

SENATE FILE 2088

S-5024

1 Amend Senate File 2088 as follows:

2 1. Page 186, line 28, by striking <a quarterly> and
3 inserting <an annual>

4 2. By striking page 207, line 7, through page 210,
5 line 16, and inserting:

6 <Sec. _____. SHIFTING OF PROGRAMS AT STATE MENTAL
7 HEALTH INSTITUTES.

8 1. The department of human services shall commence
9 all of the following during the fiscal year beginning
10 July 1, 2010:

11 a. Shifting the program for juveniles from
12 the Cherokee state mental health institute to the
13 Independence state mental health institute.

14 b. Shifting the adult psychiatric program from the
15 Clarinda state mental health institute to the Cherokee
16 state mental health institute.

17 c. Shifting the gero-psychiatric program from
18 the Clarinda state mental health institute to one or
19 more other locations where quality services can be
20 provided under the program in a cost-effective manner.
21 In implementing this paragraph, the department shall
22 consider all of the following:

23 (1) Developing the program to operate in smaller
24 separate units and taking other measures to enable
25 the program to qualify for medical assistance program
26 funding.

27 (2) Possible program locations at the Glenwood
28 state resource center, a local hospital or health care
29 facility with suitable available space, or the Iowa
30 veterans home.

31 2. The department of human services shall work with
32 the affected patients and their families and advocates,
33 the department of corrections and other state agencies
34 involved, affected state employees, counties and other
35 units of local government, and other stakeholders
36 in order to minimize any adverse impacts that could
37 result from the shifting of programs in accordance with
38 subsection 1.

39 3. The department of human services may adopt
40 administrative rules under section 17A.4, subsection
41 2, and section 17A.5, subsection 2, paragraph "b", to
42 implement the provisions of this section and the rules
43 shall become effective immediately upon filing or on a
44 later effective date specified in the rules, unless the
45 effective date is delayed by the administrative rules
46 review committee. Any rules adopted in accordance
47 with this subsection shall not take effect before
48 the rules are reviewed by the administrative rules
49 review committee. The delay authority provided to the
50 administrative rules review committee under section

1 17A.4, subsection 5, and section 17A.8, subsection
2 9, shall be applicable to a delay imposed under this
3 subsection, notwithstanding a provision in those
4 sections making them inapplicable to section 17A.5,
5 subsection 2, paragraph "b". Any rules adopted in
6 accordance with the provisions of this subsection
7 shall also be published as notice of intended action as
8 provided in section 17A.4.

9 4. The department of human services shall propose
10 legislation in accordance with section 2.16 to provide
11 any amendments to permanent law necessary to reflect
12 the program changes made pursuant to this section.>

13 3. By renumbering as necessary.

JACK HATCH