

**CHAPTER 1109**

## VETERANS BENEFITS — HEALTH CARE FACILITIES

H.F. 2363

**AN ACT** relating to the process utilized in assessing residents of health care facilities for veterans program benefits.

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

Section 1. Section 135C.31A, Code Supplement 2005, is amended to read as follows:

135C.31A ASSESSMENT OF RESIDENTS — PROGRAM ELIGIBILITY.

~~Beginning July 1, 2003, a~~ health care facility receiving reimbursement through the medical assistance program under chapter 249A shall assist the Iowa department of veterans affairs in identifying, upon admission of a resident, the resident's eligibility for benefits through the federal United States department of veterans affairs. ~~The health care facility shall also assist the Iowa department of veterans affairs in determining such eligibility for residents residing in the facility on July 1, 2003.~~ The department of inspections and appeals, in cooperation with the department of human services, shall adopt rules to administer this section, including a provision that ensures that if a resident is eligible for benefits through the federal United States department of veterans affairs or other third-party payor, the payor of last resort for reimbursement to the health care facility is the medical assistance program. The rules shall also require the health care facility to request information from a resident or resident's personal representative regarding the resident's veteran status and to report to the Iowa department of veterans affairs only the names of residents identified as potential veterans along with the names of their spouses and any dependents. Information reported by the health care facility shall be verified by the Iowa department of veterans affairs. This section shall not apply to the admission of an individual to a state mental health institute for acute psychiatric care or to the admission of an individual to the Iowa veterans home.

Approved May 8, 2006

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**CHAPTER 1110**

## VETERANS TRUST FUND — FUNDING

H.F. 2708

**AN ACT** concerning the veterans trust fund by providing for the minimum balance necessary in order to expend funds from the veterans trust fund, providing an individual income tax checkoff for the fund, and providing for an annual report concerning the fund, and including a retroactive applicability provision.

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

Section 1. Section 35A.13, subsection 5, Code 2005, is amended to read as follows:

5. The minimum balance of the trust fund required prior to expenditure of moneys from the trust fund is fifty million dollars. However, for the fiscal period beginning July 1, 2006, and ending June 30, 2009, the minimum balance of the trust fund required prior to expenditure of