be filled in the same
24 manner as the original appointment for the balance of the
25 unexpired term.

26 Sec. 2. Section 28.4, subsection 12, paragraph d,
27 unnumbered paragraph 1, Code Supplement 1999, is amended to
28 read as follows:

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30 available identifying community empowerment funding and
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32 this paragraph "d" to communities. It is the intent of the
33 general assembly that the community empowerment area boards
34 and the administrators of the programs located within the
35 community empowerment areas that are supported by the listed

1 funding streams shall fully cooperate with one another on or
2 before the indicated fiscal years, in order to avoid
3 duplication, enhance efforts, combine planning, and take other
4 steps to best utilize the funding to meet the needs of the
5 families in the areas. The agencies involved with the
6 programs shall work with the community empowerment areas and
7 the local entities providing the programs to outline the
8 efforts for full cooperation in a written agreement. The
9 community empowerment area boards and the administrators shall
10 annually submit a report concerning such efforts and a copy of
11 the written agreement to the community empowerment office. If
12 a community empowerment area is receiving a school ready
13 children grant, this report shall be an addendum to the annual
14 report required under section 28.8. The state community
15 empowerment facilitator shall compile and summarize the
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17 assembly, and Iowa board. The funding streams shall include
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20 is amended to read as follows:

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22 the effectiveness of the grant program in addressing school
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25 annual report shall ~~indicate~~ describe the effectiveness of the
26 community board in achieving state and locally determined
27 goals by reporting the community empowerment area's status
28 with the statewide indicators established by the Iowa board
29 and with the community-specific performance indicators
30 submitted in the grant plan.

31 Sec. 4. Section 28.8, subsection 5, paragraph a, Code
32 Supplement 1999, is amended to read as follows:

33 a. A school ready children grant shall be awarded to a
34 community board ~~for a three-year period, with annual payments~~
35 ~~made to the community board~~ on an annual basis. The Iowa

1 empowerment board may grant an extension from the award date
2 and any application deadlines based upon the award date, to
3 allow for a later implementation date in the initial year in
4 which a community board submits a comprehensive school ready
5 grant plan to the Iowa empowerment board. However, receipt of
6 continued funding is subject to submission of the required
7 annual report and the Iowa board's determination that the
8 community board is measuring, through the use of performance
9 indicators developed by the Iowa board with input from
10 community boards, progress toward and is achieving the desired
11 results identified in the grant plan. If progress is not
12 measured through the use of performance indicators toward
13 achieving the identified results, the Iowa board may request a
14 plan of corrective action or may withdraw grant funding.

15 Sec. 5. Section 28.8, subsection 5, paragraph b, Code
16 Supplement 1999, is amended to read as follows:

17 b. The Iowa board shall distribute school ready children
18 grant moneys to community boards with approved comprehensive
19 school ready children grant plans based upon a determination
20 of readiness of the community empowerment area to effectively
21 utilize the moneys, ~~with the grant moneys being adjusted for~~
22 ~~other federal and state grant moneys to be received by the~~
23 ~~area for services to children from birth through five years of~~
24 age.

25 Sec. 6. Section 28.8, subsection 5, paragraph d, Code
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27 Sec. 7. NEW SECTION. 28.8A SCHOOL READY CHILDREN GRANT
28 FUNDING FORMULA.

29 1. For the purposes of this section, unless the context
30 otherwise requires, "federal poverty level" means the federal
31 poverty level as defined by the most recently revised poverty
32 income guidelines published by the United States department of
33 health and human services.

34 2. A distribution formula is established for allocation of
35 school ready children grant funding appropriated for a fiscal

1 year. The distribution formula factors shall be applied to
2 all counties in the state and the resulting individual county
3 amounts shall be combined to conform with the county area or
4 areas participating in a community empowerment area.

5 3. A community empowerment area must have an official
6 designation in good standing from the Iowa empowerment board
7 and comply with other requirements applicable to community
8 empowerment areas and school ready children grant funding in
9 order to maintain eligibility for the area's allocation.

10 4. A county's allocation from the amount available for
11 grant funding distribution in a fiscal year shall be
12 equivalent to the sum of the amounts determined pursuant to
13 the following three percentage factors:

14 a. Forty-five percent based upon the proportion that the
15 county's population of children from birth through age five
16 whose family income is equal to or less than one hundred
17 eighty-five percent of the federal poverty level bears to the
18 state's population of children in that same age group and
19 income level.

20 b. Thirty-five percent based upon the proportion that the
21 county's population of children from birth through age five
22 bears to the state's general population of children in that
23 age group.

24 c. An amount determined by equally dividing among all
25 counties twenty percent of the amount available for
26 distribution in that fiscal year.

27 5. The formula allocation in this section shall be
28 implemented in phases for a community empowerment area
29 receiving a school ready children grant as of June 30, 2000.
30 If the amount available for distribution for a particular
31 fiscal year is insufficient for full funding of all
32 allocations for that phase, the shortfall shall be distributed
33 by reductions in the allocations to all community empowerment
34 areas in the proportion that an individual allocation bears to
35 the total amount of allocations for that phase. The

1 implementation phases shall be as follows:

2 a. For the fiscal year beginning July 1, 2001, the
3 community empowerment area's allocation shall be the greater
4 of the formula allocation or seventy-five percent of the
5 annual amount received by the area in the fiscal year
6 beginning July 1, 2000.

7 b. For the fiscal year beginning July 1, 2002, the
8 community empowerment area's allocation shall be the greater
9 of the formula allocation or fifty percent of the annual
10 amount received by the area in the fiscal year beginning July
11 1, 2000.

12 c. For the fiscal year beginning July 1, 2003, the
13 community empowerment area's allocation shall be the greater
14 of the formula allocation or twenty-five percent of the annual
15 amount received by the area in the fiscal year beginning July
16 1, 2000.

17 d. For the fiscal year beginning July 1, 2004, and
18 subsequent fiscal years, the community empowerment area shall
19 be eligible to receive the formula allocation.

20 6. It is the intent of the general assembly to implement a
21 practice of appropriating for school ready children grant
22 funding during the fiscal year that occurs two years in
23 advance of the fiscal year to which the appropriation applies.

24 Sec. 8. FUNDING FORMULA -- FISCAL YEAR 2000-2001.

25 1. For the fiscal year beginning July 1, 2000, the
26 department of management shall apply the funding formula
27 described in section 28.8A, as enacted by this Act, to the
28 entire amount available in that fiscal year for distribution
29 for school ready children grants. However, the formula shall
30 only be used to establish an allocation amount for those
31 community empowerment areas that have never been awarded a
32 school ready children grant as of June 30, 2000.

33 2. For designated community empowerment areas that have
34 never been awarded a school ready children grant as of June
35 30, 2000, the maximum amount that may be awarded for the

1 fiscal year beginning July 1, 2000, to those areas, shall be
2 50 percent of the amount that would be allocated to the areas
3 under the formula and the grant period shall be January 1,
4 2001, through June 30, 2001. If the amount available for
5 distribution to all such areas is not sufficient to fully fund
6 the total of the allocations for the areas, the shortfall
7 shall be distributed by reductions in the allocations of those
8 areas in the proportion that an individual allocation bears to
9 the total of the allocations for those areas.

10 Sec. 9. IOWA EMPOWERMENT BOARD NOMINEES. Community
11 empowerment boards are encouraged to act expeditiously to
12 submit nominees for the governor's appointment of citizen
13 members to the Iowa empowerment board in order to fulfill the
14 requirements under section 28.3 for the board to include
15 representatives of business, faith, and other interests.

16 Sec. 10. EFFECTIVE DATE. Section 9 of this Act, relating
17 to Iowa empowerment board nominees, being deemed of immediate
18 importance, takes effect upon enactment.

19 EXPLANATION

20 This bill relates to community empowerment areas by adding
21 members to the Iowa empowerment board, by establishing a
22 formula for distribution of school ready children grant
23 funding, and including other provisions involving the grants.

24 The bill amends Code section 28.3, relating to the
25 membership of the Iowa empowerment board, by adding the
26 director of the department of human rights as a voting member
27 of the board and an additional citizen member. Under current
28 law, the board consists of 15 voting members with 12 citizen
29 members and three state agency directors. Under the bill,
30 this total would increase to 17 members. Current law requires
31 the agencies represented on the board to provide staffing
32 services to the board and for local representatives of the
33 agencies to be part of a technical assistance system developed
34 for community empowerment areas.

35 Code section 28.4, relating to the Iowa empowerment board

1 duties, is amended to require agencies that administer certain
2 locally operated early childhood programs to work with
3 community empowerment areas and the local programs to outline
4 in writing the efforts for full cooperation between the
5 programs. The written agreement is to be included in the
6 annual report of the empowerment area.

7 The bill includes a number of amendments to Code section
8 28.8, the major statutory provision for the grants. The
9 annual report is to include specific reporting on the
10 empowerment area's status with statewide indicators and those
11 submitted in the area's grant plan. The bill changes the
12 grant period from three years to one year. The bill strikes
13 language for adjusting the grant amount for federal and state
14 moneys to be received by the area for services to children
15 from birth through age five. The bill strikes language
16 authorizing the Iowa empowerment board to adjust grant amounts
17 based upon population, existence of other funding, local
18 capacity to generate funding, and other factors.

19 New Code section 28.8A establishes a school ready grant
20 program funding formula. Only community empowerment areas
21 designated by the Iowa empowerment board are eligible to
22 receive an allocation. The formula uses counties as basic
23 allocation units with these amounts to be combined to
24 establish an allocation amount for a community empowerment
25 area. The formula establishes allocations using the following
26 factors: proportion of general population of children from
27 birth through age five, proportion of population of children
28 from birth through age five whose family income is equal to or
29 less than 185 percent of the federal poverty level, and a base
30 amount for each county. The formula is to be implemented in
31 phases with allocations adjusted to address prior annual grant
32 levels.

33 The bill includes a temporary provision for allocations in
34 fiscal year 2000-2001 to those designated community
35 empowerment areas that have never received a school ready

1 children grant.

2 The bill includes language encouraging the community
3 empowerment board to act expeditiously in submitting nominees
4 for the governor's appointment of citizen members to the Iowa
5 empowerment board representing business, faith, and other
6 interests. This section takes effect upon enactment.

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SENATE FILE 2341

S-5137

1 Amend Senate File 2341 as follows:

2 1. By striking page 4, line 27 through page 5,
3 line 19.

4 2. By striking page 5, line 32 through page 6,
5 line 9 and inserting the following: "school ready
6 children grant as of June 30, 2000. For designated
7 community empowerment areas that have never been
8 awarded a school ready children grant as of June 30,
9 2000, the allocation amount for the fiscal year
10 beginning July 1, 2000, shall be adjusted so that the
11 total of the allocations for those areas is equivalent
12 to the amount available for distribution to those
13 areas after distribution of grant moneys to areas
14 previously approved for a school ready children grant.
15 The adjustment amount for those areas shall be in
16 proportion to the amount an individual allocation
17 bears to the total of the allocations for those areas.
18 The grant period for those areas for that fiscal year
19 shall be adjusted relative to the amount available for
20 distribution to those areas in proportion to the
21 amount an individual allocation bears to the total of
22 the allocations for those areas."

23 3. Page 6, by inserting after line 15 the
24 following:

25 "Sec. ____ INITIAL FIVE-YEAR PLAN. The initial
26 five-year plan required under section 28.4, subsection
27 12, paragraph "a", for consolidating, blending, and
28 redistributing state-administered funding streams for
29 children from birth through age five made available to
30 community empowerment area boards shall be completed
31 on or before December 15, 2000. Along with the
32 initial plan, the Iowa empowerment board shall develop
33 recommendations providing implementation options for
34 the plan. The options shall include but are not
35 limited to a negotiation process for the state,
36 community boards, and local entities receiving the
37 funding streams for the children to identify how the
38 funding streams will be utilized within a community
39 empowerment area. The initial plan and the
40 recommendations shall be submitted to the governor and
41 general assembly on or before the completion date
42 identified in this section."

43 4. By renumbering as necessary.

By NANCY BOETTGER
MAGGIE TINSMAN
ELAINE SZYMONIAK
JERRY BEHN
KEN VEENSTRA
PATRICIA HARPER

JOHN REDWINE
NEAL SCHUERER
MARK SHEARER
ROBERT E. DVORSKY
DAVID MILLER

S-5137 FILED MARCH 14, 2000

ADOPTED

(p. 656)

SENATE FILE 2341
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 3200)

(AS AMENDED AND PASSED BY THE SENATE MARCH 14, 2000)

_____ - New Language by the Senate
* - Language Stricken by the Senate

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to community empowerment areas by revising the
2 Iowa empowerment board membership and establishing a formula
3 for distribution of school ready children grant funding and
4 including related provisions and providing an effective date.

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

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S.F. 2341

1 Section 1. Section 28.3, subsection 2, Code Supplement
2 1999, is amended to read as follows:

3 2. The Iowa board shall consist of ~~fifteen~~ seventeen
4 voting members with ~~twelve~~ thirteen citizen members and ~~three~~
5 four state agency members. The ~~three~~ four state agency
6 members shall be the directors of the following departments:
7 education, human rights, human services, and public health.
8 The ~~twelve~~ thirteen citizen members shall be appointed by the
9 governor, subject to confirmation by the senate. The
10 governor's appointments of citizen members shall be made in a
11 manner so that each of the state's congressional districts is
12 represented by two citizen members and so that all the
13 appointments as a whole reflect the ethnic, cultural, social,
14 and economic diversity of the state. The governor's
15 appointees shall be selected from individuals nominated by
16 community empowerment area boards. The nominations shall
17 reflect the range of interests represented on the community
18 boards so that the governor is able to appoint one or more
19 members each for education, health, human services, business,
20 faith, and public interests. At least one of the citizen
21 members shall be a service consumer or the parent of a service
22 consumer. Terms of office of all citizen members are three
23 years. A vacancy on the board shall be filled in the same
24 manner as the original appointment for the balance of the
25 unexpired term.

26 Sec. 2. Section 28.4, subsection 12, paragraph d,
27 unnumbered paragraph 1, Code Supplement 1999, is amended to
28 read as follows:

29 The Iowa empowerment board shall regularly make information
30 available identifying community empowerment funding and
31 funding distributed through the funding streams listed under
32 this paragraph "d" to communities. It is the intent of the
33 general assembly that the community empowerment area boards
34 and the administrators of the programs located within the
35 community empowerment areas that are supported by the listed

1 funding streams shall fully cooperate with one another on or
2 before the indicated fiscal years, in order to avoid
3 duplication, enhance efforts, combine planning, and take other
4 steps to best utilize the funding to meet the needs of the
5 families in the areas. The agencies involved with the
6 programs shall work with the community empowerment areas and
7 the local entities providing the programs to outline the
8 efforts for full cooperation in a written agreement. The
9 community empowerment area boards and the administrators shall
10 annually submit a report concerning such efforts and a copy of
11 the written agreement to the community empowerment office. If
12 a community empowerment area is receiving a school ready
13 children grant, this report shall be an addendum to the annual
14 report required under section 28.8. The state community
15 empowerment facilitator shall compile and summarize the
16 reports which shall be submitted to the governor, general
17 assembly, and Iowa board. The funding streams shall include
18 all of the following:

19 Sec. 3. Section 28.8, subsection 4, Code Supplement 1999,
20 is amended to read as follows:

21 4. The community board shall submit an annual report on
22 the effectiveness of the grant program in addressing school
23 readiness and children's health and safety needs to the Iowa
24 empowerment board and to the local governing bodies. The
25 annual report shall ~~indicate~~ describe the effectiveness of the
26 community board in achieving state and locally determined
27 goals by reporting the community empowerment area's status
28 with the statewide indicators established by the Iowa board
29 and with the community-specific performance indicators
30 submitted in the grant plan.

31 Sec. 4. Section 28.8, subsection 5, paragraph a, Code
32 Supplement 1999, is amended to read as follows:

33 a. A school ready children grant shall be awarded to a
34 community board ~~for a three-year period, with annual payments~~
35 ~~made to the community board~~ on an annual basis. The Iowa

1 empowerment board may grant an extension from the award date
2 and any application deadlines based upon the award date, to
3 allow for a later implementation date in the ~~initial~~ year in
4 which a community board submits a comprehensive school ready
5 grant plan to the Iowa empowerment board. However, receipt of
6 continued funding is subject to submission of the required
7 annual report and the Iowa board's determination that the
8 community board is measuring, through the use of performance
9 indicators developed by the Iowa board with input from
10 community boards, progress toward and is achieving the desired
11 results identified in the grant plan. If progress is not
12 measured through the use of performance indicators toward
13 achieving the identified results, the Iowa board may request a
14 plan of corrective action or may withdraw grant funding.

15 Sec. 5. Section 28.8, subsection 5, paragraph b, Code
16 Supplement 1999, is amended to read as follows:

17 b. The Iowa board shall distribute school ready children
18 grant moneys to community boards with approved comprehensive
19 school ready children grant plans based upon a determination
20 of readiness of the community empowerment area to effectively
21 utilize the moneys, ~~with the grant moneys being adjusted for~~
22 ~~other federal and state grant moneys to be received by the~~
23 ~~area for services to children from birth through five years of~~
24 age.

25 Sec. 6. Section 28.8, subsection 5, paragraph d, Code
26 Supplement 1999, is amended by striking the paragraph.

27 Sec. 7. NEW SECTION. 28.8A SCHOOL READY CHILDREN GRANT
28 FUNDING FORMULA.

29 1. For the purposes of this section, unless the context
30 otherwise requires, "federal poverty level" means the federal
31 poverty level as defined by the most recently revised poverty
32 income guidelines published by the United States department of
33 health and human services.

34 2. A distribution formula is established for allocation of
35 school ready children grant funding appropriated for a fiscal

1 year. The distribution formula factors shall be applied to
2 all counties in the state and the resulting individual county
3 amounts shall be combined to conform with the county area or
4 areas participating in a community empowerment area.

5 3. A community empowerment area must have an official
6 designation in good standing from the Iowa empowerment board
7 and comply with other requirements applicable to community
8 empowerment areas and school ready children grant funding in
9 order to maintain eligibility for the area's allocation.

10 4. A county's allocation from the amount available for
11 grant funding distribution in a fiscal year shall be
12 equivalent to the sum of the amounts determined pursuant to
13 the following three percentage factors:

14 a. Forty-five percent based upon the proportion that the
15 county's population of children from birth through age five
16 whose family income is equal to or less than one hundred
17 eighty-five percent of the federal poverty level bears to the
18 state's population of children in that same age group and
19 income level.

20 b. Thirty-five percent based upon the proportion that the
21 county's population of children from birth through age five
22 bears to the state's general population of children in that
23 age group.

24 c. An amount determined by equally dividing among all
25 counties twenty percent of the amount available for
26 distribution in that fiscal year.

*27 5. It is the intent of the general assembly to implement a
28 practice of appropriating for school ready children grant
29 funding during the fiscal year that occurs two years in
30 advance of the fiscal year to which the appropriation applies.

31 Sec. 8. FUNDING FORMULA -- FISCAL YEAR 2000-2001.

32 1. For the fiscal year beginning July 1, 2000, the
33 department of management shall apply the funding formula
34 described in section 28.8A, as enacted by this Act, to the
35 entire amount available in that fiscal year for distribution

1 for school ready children grants. However, the formula shall
2 only be used to establish an allocation amount for those
3 community empowerment areas that have never been awarded a
4 school ready children grant as of June 30, 2000. For
5 designated community empowerment areas that have never been
6 awarded a school ready children grant as of June 30, 2000, the
7 allocation amount for the fiscal year beginning July 1, 2000,
8 shall be adjusted so that the total of the allocations for
9 those areas is equivalent to the amount available for
10 distribution to those areas after distribution of grant moneys
11 to areas previously approved for a school ready children
12 grant. The adjustment amount for those areas shall be in
13 proportion to the amount an individual allocation bears to the
14 total of the allocations for those areas. The grant period
15 for those areas for that fiscal year shall be adjusted
16 relative to the amount available for distribution to those
17 areas in proportion to the amount an individual allocation
18 bears to the total of the allocations for those areas.

19 Sec. 9. IOWA EMPOWERMENT BOARD NOMINEES. Community
20 empowerment boards are encouraged to act expeditiously to
21 submit nominees for the governor's appointment of citizen
22 members to the Iowa empowerment board in order to fulfill the
23 requirements under section 28.3 for the board to include
24 representatives of business, faith, and other interests.

25 Sec. 10. INITIAL FIVE-YEAR PLAN. The initial five-year
26 plan required under section 28.4, subsection 12, paragraph
27 "a", for consolidating, blending, and redistributing state-
28 administered funding streams for children from birth through
29 age five made available to community empowerment area boards
30 shall be completed on or before December 15, 2000. Along with
31 the initial plan, the Iowa empowerment board shall develop
32 recommendations providing implementation options for the plan.
33 The options shall include but are not limited to a negotiation
34 process for the state, community boards, and local entities
35 receiving the funding streams for the children to identify how

1 the funding streams will be utilized within a community
2 empowerment area. The initial plan and the recommendations
3 shall be submitted to the governor and general assembly on or
4 before the completion date identified in this section.

5 Sec. 11. EFFECTIVE DATE. Section 9 of this Act, relating
6 to Iowa empowerment board nominees, being deemed of immediate
7 importance, takes effect upon enactment.

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