

CHAPTER 100
LIFE-SUSTAINING PROCEDURES
H.F. 360

AN ACT relating to the decisions of guardians regarding life-sustaining procedures.

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

Section 1. Section 144A.7, subsection 1, paragraph b, Code 1987, is amended to read as follows:

b. The guardian of the person of the patient if one has been appointed, provided court approval is obtained in accordance with section 633.635, subsection 2, paragraph "c". This paragraph does not require the appointment of a guardian in order for a treatment decision to be made under this section.

Sec. 2. Section 633.635, subsection 2, Code 1987, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. Consent to the withholding or withdrawal of life-sustaining procedures in accordance with chapter 144A.

Approved May 4, 1987

CHAPTER 101
PUBLIC SERVICE JOBS
H.F. 379

AN ACT relating to the employment of persons in public service jobs.

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

Section 1. Section 15.227, subsection 1, paragraph a, Code 1987, is amended to read as follows:

a. A person participating in the "young adult program" shall be between the ages of ~~nineteen~~ eighteen and twenty-four at the time of entry into the program, possess work skills at or above a minimum level prescribed by the regulating authority, and be an unemployed resident of a county which is classified as economically distressed in accordance with standards adopted by the regulating authority the state.

Sec. 2. Section 15.108, subsection 6, paragraph d, Code 1987, is amended by striking the paragraph.

Sec. 3. Sections 15.221 through 15.223, Code 1987, are repealed.

Approved May 4, 1987

CHAPTER 102
INTERSTATE ADOPTION ASSISTANCE AGREEMENTS
H.F. 490

AN ACT relating to interstate agreements for provision of medical assistance services to adoptive families who participate in the subsidized adoption or adoption assistance program.

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

Section 1. Section 600.22, Code 1987, is amended to read as follows:

600.22 RULES.

The department of human services shall adopt rules in accordance with the provisions of chapter 17A, which are necessary for the administration of sections 600.17 to 600.21 and 600.23.

Sec. 2. NEW SECTION. 600.23 ADOPTION ASSISTANCE COMPACT.

1. **PURPOSE.** The department of human services may enter into interstate agreements with state agencies of other states for the protection of children on behalf of whom adoption subsidy is being provided by the department of human services and to provide procedures for interstate children's adoption assistance payments, including medical payments.

2. COMPACT AUTHORIZATION AND DEFINITIONS.

a. The Iowa department of human services may enter into interstate agreements with state agencies of other states for the provision of medical services to adoptive families who participate in the subsidized adoption or adoption assistance program.

b. The Iowa department of human services may develop, participate in the development of, negotiate, and enter into one or more interstate compacts on behalf of this state with other states to implement one or more of the purposes set forth in this section. When so entered into, and for so long as it shall remain in force, such a compact shall have the force and effect of law.

c. For the purposes of this section, the term "state" means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, or a territory or possession of or administered by the United States.

d. For the purposes of this section, the term "adoption assistance or subsidized adoption state" means the state that is signatory to an adoption assistance agreement in a particular case.

e. For the purposes of this section, the term "residence state" means the state of which the child is a resident by virtue of the residence of the adoptive parents.

3. **COMPACT CONTENTS.** A compact entered into pursuant to the authority conferred by this section shall have the following content:

a. A provision making it available for joinder by all states.

b. A provision or provisions for withdrawal from the compact upon written notice to the parties, but with a period of one year between the date of the notice and the effective date of the withdrawal.

c. A requirement that the protections afforded by or pursuant to the compact continue in force for the duration of the adoption assistance and be applicable to all children and their adoptive parents who on the effective date of the withdrawal are receiving adoption assistance from a party state other than the one in which they are resident and have their principal place of abode.

d. A requirement that each instance of adoption assistance to which the compact applies be covered by an adoption assistance agreement in writing between the adoptive parents and the state child welfare agency of the state which undertakes to provide the adoption assistance, and that any such agreement be expressly for the benefit of the adopted child and enforceable by the adoptive parents, and the state agency providing the adoption assistance.

e. Such other provisions as may be appropriate to implement the proper administration of the compact.

4. MEDICAL ASSISTANCE.

a. A child with special needs residing in this state who is the subject of an adoption assistance agreement with another state shall be entitled to receive a medical assistance card from this state upon the filing of a certified copy of the adoption assistance agreement obtained from the adoption assistance state. In accordance with regulations of the Iowa department of human services, the adoptive parents shall be required at least annually to show that the agreement is still in force or has been renewed.

b. The Iowa department of human services shall consider the holder of a medical assistance card pursuant to this section as any other holder of a medical assistance card under the laws

of this state and shall process and make payment on claims on account of such holder in the same manner and pursuant to the same conditions and procedures as for other recipients of medical assistance.

c. The Iowa department of human services shall provide coverage and benefits for a child who is in another state and who is covered by an adoption subsidy agreement made prior to July 1, 1987 by the Iowa department of human services for the coverage or benefits, if any, not provided by the residence state. The adoptive parents acting for the child may submit evidence of payment for services or benefit amounts not payable in the residence state and shall be reimbursed for such expense. However, reimbursement shall not be made for services or benefit amounts covered under any insurance or other third party medical contract or arrangement held by the child or the adoptive parents. The additional coverages and benefit amounts provided pursuant to this subsection shall be for services to the cost of which there is no federal contribution, or which, if federally aided, are not provided by the residence state. Such regulations shall include procedures to be followed in obtaining prior approvals for services in those instances where required for the assistance.

d. A person who submits a claim for payment or reimbursement for services or benefits pursuant to this subsection or makes any statement in connection therewith, which claim or statement the maker knows or should know to be false, misleading, or fraudulent is guilty of an aggravated misdemeanor.

e. This subsection applies only to medical assistance for children under adoption assistance agreements from states that have entered into a compact with this state under which the other state provides medical assistance to children with special needs under adoption subsidy agreements made by this state. All other children entitled to medical assistance pursuant to adoption assistance agreements entered into by this state shall be eligible to receive medical assistance in accordance with the laws and procedures applicable to medical assistance.

Approved May 4, 1987

CHAPTER 103

COUNTY AND CITY BONDS AND LOAN AGREEMENTS

H.F. 523

AN ACT relating to the financial authority of political subdivisions by authorizing loan agreements, the issuance of bonds for additional purposes, and the payment of interest from bond proceeds.

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

Section 1. Section 331.402, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 3. A county may enter into loan agreements to borrow money for any public purpose in accordance with the terms and procedures set forth in section 384.24A, and the references in that subsection to cities are applicable to counties, the reference to section 384.25 is applicable to section 331.443, and the references to the council are applicable to the board.

Sec. 2. Section 331.441, subsection 2, paragraph b, Code 1987, is amended by adding the following new subparagraphs:

NEW SUBPARAGRAPH. (9) The acquisition, restoration, or demolition of abandoned, dilapidated, or dangerous buildings, structures or properties or the abatement of a nuisance.

NEW SUBPARAGRAPH. (10) The establishment or funding of programs to provide for or assist in providing for the acquisition, restoration, or demolition of housing, or for other purposes as may be authorized under chapter 403A.