

House File 2526

H-8459

- 1 Amend House File 2526 as follows:
2 1. Page 2, line 21, by striking <\$129,961> and
3 inserting <\$179,964>
4 2. Page 5, line 13, by striking <2,693,467> and
5 inserting <2,710,062>
6 3. Page 6, line 1, by striking <\$171,295> and
7 inserting <\$187,890>
8 4. Page 6, line 17, by striking <3,688,908> and
9 inserting <3,522,313>
10 5. Page 6, line 18, by striking <3.00> and
11 inserting <4.10>
12 6. Page 6, line 23, by striking <\$388,682> and
13 inserting <\$416,682>
14 7. Page 6, line 30, by striking <\$489,085> and
15 inserting <\$489,868>
16 8. Page 7, after line 11 by inserting:
17 <h. Of the funds appropriated in this subsection,
18 \$528,834 shall be used for the center for congenital
19 and inherited disorders central registry under section
20 144.13A, subsection 4, paragraph "a".
21 i. Of the funds appropriated in this subsection,
22 \$149,612 shall be used for the prescription drug
23 donation repository program created in chapter 135M.>
24 9. By striking page 9, line 33, through page 10,
25 line 9, and inserting <to assist in the continued
26 implementation.
27 (2) It is the intent of the general assembly that
28 a board of direct care workers shall be established
29 within the department of public health by July 1, 2014,
30 contingent upon the availability of funds to establish
31 and maintain the board.
32 (3) The direct care worker advisory council shall
33 submit an interim progress report no later than March
34 1, 2011, and a final report no later than March 1,
35 2012, to the governor and the general assembly, that
36 includes but is not limited to all of the following:
37 (a) Documenting the size of the direct care
38 workforce. The report shall provide the best estimates
39 of the size of the direct care workforce in Iowa by
40 identifying what workforce data is currently being
41 collected, who is currently collecting the data, the
42 gaps in existing data, and the collection methods
43 necessary to address such gaps.
44 (b) Identifying the information management system
45 required to facilitate credentialing of direct care
46 workers and estimating the costs of development and
47 maintenance of the system.
48 (c) Reporting the results of any pilot relating
49 to and evaluating the recommendations of the advisory
50 council that address direct care worker training and

1 curricula.

2 (d) Describing activities relating to developing
3 and delivering an education and outreach campaign to
4 direct care workers and other stakeholders regarding
5 strategies to increase the professionalism of the
6 direct care workforce. The goals of such education
7 and outreach campaign are to bring greater stability
8 to the workforce and meet the needs of direct care
9 workers that exist due to the growth in Iowa's aging
10 and persons with disabilities populations.

11 (e) Making recommendations regarding the functions
12 and composition of the board of direct care workers,
13 the definitions of and categories for credentialing
14 direct care workers, for deeming the experience
15 level of members of the existing workforce to be
16 the equivalent of other credentials, the form
17 of credentialing to be used, the timeframe for
18 credentialing of direct care workers, and the estimated
19 costs of establishing and maintaining board operations
20 and the methods to be used to fund and sustain such
21 operations.

22 (4) The department of public health shall report to
23 the persons designated in this Act for submission of
24 reports regarding use of the funds allocated in this
25 lettered paragraph, on or before January 15, 2011.>

26 10. Page 10, by striking lines 16 through 18 and
27 inserting:

28 <(2) Of the funds appropriated in this subsection,
29 \$63,000 shall be used to provide scholarships or other
30 forms of subsidized direct care worker educational
31 conferences, training, or outreach activities.>

32 11. Page 15, by striking line 20 and inserting <The
33 funds appropriated in this subsection>

34 12. Page 17, line 3, after <13.> by inserting <a.>

35 13. Page 17, by striking lines 16 through 24 and
36 inserting <be used in the following priority order:
37 continuation of the grant addressed in paragraph "b",
38 the family investment program for the fiscal year, and
39 for state child care assistance program payments for
40 individuals enrolled in the family investment program
41 who are employed. The federal funds appropriated
42 in this paragraph "a" shall be expended only after
43 all other funds appropriated in subsection 1 for the
44 assistance under the family investment program under
45 chapter 239B have been expended.

46 b. (1) Of the funds appropriated in paragraph
47 "a", \$200,000 shall be used for continuation of a
48 grant to an Iowa-based nonprofit organization with a
49 history of providing tax preparation assistance to
50 low-income Iowans in order to expand the usage of the

1 earned income tax credit. The purpose of the grant is
2 to supply this assistance to underserved areas of the
3 state. The grant shall be provided to an organization
4 that has existing national foundation support for
5 supplying such assistance that can also secure local
6 charitable match funding.

7 (2) The general assembly supports efforts by the
8 organization receiving funding under this lettered
9 paragraph to create a statewide earned income tax
10 credit and asset-building coalition to achieve both of
11 the following purposes:

12 (a) Expanding the usage of the tax credit through
13 new and enhanced outreach and marketing strategies,
14 as well as identifying new local sites and human and
15 financial resources.

16 (b) Assessing and recommending various strategies
17 for Iowans to develop assets through savings,
18 individual development accounts, financial literacy,
19 antipredatory lending initiatives, informed home
20 ownership, use of various forms of support for work,
21 and microenterprise business development targeted to
22 persons who are self-employed or have fewer than five
23 employees.>

24 14. Page 17, line 25, by striking <b.> and
25 inserting <c.>

26 15. Page 17, by striking lines 29 through 32 and
27 inserting:

28 <d. (1) To the extent other federal funding is not
29 available for summer youth programs administered by
30 the department of workforce development and provided
31 the match requirement is met through the employment
32 programs, in addition to the amount appropriated in
33 paragraph "a", funding is appropriated from the same
34 source and for the same fiscal year addressed in
35 paragraph "a", to the department of human services
36 to be used for summer youth employment programs
37 administered by the department of workforce development
38 for the fiscal year beginning July 1, 2010, in
39 accordance with the requirements of this lettered
40 paragraph.>

41 16. Page 23, line 14, by striking <11,827,414> and
42 inserting <11,877,414>

43 17. Page 30, after line 26 by inserting:

44 <___. The department of human services shall
45 convene a workgroup with the department of inspections
46 and appeals, county central point of coordination
47 administrators, affected service providers, and
48 other appropriate interests in reviewing the various
49 regulatory requirements applicable to providers of
50 mental health and disability services paid under

1 this and other appropriations. The review shall
2 encompass federal, state, and professional requirements
3 applicable to the providers. The workgroup shall
4 identify opportunities for streamlining regulatory
5 requirements, increasing public access to cost,
6 quality, and outcomes information within the system,
7 and increasing compliance with applicable federal
8 health, safety, and accountability provisions. The
9 workgroup shall hold two meetings and submit a report
10 on or before December 15, 2010, to the persons
11 designated by this Act for submission of reports.>

12 18. Page 35, after line 29 by inserting:

13 <Sec. . EDUCATIONAL EXPENSES AT
14 INSTITUTIONS. There is appropriated from the
15 general fund of the state to the department of human
16 services for the fiscal year beginning July 1, 2010,
17 and ending June 30, 2011, the following amount, or
18 so much thereof as is necessary, to be used for the
19 purposes designated:

20 For distribution to licensed classroom teachers at
21 institutions under the control of the department of
22 human services based upon the average student yearly
23 enrollment at each institution as determined by the
24 department of human services:

25 \$ 103,950>

26 19. Page 41, line 27, by striking <\$300,000> and
27 inserting <\$925,306>

28 20. Page 44, line 33, after <services.> by
29 inserting <As part of the review, the department
30 shall consult with stakeholders concerning developing
31 subacute mental health care options at the institutes.>

32 21. Page 50, line 6, by striking <53,107,624> and
33 inserting <53,207,624>

34 22. Page 51, by striking lines 12 through 15 and
35 inserting <the director of the Iowa plan, the executive
36 director of the coalition of family and children's
37 services in Iowa, three remedial services providers
38 designated by the executive director of the coalition,
39 and a>

40 23. Page 53, lines 14 and 15, by striking
41 <independent laboratories,>

42 24. Page 53, after line 18 by inserting:

43 dd. For the fiscal year beginning July 1, 2010,
44 independent laboratories shall be reimbursed using the
45 same methodology in effect on June 30, 2010.

46 25. Page 54, line 1, after <249A.31> by inserting
47 <subject to the rate limitations specified in executive
48 order number 19 issued October 8, 2009>

49 26. Page 54, line 26, by striking <semiannual> and
50 inserting <annual>

1 27. Page 59, by striking line 25 and inserting:
2 <TRANSFORMATION ACCOUNT, MEDICAID FRAUD ACCOUNT,
3 QUALITY ASSURANCE TRUST FUND, AND UNDERGROUND STORAGE
4 TANK FUND>

5 28. Page 62, line 7, by striking <To> and inserting
6 <Notwithstanding any provision of law to the contrary,
7 to>

8 29. Page 64, line 6, by striking <college of
9 medicine> and inserting <physicians faculty practice
10 plan>

11 30. Page 66, after line 19 by inserting:
12 <Notwithstanding any provision of law to the
13 contrary, the amount appropriated in this subsection
14 shall be distributed based on claims submitted,
15 adjudicated, and paid by the Iowa Medicaid enterprise.
16 Once the entire amount appropriated in this subsection
17 has been distributed, claims shall continue to
18 be submitted and adjudicated by the Iowa Medicaid
19 enterprise; however, no payment shall be made based
20 upon such claims.>

21 31. Page 68, after line 19 by inserting:
22 <Sec. ____ . QUALITY ASSURANCE TRUST FUND —
23 DEPARTMENT OF HUMAN SERVICES. Notwithstanding
24 any provision to the contrary and subject to the
25 availability of funds, there is appropriated from the
26 quality assurance trust fund created in section 249L.4
27 to the department of human services for the fiscal year
28 beginning July 1, 2010, and ending June 30, 2011, the
29 following amounts, or so much thereof as is necessary
30 for the purposes designated:

31 To supplement the appropriation made in this Act
32 from the general fund of the state to the department of
33 human services for medical assistance:

34 \$ 8,500,000

35 1. Funds appropriated in this section shall be used
36 for nursing facility reimbursement under the medical
37 assistance program in accordance with the nursing
38 facility reimbursement provisions of division IV of
39 this Act, to continue application of the administrative
40 rules changes relating to nursing facility
41 reimbursement and payment procedures made pursuant to
42 2010 Iowa Acts, Senate File 2366, if enacted, for the
43 fiscal year beginning July 1, 2010, and ending June
44 30, 2011, and to restore the 5 percent reduction made
45 in nursing facility reimbursement in accordance with
46 executive order number 19 issued October 8, 2009.

47 2. The costs associated with the implementation of
48 this section shall be funded exclusively through moneys
49 appropriated from the quality assurance trust fund,
50 and shall result in budget neutrality to the general

1 fund of the state for the fiscal year beginning July 1,
2 2010, and ending June 30, 2011.

3 Sec. ____ . IOWA COMPREHENSIVE PETROLEUM UNDERGROUND
4 STORAGE TANK FUND. There is appropriated from the Iowa
5 comprehensive petroleum underground storage tank fund
6 created in section 455G.3 to the following designated
7 departments for the fiscal year beginning July 1, 2010,
8 and ending June 30, 2011, the following amounts, or
9 so much thereof as is necessary, to be used for the
10 purposes designated, notwithstanding section 455G.3,
11 subsection 1:

12 1. To the department of public health for:

13 a. Addictive disorders:

14 \$ 500,000

15 The funds appropriated in this paragraph shall be
16 used for substance abuse treatment and prevention.

17 b. Chronic conditions:

18 \$ 35,000

19 (1) Of the funds appropriated in this paragraph,
20 \$20,000 shall be used for grants to individual patients
21 who have phenylketonuria (PKU) to assist with the costs
22 of necessary special foods.

23 (2) Of the funds appropriated in this paragraph
24 \$15,000 shall be used for child health specialty
25 clinics.

26 c. Public protection:

27 \$ 100,000

28 Of the funds appropriated in this paragraph,
29 \$100,000 shall be used for the state poison control
30 center.

31 2. To the department of human services for:

32 a. Child and family services:

33 \$ 925,000

34 (1) Of the funds appropriated in this paragraph,
35 \$600,000 shall be used for the purposes of juvenile
36 delinquent graduated sanction services.

37 (2) Of the funds appropriated in this paragraph,
38 \$200,000 shall be allocated to a county with a
39 population of more than 300,000 to be used for
40 continuation of a grant to support child care center
41 services provided to children with mental, physical,
42 or emotional challenges in order for the children to
43 remain in a home or family setting.

44 (3) Of the funds appropriated in this paragraph,
45 \$25,000 shall be used for the public purpose of
46 providing a grant to a child welfare services provider
47 headquartered in a county with a population between
48 189,000 and 196,000 in the latest preceding certified
49 federal census that provides multiple services
50 including but not limited to a psychiatric medical

1 institution for children, shelter, residential
2 treatment, after school programs, school-based
3 programming, and an Asperger's syndrome program, to
4 be used for support services for children with autism
5 spectrum disorder and their families.

6 (4) Of the funds appropriated in this section,
7 \$100,000 shall be used for a one-time grant to support
8 startup costs for a child protection center to be
9 operated in a hospital in a county in northeast
10 Iowa with a population between 120,000 and 135,000.
11 Population numbers used in this subsection are from the
12 latest preceding certified federal census.

13 b. Family support subsidy:
14 \$ 100,000

15 The funds appropriated in this paragraph shall be
16 used for the family support center component of the
17 comprehensive family support program under section
18 225C.47.

19 c. Child support recovery:
20 \$ 250,000

21 d. Juvenile institutions:
22 \$ 600,000

23 (1) Of the funds appropriated in this paragraph,
24 \$200,000 shall be used for operation of the Iowa
25 juvenile home at Toledo.

26 (2) Of the funds appropriated in this paragraph,
27 \$400,000 shall be used for operation of the state
28 training school at Eldora.

29 e. Mental health institutes:
30 \$ 350,000

31 (1) Of the funds appropriated in this paragraph,
32 \$100,000 shall be used for the state mental health
33 institute at Cherokee.

34 (2) Of the funds appropriated in this paragraph,
35 \$100,000 shall be used for the state mental health
36 institute at Clarinda.

37 (3) Of the funds appropriated in this paragraph,
38 \$100,000 shall be used for the state mental health
39 institute at Independence.

40 (4) Of the funds appropriated in this paragraph,
41 \$50,000 shall be used for the state mental health
42 institute at Mount Pleasant.

43 f. MI/MR/DD state cases:
44 \$ 1,000,000

45 g. Sexually violent predators:
46 \$ 800,000

47 h. Field operations:
48 \$ 2,340,000>

49 32. Page 72, by striking lines 32 and 33 and
50 inserting <by the department shall be credited to the

1 property tax relief fund and distributed as additional
2 funding for the fiscal year beginning July 1, 2010,
3 in accordance with the formula provisions in this
4 section.>

5 33. Page 73, by striking lines 15 and 16 and
6 inserting <However, for a county that is subject to
7 this subparagraph, the amount withheld>

8 34. Page 77, after line 25 by inserting:

9 <GENERAL FUND ADDICTIVE DISORDERS — TOBACCO USE
10 PREVENTION AND CONTROL INITIATIVE

11 Sec. _____. 2009 Iowa Acts, chapter 182, section 2,
12 subsection 1, paragraph a, is amended by adding the
13 following new subparagraph:

14 NEW SUBPARAGRAPH. (3) Notwithstanding section
15 8.33, moneys allocated in this paragraph "a" that
16 remain unencumbered or unobligated at the close of the
17 fiscal year shall not revert but shall remain available
18 for expenditure for the purposes designated until the
19 close of the succeeding fiscal year.>

20 35. Page 80, after line 13 by inserting:

21 <HEALTH CARE TRUST FUND ADDICTIVE DISORDERS — TOBACCO
22 USE PREVENTION AND CONTROL INITIATIVE

23 Sec. _____. 2009 Iowa Acts, chapter 182, section 60,
24 subsection 1, paragraph b, is amended by adding the
25 following new unnumbered paragraph:

26 NEW UNNUMBERED PARAGRAPH. Notwithstanding section
27 8.33, moneys allocated in this paragraph "b" that
28 remain unencumbered or unobligated at the close of the
29 fiscal year shall not revert but shall remain available
30 for expenditure for the purposes designated until the
31 close of the succeeding fiscal year.

32 ADDICTIVE DISORDERS — NONREVERSION

33 Sec. _____. ADDICTIVE DISORDERS NONREVERSION

34 DIRECTIVE. The authority provided in this division
35 of this Act for nonreversion of the appropriations
36 for addictive disorders allocated for the tobacco
37 use prevention and control initiative, as referenced
38 in this section, is limited to \$500,000 and shall
39 be realized by applying the authority to such
40 appropriations in the following order until the
41 limitation amount is reached:

42 1. The allocation made from the general fund of
43 the state in 2009 Iowa Acts, chapter 182, section 60,
44 subsection 1, paragraph "b".

45 2. The allocation made from the health care trust
46 fund in 2009 Iowa Acts, chapter 182, section 2,
47 subsection 1, paragraph "a".>

48 36. Page 80, before line 14 by inserting:

49 Sec. _____. 2009 Iowa Acts, chapter 182, section 5A,
50 as enacted by 2010 Iowa Acts, Senate File 2151, section

1 2, is amended by adding the following new subsection:
2 4. a. (1) To the extent other federal funding is
3 not available for summer youth programs administered by
4 the department of workforce development and provided
5 the match requirement is met through the employment
6 programs, in addition to the amount appropriated in
7 subsection 1, funding is appropriated from the same
8 source and for the same fiscal year addressed in
9 subsection 1, to the department of human services to be
10 used for summer youth employment programs administered
11 by the department of workforce development for the
12 fiscal year beginning July 1, 2009, in accordance with
13 the requirements of this lettered paragraph.

14 (2) The department of human services shall
15 collaborate with the department of workforce
16 development to secure additional federal funds from the
17 emergency contingency fund for the temporary assistance
18 for needy families state program established pursuant
19 to the federal American Recovery and Reinvestment Act
20 of 2009, Pub. L. No. 115-5 § 2101. This collaboration
21 shall be for the express limited purpose of securing
22 emergency contingency funds to subsidize wages paid
23 on behalf of individuals participating in the summer
24 youth employment program administered by the department
25 of workforce development. Subsidized wages shall
26 be eligible for reimbursement under the terms of the
27 federal American Recovery and Reinvestment Act of 2009,
28 Pub. L. No. 115-5 § 2101, or successor legislation,
29 which may extend the availability of emergency
30 contingency funds. The collaboration between the two
31 agencies shall be formalized through a memorandum of
32 agreement.

33 (3) Federal funds received as the result of
34 this collaboration shall be transferred to the
35 department of workforce development for the sole
36 purpose of covering the costs of wages paid on behalf
37 of individuals participating in the summer youth
38 employment program administered by the department of
39 workforce development. The department of workforce
40 development shall ensure that all expenditures comply
41 with applicable federal requirements and shall be
42 responsible for the repayment of any funds spent
43 in error and any corresponding penalty as well as
44 taking corrective action to address the error. Funds
45 received in excess of the amount of subsidized wages
46 eligible for reimbursement under the terms of the
47 federal American Recovery and Reinvestment Act of 2009,
48 Pub. L. No. 115-5 § 2101, or successor legislation,
49 which may extend the availability of emergency
50 contingency funds, shall be returned by the department

1 of workforce development to the federal government
2 following procedures developed by the federal temporary
3 assistance for needy families agency for that purpose.

4 (4) The department of workforce development
5 shall provide the department of human services with
6 the necessary information to support the request
7 for emergency contingency funds and to report the
8 expenditure of these funds once received pursuant to
9 federal reporting requirements. The responsibilities
10 of both agencies shall be specified in the memorandum
11 of agreement.>

12 37. By striking page 103, line 15, through page
13 105, line 1.

14 38. By renumbering as necessary.

HEDDENS of Story