

by the director are not rules as defined in section 17A.2, subsection 7. The director shall determine for the 1990 calendar year and each subsequent calendar year the annual and cumulative standard deduction factors to be applied to tax years beginning on or after January 1 of that calendar year. The director shall compute the new dollar amounts of the standard deductions specified in section 422.9, subsection 1, by the latest cumulative standard deduction factor and round off the result to the nearest ten dollars. The annual and cumulative standard deduction factors determined by the director are not rules as defined in section 17A.2, subsection 7.

Sec. 8. Section 422.21, unnumbered paragraph 6, Code 1989, is amended by striking the unnumbered paragraph.

Sec. 9. Sections 1, 6, and 7 of this Act apply to tax years beginning on or after January 1, 1990.

Sec. 10. Sections 2, 3, 4, 5, and 8 of this Act apply to tax years beginning on or after January 1, 1990.

Approved May 31, 1989

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## CHAPTER 269

### RESIDENTIAL CARE FACILITY CLASSIFICATION

*H.F. 692*

**AN ACT** requiring the department of inspections and appeals to develop a special classification of residential care facilities.

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

Section 1. Section 135C.2, Code 1989, is amended by adding the following new subsection:

**NEW SUBSECTION.** 5. The department shall establish a special classification within the residential care facility category in order to foster the development of residential care facilities which serve persons with mental retardation, chronic mental illness, or a developmental disability, as defined under section 225C.26, and which contain five or fewer residents. A facility within the special classification established pursuant to this subsection is exempt from the requirements of section 135.63. The department shall adopt rules which are consistent with rules previously developed for the waiver demonstration project pursuant to 1986 Iowa Acts, chapter 1246, section 206, and which include all of the following provisions.

a. A facility provider under the special classification must comply with rules adopted by the department for the special classification. However, a facility provider which has been accredited by the accreditation council for services to persons with mental retardation and other development disabilities shall be deemed to be in compliance with the rules adopted by the department.

b. A facility must be located in an area zoned for single or multiple-family housing and must be constructed in compliance with applicable local housing codes and the rules adopted for the special classification by the state fire marshal in accordance with the concept of the least restrictive environment for the facility residents and the applicable sections of chapter twenty-one of the national fire protection association life safety code of 1988.

c. Facility provider plans for the facility's accessibility to residents must be in place.

d. A written plan must be in place which documents that a facility meets the needs of the facility's residents pursuant to individual program plans developed according to age appropriate and least restrictive program requirements.

e. A written plan must be in place which documents that a facility's residents have reasonable access to employment or employment-related training, education, generic community resources, and integrated opportunities to promote interaction with the community.

f. A committee of not more than nine members must be established to provide monitoring of the special classification and the rules and procedures adopted regarding the special classification. The recommendations of the committee are subject to the approval of the director. The committee shall include but is not limited to representatives designated by each of the following:

- (1) The association for retarded citizens of Iowa.
- (2) The Iowa association of rehabilitation and residential facilities.
- (3) The governor's planning council for developmental disabilities.
- (4) The mental health and mental retardation commission.
- (5) The alliance for the mentally ill of Iowa.
- (6) The Iowa state association of counties.
- (7) The state fire marshal.

g. The facilities licensed under this subsection shall be eligible for funding utilized by other licensed residential care facilities for the mentally retarded, or licensed residential care facilities for the mentally ill, including but not limited to funding under or from the federal social services block grant, the state supplementary assistance program, state mental health and mental retardation services funds, and county funding provisions.

Approved May 31, 1989

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## CHAPTER 270

### JOB TRAINING FUNDS

*H.F. 706*

**AN ACT** relating to the use of federal and state funding sources to finance job training through vocational education.

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

Section 1. Section 15.251, Code 1989, is amended by striking the section and inserting in lieu thereof the following:

15.251 COORDINATION WITH VOCATIONAL EDUCATION.

1. Under the terms of section 123 of the Job Training Partnership Act of 1982, Pub. L. No. 97-300, the department and the department of education shall enter into a cooperative agreement as a condition to providing funds under that section.

2. The department may charge, within thirty days following the sale of certificates under chapter 280B, the board of directors of the merged area a fee of up to one percent of the gross sale amount of the certificates issued. The amount of this fee shall be deposited into the jobs now account within the Iowa plan fund for economic development created in section 99E.10 and may be used by the department to cover the costs of management of chapter 280B and to support other efforts by the merged area schools related to providing productivity and quality enhancement training. Funds deposited under this subsection into the jobs now account during a fiscal year which are not expended by the department in that fiscal year are available for use by the department under this subsection for subsequent fiscal years.

3. In order to finance the equipment purchases needed by the merged area schools to support the activities, the merged area schools may use a portion of their share of the equipment funds appropriated to them under section 99E.31, subsection 5, paragraph "c", or section 99E.32, subsection 5, paragraph "a".