

Senate Amendment 5439

Amendment Text

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1 1 Amend [Senate File 2406](#), as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. By striking everything after the enacting
1 4 clause and inserting the following:
1 5 "Section 1. PURPOSE. The purpose of this Act is
1 6 to create a partnership between communities and state
1 7 government to improve the well-being of families with
1 8 young children. In addition, the purpose of this Act
1 9 is to reduce duplicative bureaucratic requirements
1 10 that are barriers to community efforts to improve the
1 11 efficiency and effectiveness of local education,
1 12 health, and human services programs.
1 13 Sec. 2. NEW SECTION. 7I.1 DEFINITIONS.
1 14 For the purposes of this chapter, unless the
1 15 context otherwise requires:
1 16 1. "Community empowerment area" means a geographic
1 17 area designated in accordance with this chapter.
1 18 2. "Community empowerment area board" or
1 19 "community board" means the board for a community
1 20 empowerment area created in accordance with this
1 21 chapter.
1 22 3. "Decategorization project" means a
1 23 decategorization of child welfare and juvenile justice
1 24 funding project operated under section 232.188.
1 25 4. "Innovation zone" means a local jurisdiction
1 26 implementing an innovation zone plan in accordance
1 27 with section [8A.2](#), Code 1997.
1 28 5. "Iowa empowerment board" or "Iowa board" means
1 29 the Iowa empowerment board created in this chapter.
1 30 Sec. 3. NEW SECTION. 7I.2 IOWA EMPOWERMENT BOARD
1 31 CREATED.
1 32 1. An Iowa empowerment board is created to oversee
1 33 state and community efforts involving community
1 34 empowerment areas, including strategic planning,
1 35 funding identification, and guidance, and to promote
1 36 collaboration among state and local education, health,
1 37 and human services programs.
1 38 2. The Iowa board shall consist of eleven voting
1 39 members with eight citizen members and three state
1 40 agency members. The three state agency members shall
1 41 be the directors of the following departments:
1 42 education, human services, and public health. The
1 43 citizen members shall be appointed by the governor,
1 44 subject to confirmation by the senate. The
1 45 appointments of citizen members shall be made in a
1 46 manner so that all of the state's congressional
1 47 districts are represented along with the ethnic,
1 48 cultural, social, and economic diversity of the state.
1 49 In making appointments, preference shall be given to
1 50 citizens participating on a community empowerment area
2 1 board. At least one of the citizen members shall be a
2 2 service consumer or the parent of a service consumer.
2 3 Terms of office of citizen members are three years.
2 4 3. Citizen members shall be reimbursed for actual
2 5 and necessary expenses incurred in performance of
2 6 their duties. Members shall be paid a per diem as
2 7 specified in section 7E.6.

2 8 4. In addition to the eleven voting members, the
2 9 Iowa board shall include six members of the general
2 10 assembly with not more than two members from each
2 11 chamber being from the same political party. The
2 12 three senators shall be appointed by the majority
2 13 leader of the senate after consultation with the
2 14 president of the senate and the minority leader of the
2 15 senate. The three representatives shall be appointed
2 16 by the speaker of the house of representatives after
2 17 consultation with the majority and minority leaders of
2 18 the house of representatives. Legislative members
2 19 shall serve in an ex officio, nonvoting capacity. A
2 20 legislative member is eligible for per diem and
2 21 expenses as provided in section 2.10.

2 22 5. The Iowa board shall designate a community
2 23 empowerment assistance team or teams of state agency
2 24 staff to provide technical assistance and other
2 25 support to community empowerment areas. The technical
2 26 assistance shall be available in at least three levels
2 27 of support as follows:

2 28 a. Support to areas experienced in operating an
2 29 innovation zone or decategorization project with an
2 30 extensive record of success in collaboration between
2 31 education, health, or human services interests.

2 32 b. Support to areas experienced in operating an
2 33 innovation zone or decategorization project.

2 34 c. Support to areas forming an initial community
2 35 empowerment area with no previous experience operating
2 36 an innovation zone or decategorization project.

2 37 6. Staffing services to the Iowa board shall be
2 38 provided by the state agencies which are represented
2 39 on the Iowa board and by other state agencies making
2 40 staffing available to the board.

2 41 7. The Iowa board may designate an advisory
2 42 council consisting of representatives from community
2 43 empowerment area boards.

2 44 8. The Iowa board shall elect a chairperson from
2 45 among the citizen board members and may select other
2 46 officers from among the citizen board members as
2 47 determined to be necessary by the board. The board
2 48 shall meet regularly as determined by the board, upon
2 49 the call of the board's chairperson, or upon the call
2 50 of a majority of voting members.

3 1 Sec. 4. NEW SECTION. 7I.3 IOWA EMPOWERMENT BOARD
3 2 DUTIES.

3 3 The Iowa board shall perform the following duties:

3 4 1. Perform duties relating to community
3 5 empowerment areas.

3 6 2. Oversee the provision of grant funding and
3 7 other moneys made available to community empowerment
3 8 areas by combining all or portions of appropriations
3 9 or other revenues as authorized by law.

3 10 3. Develop advanced community empowerment area
3 11 arrangements for those community empowerment areas
3 12 which were formed in transition from an innovation
3 13 zone or from a decategorization governance board or
3 14 which otherwise provide evidence of extensive
3 15 successful experience in managing services and funding
3 16 with high levels of community support and input.

3 17 4. Identify boards, commissions, committees, and
3 18 other bodies in state government with overlapping and
3 19 similar purposes which contribute to redundancy and
3 20 fragmentation in education, health, and human services
3 21 programs provided to the public. The board shall also
3 22 make recommendations to the governor and general
3 23 assembly as appropriate for increasing coordination
3 24 between these bodies, for eliminating bureaucratic

3 25 duplication, for consolidation where appropriate, and
3 26 for integration of functions to achieve improved
3 27 results.

3 28 5. Assist with the linkage of child welfare and
3 29 juvenile justice decategorization projects with
3 30 community empowerment areas.

3 31 6. Integrate the duties relating to innovation
3 32 zones in the place of the innovation zone board
3 33 created in section [8A.2](#), Code 1997, until the Iowa
3 34 board determines the innovation zones have been
3 35 replaced with community empowerment areas.

3 36 7. Coordinate and respond to any requests from a
3 37 community board relating to any of the following:

3 38 a. Waiver of existing rules, federal regulation,
3 39 or amendment of state law, or removal of other
3 40 barriers.

3 41 b. Pooling and redirecting of existing federal,
3 42 state, or other public or private funds.

3 43 c. Seeking of federal waivers.

3 44 d. Consolidating community-level committees,
3 45 planning groups, and other bodies with common
3 46 memberships formed in response to state requirements.

3 47 In coordinating and responding to the requests, the
3 48 Iowa board shall work with state agencies and submit
3 49 proposals to the governor and general assembly as
3 50 necessary to fulfill requests deemed appropriate by
4 1 the Iowa board.

4 2 8. Provide for maximum flexibility and creativity
4 3 in the designation and administration of the
4 4 responsibilities and authority of community
4 5 empowerment areas.

4 6 9. Adopt rules pursuant to chapter 17A as
4 7 necessary for the designation, governance, and
4 8 oversight of community empowerment areas and the
4 9 administration of this chapter. The Iowa board shall
4 10 provide for community board input in the rules
4 11 adoption process. The rules shall include but are not
4 12 limited to the following:

4 13 a. Performance indicators for community
4 14 empowerment areas, community boards, and the services
4 15 provided under the auspices of the community boards.
4 16 The performance indicators shall be developed with
4 17 input from community boards and shall build upon the
4 18 core indicators of performance for the school ready
4 19 grant program, as described in section 7I.7.

4 20 b. Minimum standards to further the provision of
4 21 equal access to services subject to the authority of
4 22 community boards.

4 23 Sec. 5. NEW SECTION. 7I.4 COMMUNITY EMPOWERMENT
4 24 AREAS.

4 25 1. The purpose of a community empowerment area is
4 26 to enable local citizens to lead collaborative efforts
4 27 involving education, health, and human services
4 28 programs on behalf of the children, families, and
4 29 other citizens residing in the area. Leadership
4 30 functions may include but are not limited to strategic
4 31 planning for and oversight and managing of such
4 32 programs and the funding made available to the
4 33 community empowerment area for such programs from
4 34 federal, state, local, and private sources. The
4 35 initial focus of the purpose is to improve results for
4 36 families with young children.

4 37 2. Each county and school district in the state
4 38 shall have the option of participating in a community
4 39 empowerment area. A community empowerment area shall
4 40 be designated by using existing school district and
4 41 county boundaries to the extent possible. For

4 42 geographic areas that are part of an innovation zone
4 43 or included in a decategorization project in effect as
4 44 of July 1, 1998, the initial community empowerment
4 45 area shall be the larger of the two.

4 46 3. The designation of a community empowerment area
4 47 and the creation of a community empowerment area board
4 48 are subject to the approval of the Iowa empowerment
4 49 board. Criteria used by the Iowa empowerment board in
4 50 approving the designation of a community empowerment
5 1 area shall include but are not limited to the
5 2 existence of a large enough geographic area and
5 3 population to efficiently and effectively administer
5 4 the responsibilities and authority of the community
5 5 empowerment area. The Iowa empowerment board shall
5 6 adopt rules pursuant to chapter 17A providing
5 7 procedures for the initial designation of community
5 8 empowerment areas and for later changing the initially
5 9 designated areas.

5 10 Sec. 6. NEW SECTION. 7I.5 COMMUNITY EMPOWERMENT
5 11 AREA BOARDS CREATED.

5 12 1. A community empowerment area shall be governed
5 13 by a community empowerment area board. A majority of
5 14 the members of a community board shall be citizens and
5 15 elected officials and the remaining members may be
5 16 employees of or paid for representing any of the
5 17 entities listed in this subsection. At least one
5 18 member shall be a service consumer or the parent of a
5 19 service consumer. Terms of office of community board
5 20 members shall be three years. The members of a
5 21 community empowerment area board may include one or
5 22 more representatives of any of the following entities:

- 5 23 a. A school district.
- 5 24 b. A county.
- 5 25 c. A local board of health.
- 5 26 d. A hospital.
- 5 27 e. A charitable funding group.
- 5 28 f. The department of human services.
- 5 29 g. A religious institution.
- 5 30 h. An area education agency.
- 5 31 i. Juvenile court services.
- 5 32 j. An area substance abuse agency.
- 5 33 k. A community action program.
- 5 34 l. A city.
- 5 35 m. A business organization.
- 5 36 n. A labor organization.
- 5 37 o. A service club.
- 5 38 p. A business.
- 5 39 q. Consumers.
- 5 40 r. A private community-based organization.
- 5 41 s. A neighborhood association.
- 5 42 t. Others as determined by the community board.

5 43 2. A community board may designate representatives
5 44 of service providers or public agency staff to provide
5 45 technical assistance to the community board.

5 46 3. A community board may designate a professional
5 47 advisory council consisting of persons employed by or
5 48 otherwise paid to represent an entity listed in
5 49 subsection 1 or other provider of service.

5 50 4. The community board shall elect a chairperson
6 1 from among the members who are citizens, elected
6 2 officials, or volunteers.

6 3 Sec. 7. NEW SECTION. 7I.6 COMMUNITY EMPOWERMENT
6 4 AREA BOARD RESPONSIBILITIES AND AUTHORITY.

6 5 1. A community empowerment area board shall do the
6 6 following:

- 6 7 a. Designate a public agency of this state, as
6 8 defined in section 28E.2, to be the fiscal agent for

6 9 grant moneys and for other moneys administered by the
6 10 community board.

6 11 b. Administer community empowerment grant moneys
6 12 available from the state to the community board as
6 13 provided by law and other federal, state, local, and
6 14 private moneys made available to the community board.
6 15 Eligibility for receipt of community empowerment grant
6 16 moneys shall be limited to those community boards that
6 17 have developed an approved school ready children grant
6 18 plan in accordance with this chapter. A community
6 19 board may apply to the Iowa empowerment board to
6 20 receive as a community empowerment grant those moneys
6 21 which would otherwise only be available within the
6 22 geographic area through categorical funding sources or
6 23 programs.

6 24 c. If a community empowerment area includes a
6 25 decategorization project, coordinate planning and
6 26 budgeting with the decategorization governing board.
6 27 By mutual agreement between the community board and
6 28 the decategorization governance board, the community
6 29 board may assume the duties of the decategorization
6 30 governance board or the decategorization governance
6 31 board may continue as a committee of the community
6 32 board.

6 33 d. Assume other responsibilities established by
6 34 law or administrative rule.

6 35 2. A community board may do any of the following:

6 36 a. Designate one or more committees for oversight
6 37 of grant moneys awarded to the community empowerment
6 38 area.

6 39 b. Function as a coordinating body for services
6 40 offered by different entities directed to similar
6 41 purposes within the community empowerment area.

6 42 c. Develop neighborhood bodies for community-level
6 43 input to the community board and implementation of
6 44 services.

6 45 Sec. 8. NEW SECTION. 7I.7 SCHOOL READY CHILDREN
6 46 GRANT PROGRAM ESTABLISHMENT AND ADMINISTRATION.

6 47 1. The departments of education, human services,
6 48 and public health shall jointly develop and promote a
6 49 school ready children grant program which shall
6 50 provide for all of the following components:

7 1 a. Identify the core indicators of performance
7 2 that will be used to assess the effectiveness of the
7 3 school ready children grants, including increasing the
7 4 basic skill levels of students entering school,
7 5 increasing the health status of children, reducing the
7 6 incidence of child abuse and neglect, increasing the
7 7 access of children to an adult mentor, increasing
7 8 parental involvement with their children, and
7 9 increasing the quality and accessibility of child day
7 10 care.

7 11 b. Identify guidelines and a process to be used
7 12 for determining the readiness of a community
7 13 empowerment area for administering school ready
7 14 children grants.

7 15 c. Provide for technical assistance concerning
7 16 funding sources, program design, and other pertinent
7 17 areas.

7 18 2. The program developed and components identified
7 19 under subsection 1 are subject to approval by the Iowa
7 20 empowerment board. The Iowa empowerment board shall
7 21 provide maximum flexibility to grantees for the use of
7 22 the grant moneys included in a school ready children
7 23 grant.

7 24 3. A school ready children grant shall, at a
7 25 minimum, be used to provide the following:

7 26 a. Preschool services provided on a voluntary
7 27 basis to four-year-old children deemed at risk of not
7 28 succeeding in elementary school as determined by the
7 29 community board and specified in the grant plan
7 30 developed in accordance with this section.

7 31 b. Parent education programs promoted to parents
7 32 of children from birth through five years of age.
7 33 Parent education programs shall be offered in a
7 34 flexible manner to accommodate the varying schedules,
7 35 meeting place requirements, and other needs of working
7 36 parents.

7 37 c. A comprehensive school ready children grant
7 38 plan developed by a community board for providing
7 39 services for children from birth through five years of
7 40 age including but not limited to child development
7 41 services, child care services, children's health and
7 42 safety services, assessment services to identify
7 43 chemically exposed infants and children, and parent
7 44 education services. At a minimum, the plan shall do
7 45 all of the following:

7 46 (1) Describe community needs for children from
7 47 birth through five years of age as identified through
7 48 ongoing assessments.

7 49 (2) Describe the current and desired levels of
7 50 community coordination of services for children from
8 1 birth through five years of age.

8 2 (3) Identify all federal, state, local, and
8 3 private funding sources available in the community
8 4 empowerment area that will be used to provide services
8 5 to children from birth through five years of age.

8 6 (4) Describe how funding sources will be used
8 7 collaboratively and the degree to which the moneys can
8 8 be combined to provide necessary services to children.

8 9 (5) Identify the results the community board
8 10 expects to achieve through implementation of the
8 11 school ready children grant program, and identify
8 12 community-specific quantifiable performance indicators
8 13 to be reported in the annual report.

8 14 4. The community board shall submit an annual
8 15 report on the effectiveness of the grant program in
8 16 addressing school readiness and children's health and
8 17 safety needs to the Iowa empowerment board and to the
8 18 local governing bodies. The annual report shall
8 19 indicate the effectiveness of the community board in
8 20 achieving state and locally determined goals.

8 21 5. a. A school ready children grant shall be
8 22 awarded to a community board for a three-year period,
8 23 with annual payments made to the community board on or
8 24 before October 1 of each fiscal year. The Iowa
8 25 empowerment board may grant an extension from the
8 26 award date and any application deadlines based upon
8 27 the award date, to allow for a later implementation
8 28 date in the initial year in which a community board
8 29 submits a comprehensive school ready grant plan to the
8 30 Iowa empowerment board. However, receipt of continued
8 31 funding is subject to submission of the required
8 32 annual report and the Iowa board's determination that
8 33 the community board is measuring, through the use of
8 34 performance indicators developed by the Iowa board
8 35 with input from community boards, progress toward and
8 36 is achieving the desired results identified in the
8 37 grant plan. If progress is not measured through the
8 38 use of performance indicators toward achieving the
8 39 identified results, the Iowa board may request a plan
8 40 of corrective action or may withdraw grant funding.

8 41 b. The Iowa empowerment board shall distribute
8 42 school ready children grant moneys to community boards

8 43 with approved comprehensive school ready children
8 44 grant plans based upon the degree of readiness of the
8 45 community empowerment area to effectively utilize the
8 46 moneys, with the grant moneys being adjusted for other
8 47 federal and state grant moneys to be received by the
8 48 area for services to children from birth through five
8 49 years of age.

8 50 c. A community board's degree of readiness shall
9 1 be ascertained by evidence of successful collaboration
9 2 among public or private education, human services, or
9 3 health interests or a documented program design
9 4 evincing a strong likelihood of leading to a
9 5 successful collaboration between these interests.
9 6 Other criteria which may be used by the Iowa board to
9 7 ascertain degree of readiness and to determine funding
9 8 amounts include one or more of the following:

9 9 (1) Experience or other evidence of capacity to
9 10 successfully implement the services in the plan.

9 11 (2) Local funding and other resources committed to
9 12 implementation of the plan.

9 13 6. The highest priority for school ready children
9 14 grant funds shall be to provide preschool services on
9 15 a voluntary basis to four-year-old children deemed at
9 16 risk of not succeeding in elementary school and parent
9 17 education programs on a voluntary basis to parents of
9 18 children from birth through five years of age.
9 19 Remaining funds may be used to provide other services
9 20 to children from birth through five years of age as
9 21 specified in the comprehensive school ready children
9 22 grant plan.

9 23 Sec. 9. NEW SECTION. 7I.8 IOWA EMPOWERMENT FUND.

9 24 1. An Iowa empowerment fund is created in the
9 25 state treasury. The moneys in the Iowa empowerment
9 26 fund are not subject to section 8.33 and shall not be
9 27 transferred, used, obligated, appropriated, or
9 28 otherwise encumbered except as provided by law.
9 29 Notwithstanding section 12C.7, subsection 2, interest
9 30 or earnings on moneys deposited in the Iowa
9 31 empowerment fund shall be credited to the fund.

9 32 2. A school ready children grants account is
9 33 created in the Iowa empowerment fund under the
9 34 authority of the director of the department of
9 35 education. Moneys credited to the account shall be
9 36 distributed by the department of education in the form
9 37 of grants to community empowerment areas pursuant to
9 38 criteria established by the Iowa board in accordance
9 39 with law.

9 40 3. An early childhood programs grant account is
9 41 created in the Iowa empowerment fund under the
9 42 authority of the director of human services. Moneys
9 43 credited to the account shall be distributed by the
9 44 department of human services in the form of grants to
9 45 community empowerment areas pursuant to criteria
9 46 established by the Iowa board in accordance with law.

9 47 Sec. 10. Section 135.106, subsection 3, Code
9 48 Supplement 1997, is amended to read as follows:

9 49 3. It is the intent of the general assembly to
9 50 provide communities with the discretion and authority
10 1 to redesign existing local programs and services
10 2 targeted at and assisting families expecting babies
10 3 and families with children who are newborn through
10 4 five years of age. The Iowa department of public
10 5 health, department of human services, department of
10 6 education, and other state agencies and programs, as
10 7 appropriate, shall provide technical assistance and
10 8 support to communities desiring to redesign their
10 9 local programs and shall facilitate the consolidation

10 10 of existing state funding appropriated and made
10 11 available to the community for family support
10 12 services. Funds which are consolidated in accordance
10 13 with this subsection shall be used to support the
10 14 redesigned service delivery system. In redesigning
10 15 services, communities are encouraged to implement a
10 16 single uniform family risk assessment mechanism and
10 17 shall demonstrate the potential for improved outcomes
10 18 for children and families. Requests by local
10 19 communities for the redesigning of services shall be
10 20 submitted to

~~and subject to joint approval of
the Iowa~~

10 21 department of public health, department of human
10 22 services, and department of education, and are subject
10 23 to the approval of the Iowa empowerment board in
10 24 consultation with the departments, based on the
10 25 innovation

~~zones~~

~~zone~~ principles established in
10 26 section 8A.2, Code 1997.
10 27 Sec. 11. Section 232.188, subsection 7, Code 1997,
10 28 is amended to read as follows:
10 29 7. The annual child welfare services plan
10 30 developed by a decategorization governance board
10 31 pursuant to subsection 2 shall be submitted to the
10 32 department and the

~~statewide decategorization and~~

10 33

~~family preservation committee~~
~~Iowa empowerment board.~~

10 34 In addition, the decategorization governance board
10 35 shall submit an annual progress report to the
10 36 department and the

~~committee~~

~~Iowa empowerment board~~

10 37 which summarizes the progress made toward attaining
10 38 the objectives contained in the plan. The progress
10 39 report shall serve as an opportunity for information
10 40 sharing and feedback.

10 41 Sec. 12. LEGISLATIVE FINDINGS AND INTENT.

10 42 1. The general assembly recognizes the significant
10 43 findings of brain research indicating that early
10 44 stimulation of the brain increases the learning
10 45 ability of a child. In order for children to be ready
10 46 for school by age five, it is the intent of the
10 47 general assembly that implementation of the provisions
10 48 of this Act will accomplish the following:

10 49 a. Foster collaboration among state agencies which
10 50 shall initially include the departments of human
11 1 services, education, and public health, and allow the
11 2 blending of these agencies' funding and other
11 3 resources.

11 4 b. Establish community empowerment areas with
11 5 broad community representation with the goal of
11 6 providing services collaboratively to children from
11 7 birth through five years of age for the purpose of
11 8 improving the quality of these children's lives.

11 9 2. It is the intent of the general assembly that
11 10 over time community empowerment areas will be
11 11 developed in every part of the state. It is

11 12 anticipated that as local empowerment areas evolve and
11 13 most effectively implement the provisions of this Act
11 14 in their areas, the initial structure for community
11 15 empowerment areas provided in this Act will be revised
11 16 by the Iowa empowerment board and by the general
11 17 assembly in order to best promote collaboration among
11 18 state and local education, health, and human services
11 19 programs.

11 20 3. It is the intent of the general assembly that
11 21 the duties of child welfare and juvenile justice
11 22 decategorization projects and innovation zones will
11 23 eventually be assumed by community empowerment areas.

11 24 Sec. 13. IOWA EMPOWERMENT BOARD. The Iowa
11 25 empowerment board shall adopt rules, arrange for
11 26 technical assistance, provide guidance, and take other
11 27 actions needed to assist the designation of community
11 28 empowerment areas and creation of community
11 29 empowerment boards and to enable the community
11 30 empowerment area boards to submit school ready
11 31 children grant plans in a timely manner for the
11 32 initial grants to be awarded and grant moneys to be
11 33 paid by October 1, 1998, in accordance with this Act.
11 34 The Iowa board shall submit to the governor and the
11 35 general assembly a proposed funding formula for
11 36 distribution of school ready children grant moneys as
11 37 necessary for statewide implementation of the grant
11 38 program for the fiscal year beginning July 1, 1999,
11 39 and subsequent fiscal years.

11 40 Sec. 14. INITIAL COMMUNITY EMPOWERMENT AREAS AND
11 41 BOARDS.

11 42 1. Notwithstanding section 7I.5, as enacted by
11 43 this Act, providing for the creation of community
11 44 empowerment area boards, for an area in which the
11 45 initial community empowerment area is an innovation
11 46 zone, one or more school districts, or a
11 47 decategorization project, the initial community
11 48 empowerment board shall be the innovation zone board,
11 49 representatives of the school board or boards, or the
11 50 decategorization governing board, as determined to be
12 1 appropriate by the Iowa empowerment board. In
12 2 addition to any members of the innovation zone board,
12 3 representatives of the school board or boards, or
12 4 decategorization governance board, the initial
12 5 community empowerment board shall include at a
12 6 minimum, representatives of school districts, county
12 7 boards of supervisors, cities, juvenile court
12 8 services, public health and human services
12 9 administrators in the community empowerment area, and
12 10 parents of children living in the area. If the
12 11 composition of the initial board does not comply with
12 12 the composition requirements of section 7I.5, the
12 13 board shall comply with the composition requirements
12 14 on or before June 30, 2000.

12 15 2. For an area which is not included in an
12 16 innovation zone or a decategorization project or for
12 17 an area desiring to be included in a different zone or
12 18 project, the area may by mutual agreement be included
12 19 in a community empowerment area created from an
12 20 innovation zone or a decategorization project.
12 21 Otherwise, the area shall comply with requirements for
12 22 designation of a community empowerment area adopted
12 23 for this purpose by the Iowa empowerment board.

12 24 Sec. 15. TRANSITION BOARD. For the period
12 25 beginning on the effective date of this Act and ending
12 26 December 1, 1998, when the governor shall have
12 27 completed the appointments to the Iowa empowerment
12 28 board, the duties of the Iowa empowerment board under

12 29 section 7I.3, as enacted by this Act, shall be
12 30 performed by a transition board consisting of the
12 31 directors of the departments of human services,
12 32 education, and public health, citizen members of the
12 33 innovation zone board created in section 8A.2, Code
12 34 1997, and the six ex officio, nonvoting legislative
12 35 members of the board.

12 36 Sec. 16. EMERGENCY RULES. The transition Iowa
12 37 empowerment board, as established by this Act, may
12 38 adopt emergency rules under section 17A.4, subsection
12 39 2, and section 17A.5, subsection 2, paragraph "b", to
12 40 implement the provisions of this Act and the rules
12 41 shall be effective immediately upon filing unless a
12 42 later date is specified in the rules. Any rules
12 43 adopted in accordance with this section shall also be
12 44 published as a notice of intended action as provided
12 45 in section 17A.4.

12 46 Sec. 17. FUNDING AUTHORIZATION. For the fiscal
12 47 year beginning July 1, 1998, and ending June 30, 1999,
12 48 the Iowa empowerment board may determine amounts of
12 49 appropriations and categorical program funding for the
12 50 programs listed in this section which can be
13 1 attributed to community empowerment areas and may
13 2 recommend that the appropriate department reallocate
13 3 the attributable portions to the community empowerment
13 4 areas which have applied for and are determined to be
13 5 eligible to receive the funding in the form of a
13 6 community empowerment grant. Eligibility shall be
13 7 limited to those community empowerment areas
13 8 determined by the Iowa empowerment board under section
13 9 7I.3, as enacted by this Act, to be eligible for an
13 10 advanced community empowerment area arrangement.
13 11 Subject to any federal limitations, the programs for
13 12 which funding may be reallocated under this section
13 13 are as follows:

- 13 14 1. Child day care.
- 13 15 2. At-risk programs for preschool children.
- 13 16 3. Head start programs.
- 13 17 4. Parent education programs.
- 13 18 5. Children's health programs.
- 13 19 6. Substance abuse assessment and referral.

13 20 Sec. 18. INITIAL APPOINTMENTS. The governor shall
13 21 make the initial citizen appointments to the Iowa
13 22 empowerment board created in section 7I.2, as enacted
13 23 in this Act, as follows:

- 13 24 1. Two members to a one-year term.
- 13 25 2. Three members to a two-year term.
- 13 26 3. Three members to a three-year term.

13 27 Sec. 19. Sections 8A.2 and 217.9A, Code 1997, are
13 28 repealed effective June 30, 1998.

13 29 Sec. 20. EFFECTIVE DATE. This Act, being deemed
13 30 of immediate importance, takes effect upon enactment."

13 31 #2. Title page, by striking lines 1 through 4 and
13 32 inserting the following: "An Act creating and
13 33 relating to an Iowa empowerment board, community
13 34 empowerment areas, and community empowerment area
13 35 boards, and providing an effective date."

13 36 [SF 2406H](#)

13 37 jp/pk/25