

House Amendment 1850

PAG LIN

1 1 Amend House File 909 as follows:
1 2 #1. Page 31, line 32, by inserting after the
1 3 figure <234.46.> the following: <Of the amount
1 4 allocated in this subsection, \$210,000 is transferred
1 5 and credited to the risk pool in the property tax
1 6 relief fund.>
1 7 #2. Page 36, line 13, by striking the figure
1 8 <5,367,652> and inserting the following: <5,273,361>.
1 9 #3. Page 36, line 19, by striking the figure
1 10 <6,540,101> and inserting the following: <6,409,501>.
1 11 #4. Page 36, line 25, by striking the figure
1 12 <9,606,542> and inserting the following: <9,358,177>.
1 13 #5. Page 36, line 31, by striking the figure
1 14 <1,522,598> and inserting the following: <1,339,216>.
1 15 #6. Page 42, line 14, by striking the figure
1 16 <16,001,927> and inserting the following:
1 17 <15,901,927>.
1 18 #7. Page 59, line 33, by inserting after the word
1 19 <year.> the following: <In addition, of the moneys
1 20 appropriated in this section that remain unencumbered
1 21 or unobligated at the close of the fiscal year,
1 22 \$250,000 shall be credited to the risk pool in the
1 23 property tax relief fund.>
1 24 #8. Page 70, by inserting after line 17 the
1 25 following:
1 26 <Sec. _____. RISK POOL. There is appropriated from
1 27 the general fund of the state to the department of
1 28 human services for the fiscal year beginning July 1,
1 29 2007, and ending June 30, 2008, the following amount,
1 30 or so much thereof as is necessary, to be used for the
1 31 purposes designated:
1 32 To be credited to the risk pool in the property tax
1 33 relief fund for distribution in accordance with
1 34 section 426B.5, subsection 2:
1 35 \$ 756,638>
1 36 #9. Page 74, by inserting after line 13 the
1 37 following:
1 38 <1B. There is appropriated from the general fund
1 39 of the state to the department of human services for
1 40 the fiscal year beginning July 1, 2007, and ending
1 41 June 30, 2008, the following amount, or so much
1 42 thereof as is necessary, to be used for the purpose
1 43 designated:
1 44 For distribution to counties that meet the
1 45 requirements of this subsection:
1 46 \$ 12,000,000
1 47 a. To be eligible to receive an allocation under
1 48 this subsection, a county must meet the following
1 49 requirements:
1 50 (1) The county is levying for the maximum amount
2 1 allowed for the county's mental health, mental
2 2 retardation, and developmental disabilities services
2 3 fund under section 331.424A for taxes due and payable
2 4 in the fiscal year beginning July 1, 2007, or the
2 5 county is levying for at least 90 percent of the
2 6 maximum amount allowed for the county's services fund
2 7 and that levy rate is more than \$2 per \$1,000 of the
2 8 assessed value of all taxable property in the county.
2 9 (2) In the fiscal year beginning July 1, 2006, the
2 10 county's mental health, mental retardation, and
2 11 developmental disabilities services fund ending
2 12 balance under generally accepted accounting principles
2 13 was equal to or less than 15 percent of the county's
2 14 actual gross expenditures for that fiscal year.
2 15 b. A county's allocation of the amount
2 16 appropriated in this subsection shall be determined
2 17 based upon the county's proportion of the general
2 18 population of the counties eligible to receive an
2 19 allocation under this subsection. The most recent
2 20 population estimates issued by the United States
2 21 bureau of the census shall be applied in determining
2 22 population for the purposes of this paragraph.
2 23 c. The allocations made pursuant to this
2 24 subsection are subject to the distribution provisions

2 25 and withholding requirements established in this
2 26 section for the county mental health, mental
2 27 retardation, and developmental disabilities allowed
2 28 growth factor adjustment for the fiscal year beginning
2 29 July 1, 2007.>

2 30 #10. Page 77, by striking lines 21 through 26.

2 31 #11. Page 77, by inserting after line 27 the
2 32 following:

2 33 <DIVISION ____
2 34 MH/MR/DD DATA REPORTING
2 35 == RISK POOL ASSISTANCE

2 36 Sec. ____ Section 225C.6A, subsection 2, paragraph
2 37 c, Code 2007, is amended by adding the following new
2 38 subparagraph:

2 39 NEW SUBPARAGRAPH. (3) Each county shall report to
2 40 the department annually on or before December 1, for
2 41 the preceding fiscal year the following information
2 42 for each individual served: demographic information,
2 43 expenditure data, and data concerning the services and
2 44 other support provided to each individual, as
2 45 specified in administrative rule adopted by the
2 46 commission.

2 47 Sec. ____ Section 331.439, subsection 1, paragraph
2 48 a, Code 2007, is amended to read as follows:

2 49 a. The county accurately reported by December 1
2 50 the county's expenditures for mental health, mental
3 1 retardation, and developmental disabilities services
3 2 and the information required under section 225C.6A,
3 3 subsection 2, paragraph "c", for the previous fiscal
3 4 year on forms prescribed by rules adopted by the
3 5 department of human services state commission.

3 6 Sec. ____ Section 426B.5, subsection 2, Code 2007,
3 7 is amended to read as follows:

3 8 2. RISK POOL.

3 9 a. For the purposes of this subsection, unless the
3 10 context otherwise requires+

3 11 ~~(1) "Net expenditure amount" means a county's~~
3 12 ~~gross expenditures from the services fund for a fiscal~~
3 13 ~~year as adjusted by subtracting all services fund~~
3 14 ~~revenues for that fiscal year that are received from a~~
3 15 ~~source other than property taxes, as calculated on a~~
3 16 ~~modified accrual basis.~~

3 17 ~~(2) "Services "services fund" means a county's~~
3 18 ~~mental health, mental retardation, and developmental~~
3 19 ~~disabilities services fund created in section~~
3 20 ~~331.424A.~~

3 21 b. A risk pool is created in the property tax
3 22 relief fund. The pool shall consist of the moneys
3 23 credited to the pool by law.

3 24 c. A risk pool board is created. The board shall
3 25 consist of two county supervisors, two county
3 26 auditors, a member of the mental health, mental
3 27 retardation, developmental disabilities, and brain
3 28 injury commission who is not a member of a county
3 29 board of supervisors, a member of the county finance
3 30 committee created in chapter 333A who is not an
3 31 elected official, a representative of a provider of
3 32 mental health or developmental disabilities services
3 33 selected from nominees submitted by the Iowa
3 34 association of community providers, and two central
3 35 point of coordination process administrators, all
3 36 appointed by the governor, and one member appointed by
3 37 the director of human services. All members appointed
3 38 by the governor shall be subject to confirmation by
3 39 the senate. Members shall serve for three-year terms.
3 40 A vacancy shall be filled in the same manner as the
3 41 original appointment. Expenses and other costs of the
3 42 risk pool board members representing counties shall be
3 43 paid by the county of origin. Expenses and other
3 44 costs of risk pool board members who do not represent
3 45 counties shall be paid from a source determined by the
3 46 governor. Staff assistance to the board shall be
3 47 provided by the department of human services and
3 48 counties. Actuarial expenses and other direct
3 49 administrative costs shall be charged to the pool.

3 50 d. ~~(1) A county must apply to the risk pool board~~
4 1 ~~for assistance from the risk pool on or before January~~
4 2 ~~25 to cover an unanticipated net expenditure amount in~~
4 3 ~~excess of the county's current fiscal year budgeted~~
4 4 ~~net expenditure amount for the county's services fund.~~
4 5 The risk pool board shall make its final decisions on

4 6 or before February 25 regarding acceptance or
4 7 rejection of the applications for assistance and the
4 8 total amount accepted shall be considered obligated.
4 9 ~~For purposes of applying for risk pool assistance and~~
4 10 ~~for repaying unused risk pool assistance, the current~~
4 11 ~~fiscal year budgeted net expenditure amount shall be~~
4 12 ~~deemed to be the higher of either the budgeted net~~
4 13 ~~expenditure amount in the management plan approved~~
4 14 ~~under section 331.439 for the fiscal year in which the~~
4 15 ~~application is made or the prior fiscal year's net~~
4 16 ~~expenditure amount.~~

4 17 (2) e. Basic eligibility for risk pool assistance
4 18 shall require a projected net expenditure amount in
4 19 excess of the sum of one hundred five percent of the
4 20 county's current fiscal year budgeted net expenditure
4 21 amount and any amount of the county's prior fiscal
4 22 year ending fund balance in excess of twenty-five
4 23 percent of the county's gross expenditures from the
4 24 services fund in the prior fiscal year. However, if a
4 25 county's services fund ending balance in the previous
4 26 fiscal year was less than ten percent of the amount of
4 27 the county's gross expenditures from the services fund
4 28 for that fiscal year and the county has a projected
4 29 net expenditure amount for the current fiscal year
4 30 that is in excess of one hundred one percent of the
4 31 budgeted net expenditure amount for the current fiscal
4 32 year, the county shall be considered to have met the
4 33 basic eligibility requirement and is qualified for
4 34 risk pool assistance. requires that a county meet all
4 35 of the following conditions:

4 36 (1) The county is in compliance with the
4 37 requirements of section 331.439.

4 38 (2) The county levied the maximum amount allowed
4 39 for the county's services fund under section 331.424A
4 40 for the fiscal year of application for risk pool
4 41 assistance.

4 42 (3) At the close of the fiscal year that
4 43 immediately preceded the fiscal year of application,
4 44 the county's services fund ending balance under
4 45 generally accepted accounting principles was equal to
4 46 or less than twenty percent of the county's actual
4 47 gross expenditures for that fiscal year.

4 48 (3) f. The board shall review the fiscal year-end
4 49 financial records for all counties that are granted
4 50 risk pool assistance. If the board determines a
5 1 county's actual need for risk pool assistance was less
5 2 than the amount of risk pool assistance granted to the
5 3 county, the county shall refund the difference between
5 4 the amount of assistance granted and the actual need.
5 5 The county shall submit the refund within thirty days
5 6 of receiving notice from the board. Refunds shall be
5 7 credited to the risk pool.

5 8 (4) ~~A county receiving risk pool assistance in a~~
5 9 ~~fiscal year in which the county did not levy the~~
5 10 ~~maximum amount allowed for the county's services fund~~
5 11 ~~under section 331.424A shall be required to repay the~~
5 12 ~~risk pool assistance during the two succeeding fiscal~~
5 13 ~~years. The repayment amount shall be limited to the~~
5 14 ~~amount by which the actual amount levied was less than~~
5 15 ~~the maximum amount allowed, with at least fifty~~
5 16 ~~percent due in the first succeeding fiscal year and~~
5 17 ~~the remainder due in the second succeeding fiscal~~
5 18 ~~year.~~

5 19 (5) g. The board shall determine application
5 20 requirements to ensure prudent use of risk pool
5 21 assistance. The board may accept or reject an
5 22 application for assistance in whole or in part. The
5 23 decision of the board is final.

5 24 (6) h. The total amount of risk pool assistance
5 25 shall be limited to the amount available in the risk
5 26 pool for a fiscal year. ~~if the total amount of~~
5 27 ~~eligible assistance exceeds the amount available in~~
5 28 ~~the risk pool, the amount of assistance paid shall be~~
5 29 ~~prorated among the counties eligible for assistance.~~
5 30 ~~Moneys remaining unexpended or unobligated in the risk~~
5 31 ~~pool following the risk pool board's decisions made~~
5 32 ~~pursuant to subparagraph (1) shall be distributed to~~
5 33 ~~the counties eligible to receive funding from the~~
5 34 ~~allowed growth factor adjustment appropriation for the~~
5 35 ~~fiscal year using the distribution methodology~~
5 36 ~~applicable to that appropriation. A county shall not~~

5 37 receive more than forty percent of the amount
5 38 available in the risk pool for a fiscal year. Any
5 39 unobligated balance in the risk pool at the close of a
5 40 fiscal year shall remain in the risk pool for
5 41 distribution in the succeeding fiscal year.

5 42 e- i. A county may apply for preapproval for risk
5 43 pool assistance based upon an individual who has an
5 44 unanticipated disability condition with an exceptional
5 45 cost and the individual is either new to the county's
5 46 service system or the individual's unanticipated
5 47 disability condition is new to the individual.
5 48 Whether for a preapproval or regular application, risk
5 49 pool assistance shall only be made available to
5 50 address one or more of the following circumstances:

6 1 (1) Continuing support for mandated services.

6 2 (2) Avoiding the need for reduction or elimination
6 3 of critical services when the reduction or elimination
6 4 places consumers' health or safety at risk.

6 5 (3) Avoiding the need for reduction or elimination
6 6 of critical emergency services when the reduction or
6 7 elimination places the public's health or safety at
6 8 risk.

6 9 (4) Avoiding the need for reduction or elimination
6 10 of the services or other support provided to entire
6 11 disability populations.

6 12 (5) Avoiding the need for reduction or elimination
6 13 of services or other support that maintain consumers
6 14 in a community setting, creating a risk that the
6 15 consumers would be placed in more restrictive, higher
6 16 cost settings.

6 17 f- j. The department of human services shall
6 18 annually calculate the amount of moneys due to
6 19 eligible counties in accordance with the board's
6 20 decisions and that amount is appropriated from the
6 21 risk pool to the department for payment of the moneys
6 22 due. The department shall authorize the issuance of
6 23 warrants payable to the county treasurer for the
6 24 amounts due and the warrants shall be issued before
6 25 the close of the fiscal year.

6 26 g- k. On or before March 1 and September 1 of
6 27 each fiscal year, the department of human services
6 28 shall provide the risk pool board with a report of the
6 29 financial condition of each funding source
6 30 administered by the board. The report shall include
6 31 but is not limited to an itemization of the funding
6 32 source's balances, types and amount of revenues
6 33 credited, and payees and payment amounts for the
6 34 expenditures made from the funding source during the
6 35 reporting period.

6 36 Sec. ____ INFORMATION TECHNOLOGY. The department
6 37 of human services shall meet with the Iowa state
6 38 association of counties to develop a joint proposal
6 39 addressing the information technology needed for
6 40 counties to comply with the data reporting
6 41 requirements applicable under this division. The joint
6 42 proposal shall be submitted to the chairpersons and
6 43 ranking members of the general assembly's committees
6 44 on human resources and the joint appropriations
6 45 subcommittee on health and human services by November
6 46 15, 2007.

6 47 Sec. ____ EMERGENCY RULES. The mental health,
6 48 mental retardation, developmental disabilities, and
6 49 brain injury commission may adopt administrative rules
6 50 under section 17A.4, subsection 2, and section 17A.5,
7 1 subsection 2, paragraph "b", to implement the
7 2 provisions of this division of this Act and the rules
7 3 shall become effective immediately upon filing or on a
7 4 later effective date specified in the rules, unless
7 5 the effective date is delayed by the administrative
7 6 rules review committee. Any rules adopted in
7 7 accordance with this section shall not take effect
7 8 before the rules are reviewed by the administrative
7 9 rules review committee. The delay authority provided
7 10 to the administrative rules review committee under
7 11 section 17A.4, subsection 5, and section 17A.8,
7 12 subsection 9, shall be applicable to a delay imposed
7 13 under this section, notwithstanding a provision in
7 14 those sections making them inapplicable to section
7 15 17A.5, subsection 2, paragraph "b". Any rules adopted
7 16 in accordance with the provisions of this section
7 17 shall also be published as notice of intended action

7 18 as provided in section 17A.4.
7 19 Sec. _____. EFFECTIVE DATE == RETROACTIVE
7 20 APPLICABILITY. This division of this Act, being
7 21 deemed of immediate importance, takes effect upon
7 22 enactment and is retroactively applicable to December
7 23 1, 2006, and is applicable on and after that date for
7 24 information collected by a county as of that date. A
7 25 county that has not submitted the data specified in
7 26 section 225C.6A for the preceding fiscal year as of
7 27 the effective date of this division, shall submit the
7 28 data within twenty-five business days of the effective
7 29 date of the rules adopted to implement the provisions
7 30 of this division. Unless the department approves an
7 31 exception for good cause, if a county does not submit
7 32 the data specified within the required time period,
7 33 the county is subject to withholding of the county's
7 34 state payment for property tax relief and allowed
7 35 growth factor adjustment for the fiscal year beginning
7 36 July 1, 2007.

7 37 DIVISION _____
7 38 MENTAL HEALTH SERVICES SYSTEM IMPROVEMENT
7 39 Sec. _____. NEW SECTION. 225C.6B MENTAL HEALTH
7 40 SERVICES SYSTEM IMPROVEMENT == LEGISLATIVE INTENT ==
7 41 PLANNING AND IMPLEMENTATION.

7 42 1. INTENT.
7 43 a. The general assembly intends for the state to
7 44 implement a comprehensive, continuous, and integrated
7 45 state mental health services plan in accordance with
7 46 the requirements of sections 225C.4 and 225C.6 and
7 47 other provisions of this chapter, by increasing the
7 48 department's responsibilities in the development,
7 49 funding, oversight, and ongoing leadership of mental
7 50 health services in this state.

8 1 b. In order to further the purposes listed in
8 2 sections 225C.1 and 225C.27 and in other provisions of
8 3 this chapter, the general assembly intends that
8 4 efforts focus on the goal of making available a
8 5 comprehensive array of high-quality, evidence-based
8 6 consumer and family-centered mental health services
8 7 and other support in the least restrictive,
8 8 community-based setting appropriate for a consumer.

8 9 c. In addition, it is the intent of the general
8 10 assembly to promote policies and practices that
8 11 achieve for consumers the earliest possible detection
8 12 of mental health problems and early intervention; to
8 13 stress that all health care programs address mental
8 14 health disorders with the same urgency as physical
8 15 health disorders; to promote the policies of all
8 16 public programs that serve adults and children with
8 17 mental disorders, including but not limited to child
8 18 welfare, Medicaid, education, housing, criminal and
8 19 juvenile justice, substance abuse treatment, and
8 20 employment services; to consider the special mental
8 21 health needs of adults and children; and to promote
8 22 recovery and resiliency as expected outcomes for all
8 23 consumers.

8 24 2. PLANNING AND IMPLEMENTATION. In order to build
8 25 upon the partnership between the state and counties in
8 26 providing mental health and disability services in the
8 27 state, the workgroups established for purposes of this
8 28 subsection shall engage equal proportions representing
8 29 the department, counties, and service providers. The
8 30 county and provider representatives shall be appointed
8 31 by the statewide associations representing counties
8 32 and community providers. In addition, each workgroup
8 33 shall include a representative of the commission, the
8 34 mental health planning and advisory council,
8 35 consumers, and a statewide advocacy organization. A
8 36 workgroup shall be established for each of the
8 37 following tasks provided for in this subsection:
8 38 alternative distribution formulas, community mental
8 39 health center plan, core mental health services, and
8 40 the two comprehensive plan items. The division shall
8 41 perform all of the following tasks in taking steps to
8 42 improve the mental health services system for adults
8 43 and children in this state:

8 44 a. ALTERNATIVE DISTRIBUTION FORMULAS. Identify
8 45 alternative formulas for distributing mental health,
8 46 mental retardation, and developmental disabilities
8 47 allowed growth factor adjustment funding to counties.
8 48 The alternative formulas shall provide methodologies

8 49 that, as compared to the current methodologies, are
8 50 more readily understood, better reflect the needs for
9 1 services, respond to utilization patterns, acknowledge
9 2 historical county spending, and address disparities in
9 3 funding and service availability. The formulas shall
9 4 serve to strengthen the partnership between the
9 5 department and counties in the state's services
9 6 system. The division may engage assistance from
9 7 expert consultants with experience with funding
9 8 allocation systems as necessary to evaluate options.
9 9 The department shall report with findings and
9 10 recommendations to the commission on or before
9 11 November 1, 2007, and shall review and make
9 12 recommendations to the department on or before
9 13 December 1, 2007. The department shall submit the
9 14 final report to the chairpersons and ranking members
9 15 of the general assembly's committees on human
9 16 resources and the joint appropriations subcommittee on
9 17 health and human services, and to associated
9 18 legislative staff, on or before January 31, 2008.

9 19 b. COMMUNITY MENTAL HEALTH CENTER PLAN. Prepare a
9 20 phased plan for increasing state responsibility for
9 21 and oversight of mental health services provided by
9 22 community mental health centers and the providers
9 23 approved to fill the role of a center. The plan shall
9 24 provide for an initial implementation date of July 1,
9 25 2008. The plan shall be submitted to the commission
9 26 on or before October 1, 2007. The commission shall
9 27 review the plan and provide comments to the department
9 28 on or before November 1, 2007. The plan shall be
9 29 submitted to the governor and general assembly on or
9 30 before January 31, 2008. The department shall ensure
9 31 that key stakeholders are engaged in the planning
9 32 process, including but not limited to the commission,
9 33 mental health services providers, individuals with
9 34 expertise in the delivery of mental health services,
9 35 youth and adult consumers, family members of
9 36 consumers, advocacy organizations, and counties.

9 37 c. CORE MENTAL HEALTH SERVICES. Identify core
9 38 mental health services to be offered in each area of
9 39 the state by community mental health centers and core
9 40 services agency providers. The workgroup for this
9 41 task shall be established no later than August 1,
9 42 2007. The core services shall be designed to address
9 43 the needs of target populations identified by the
9 44 workgroup and the services may include but are not
9 45 limited to emergency services, school-based mental
9 46 health services, short-term counseling, prescreening
9 47 for those subject to involuntary treatment orders, and
9 48 evidence-based practices. The division shall submit
9 49 to the commission on or before October 1, 2007,
9 50 proposed administrative rules and legislation to amend
10 1 chapter 230A as necessary to implement the core
10 2 services beginning July 1, 2008. The commission shall
10 3 review and revise the proposed administrative rules
10 4 and shall adopt the administrative rules after the
10 5 general assembly has reviewed and approved the
10 6 proposal. The proposals shall be submitted to the
10 7 general assembly for review on or before January 31,
10 8 2008.

10 9 d. MENTAL HEALTH AND CORE SERVICE AGENCY STANDARDS
10 10 AND ACCREDITATION. Identify standards for
10 11 accreditation of core services agencies that are not a
10 12 community mental health center but may serve as a
10 13 provider approved to fill the role of a center. Such
10 14 core services agencies could be approved to provide
10 15 core mental health services for children and adults on
10 16 a regional basis. The standards shall be submitted to
10 17 the commission for review and recommendation on or
10 18 before December 1, 2007, and to the governor and
10 19 general assembly on or before January 31, 2008.

10 20 e. CO-OCCURRING DISORDERS. The division and the
10 21 department of public health shall give priority to the
10 22 efforts underway to develop an implementation plan for
10 23 addressing co-occurring mental health and substance
10 24 abuse disorders in order to establish a comprehensive,
10 25 continuous, and integrated system of care for such
10 26 disorders. The division and the department of public
10 27 health shall participate in a policy academy on
10 28 co-occurring mental health and substance abuse
10 29 disorders as part of developing an implementation plan

10 30 for commission review by April 1, 2008. The
10 31 commission shall review and make recommendations on
10 32 the plan on or before May 1, 2008. The plan shall then
10 33 be submitted to the governor and general assembly on
10 34 or before June 1, 2008. The division may engage
10 35 experts in the field of co-occurring mental health and
10 36 substance abuse disorders to facilitate this planning
10 37 process.

10 38 f. EVIDENCE=BASED PRACTICES. Begin phased
10 39 implementation of evidence-based practices for mental
10 40 health services over a period of several years.

10 41 (1) Not later than October 1, 2007, in order to
10 42 provide a reasonable timeline for the implementation
10 43 of evidence-based practices with mental health and
10 44 disability services providers, the division shall
10 45 provide for implementation of two adult and two
10 46 children evidence-based practices per year over a
10 47 three-year period.

10 48 (2) The division shall develop a comprehensive
10 49 training program concerning such practices for
10 50 community mental health centers, state resource
11 1 centers and mental health institutes, and other
11 2 providers, in collaboration with the Iowa consortium
11 3 for mental health and mental health service providers.
11 4 The division shall consult with experts on behavioral
11 5 health workforce development regarding implementation
11 6 of the mental health and disability services training
11 7 and the curriculum and training opportunities offered.

11 8 (3) The department shall apply measures to ensure
11 9 appropriate reimbursement is available to all
11 10 providers for the implementation of mandated
11 11 evidence-based practices and request appropriate
11 12 funding for evidence-based practices from the governor
11 13 and general assembly as part of the implementation
11 14 plan. The implementation plan shall be submitted to
11 15 the governor and general assembly on or before January
11 16 31, 2008.

11 17 (4) The department shall provide the commission
11 18 with a plan for review to implement the provisions of
11 19 this paragraph "f".

11 20 g. COMPREHENSIVE PLAN.

11 21 (1) Complete a written plan describing the key
11 22 components of the state's mental health services
11 23 system, including the services addressed in this
11 24 subsection and those that are community-based, state
11 25 institution-based, or regional or state-based. The
11 26 plan shall incorporate the community mental health
11 27 center plan provisions implemented pursuant to this
11 28 subsection. The plan shall be submitted to the
11 29 commission on or before November 15, 2008, and to the
11 30 governor and general assembly on or before December
11 31 15, 2008.

11 32 (2) In addition, complete a written plan for the
11 33 department to assume leadership and to assign and
11 34 reassign significant financial responsibility for the
11 35 components of the mental health services system in
11 36 this state, including but not limited to the actions
11 37 needed to implement the provisions of this subsection
11 38 involving community mental health centers, core mental
11 39 health services, core services agencies, co-occurring
11 40 disorders, and evidence-based practices. The plan
11 41 shall include recommendations for funding levels,
11 42 payment methodologies for new and existing services,
11 43 and allocation changes necessary for the department to
11 44 assume significant financial responsibility for mental
11 45 health services. The plan shall be submitted to the
11 46 commission on or before November 15, 2008, and the
11 47 commission shall provide review and recommendations on
11 48 the plan to the department on or before December 15,
11 49 2008. The plan shall be submitted to the governor and
11 50 general assembly on or before January 15, 2009.

12 1 (3) The planning provisions of this paragraph
12 2 shall be directed toward the goal of strengthening the
12 3 partnership between the department and counties in the
12 4 state's services system.

12 5 DIVISION ____
12 6 DECATEGORIZATION PROJECT FUNDING
12 7 Sec. ____ 2005 Iowa Acts, chapter 175, section 16,
12 8 subsection 4, is amended by adding the following new
12 9 unnumbered paragraph:
12 10 NEW UNNUMBERED PARAGRAPH. Notwithstanding section

12 11 8.33, moneys in the allocations made in this
12 12 subsection or made from any other source for the
12 13 decategorization of the child welfare and juvenile
12 14 justice funding initiative under section 232.188 that
12 15 remain unencumbered or unobligated at the close of the
12 16 fiscal year beginning July 1, 2006, shall not revert
12 17 but shall remain available for expenditure for the
12 18 purposes allocated until the close of the succeeding
12 19 fiscal year. Priority for the moneys addressed in
12 20 this paragraph shall be given to services for children
12 21 with special needs such as mental health needs, sexual
12 22 abuse victims or offenders, and substance abuse. If
12 23 moneys addressed in this paragraph are used to support
12 24 services for children with special needs that were
12 25 previously provided under a county contract funded
12 26 from a county's mental health, mental retardation, and
12 27 developmental disabilities services fund under section
12 28 331.424A, a decategorization project may contract with
12 29 a provider of such services in place of the county
12 30 contract, notwithstanding any request for proposals
12 31 requirement otherwise applicable under section 8A.311.
12 32 Sec. ____ EFFECTIVE DATE. This division of this
12 33 Act, being deemed of immediate importance, takes
12 34 effect upon enactment.

12 35 DIVISION ____
12 36 COUNTY FUNDS

12 37 Sec. ____ Notwithstanding section 331.424A,
12 38 subsection 5, and section 331.432, subsection 3, for
12 39 the fiscal year beginning July 1, 2007, a county may
12 40 transfer moneys from other funds of the county to the
12 41 county's services fund created in section 331.424A.>
12 42 #12. Page 79, line 34, by striking the figure
12 43 <3,125,000> and inserting the following: <3,025,000>.
12 44 #13. Page 80, line 4, by striking the figure
12 45 <300,000> and inserting the following: <200,000>.
12 46 #14. Page 83, by inserting after line 28 the
12 47 following:

12 48 <4. MH/MR/DD RISK POOL
12 49 \$ 100,000

12 50 The funds appropriated in this subsection shall be
13 1 credited to the risk pool in the property tax relief
13 2 fund created in section 426B.1.>

13 3 #15. Page 97, line 31, by inserting after the word
13 4 <persons> the following: <with chronic mental
13 5 illness>.

13 6 #16. Page 97, line 33, by striking the word
13 7 <habilitation> and inserting the following: <such>.

13 8 #17. Page 97, line 34, by inserting after the word
13 9 <such> the following: <adult>.

13 10 #18. By renumbering as necessary.

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13 14 GAYMAN of Scott

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13 18 HEDDENS of Story

13 19 HF 909.519 82

13 20 jp/je/8596